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# PENNSYLVANIA BULLETIN

Volume 31 Number 8  
Saturday, February 24, 2001 • Harrisburg, Pa.  
Pages 1133—1216

**Agencies in this issue:**

The Courts  
Delaware River Basin Commission  
Department of Banking  
Department of Environmental Protection  
Department of General Services  
Department of Health  
Department of Revenue  
Department of Transportation  
Environmental Hearing Board  
Health Care Cost Containment Council  
Insurance Department  
Liquor Control Board  
Pennsylvania Public Utility Commission  
State Board of Accountancy  
State Employees' Retirement Board  
State Police

**Detailed list of contents appears inside.**

**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 315, February 2001**

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**PENNSYLVANIA**



**BULLETIN**

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# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## ***Pennsylvania Bulletin***

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

## **Adoption, Amendment or Repeal of Regulations**

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

*Bulletin* before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

## **Citation to the *Pennsylvania Bulletin***

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

## ***Pennsylvania Code***

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

## **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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### Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [ ] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2001.

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# THE COURTS

## Title 249— PHILADELPHIA RULES

### PHILADELPHIA COUNTY

#### Reactivation of Allegheny Hospital Medical Malpractice Cases Which Had Been in Deferred Status; Administrative Doc. 02 of 2001

*And Now*, this 5th day of February, 2001, it appearing that pursuant to the Liquidation Plan of Reorganization approved by the Bankruptcy Court, the Section 362 litigation stay was lifted as to Allegheny (AHFRF) cases effective December 26, 2000, it is hereby *Ordered* that all medical malpractice cases involving Allegheny Hospital entities which had been stayed under Section 362 shall be removed from deferred status and placed in active status in a waiting to list status conference posture.

It is further *Ordered* that the Program Team Leaders will schedule those cases in the applicable programs for status conferences.

*By the Court*

JOHN W. HERRON,  
*Administrative Judge*

This Administrative Docket is promulgated in accordance with the April 11, 1987 Order of the Supreme Court of Pennsylvania, Eastern District, No. 55, Judicial Administration, Docket No. 1, Phila. Civ. ★ 51 and Pa. R.C.P. 239, and shall become effective immediately. As required by Pa. R.C.P. 239, the original Administrative Docket shall be filed with the Prothonotary in a docket maintained for Administrative Dockets issued by the Administrative Judge of the Trial Division and copies shall be submitted to the Administrative Office of Pennsylvania Courts, the Legislative Reference Bureau and the Civil Procedural Rules Committee. Copies of the Administrative Docket shall also be submitted to *American Lawyer Media*, *The Legal Intelligencer*, Jenkins Memorial Law Library and the Law Library for the First Judicial District. The Administrative Docket is also available on the Court's website at <http://courts.phila.gov>.

[Pa.B. Doc. No. 01-314. Filed for public inspection February 23, 2001, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### FRANKLIN AND FULTON COUNTIES

#### Amendment of Local Civil Action Rules; Misc. Doc.; Page 2001-450

#### Order of Court

February 7, 2001, Civil Action Rules 39-206.1, 39-2039, 39-2064 and 39-2206 for the Court of Common Pleas of the 39th Judicial District of Pennsylvania are hereby

amended as set forth in the attachment, to be effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

*By the Court*

JOHN R. WALKER,  
*President Judge*

#### 39-206. Petitions and Motions.

*39-206.1.* Motion and Petitions may be made or presented to the Court at any open session thereof or in the chambers of the motion judge at such times as the Court may set.

*39-206.1.2.* All Motions and Petitions shall contain a certification that counsel for the moving or petitioning party has sought concurrence in the Motion or Petition from each other party and that it has been given or denied.

*39-206.1.3.* Motions made, Petitions presented and rules taken, unless permitted by the Court to be made or taken orally, shall be in writing and shall be verified if the facts do not appear on the face of the record, in the papers on file, or have not been agreed upon by the parties in writing.

*39-206.1.4.* Motions made and Petitions presented in writing to the Court shall contain a reference to any applicable local or state rule of procedure of statute with reference to which such Motion or Petition is presented.

*39-206.1.5.* The proper Order to be made by the Court upon a Motion or Petition shall be prepared by counsel in the format prescribed by Pa. R.C.P. 206.5(d) and submitted to the Court for approval, and if approved by the Court, it shall be filed of record immediately after presentation to the Court.

*39-206.1.6.* Petitions and Motions, other than those made during the actual trial of the case, shall be served forthwith upon the adverse party pursuant to the Pennsylvania Rules of Civil Procedure.

*39-206.2* [Reserved].

*39-206.3* [Reserved].

*39-206.4. Rule to Show Cause. Alternative Procedures.*

*39-206.4.1.* Petitions presented in the 39th Judicial District shall proceed upon a rule to show cause, the issuance of which shall be discretionary with the Court as provided in Pa.R.C.P. 206.5.

*39-206.5. Rule to Show Cause. Discretionary Issuance. Stay. Form of Order.*

*39-206.5.1.* The Order issued pursuant to Pa.R.C.P. 206.5 may provide for the taking of depositions on disputed issues of fact, or any evidentiary hearing, at the discretion of the Court.

*39-206.6* [Reserved].

*39-206.7. Procedure After Issuance of Rule to Show Cause.*

*39-206.7.1.* If an Answer is filed raising disputed issues of material fact, the Court may, in its discretion, order an evidentiary hearing in lieu of depositions under Pa.R.C.P. 206.7.

#### 39-2039. Procedure for Approval of Compromises in Cases in Which a Minor is Plaintiff.

*39-2039.1 Situs of the Filing of the Petition.* Petitions for approval of settlements in cases where a minor is



plaintiff shall be filed with the Prothonotary if an action is pending. In cases in which an action is not already pending, such petitions may be styled as Orphans' Court matters and filed with the Clerk of Courts.

*39-2039.2 Issuance of Rule to Show Cause Discretionary.* Petitions for approval of settlements shall not proceed upon a Rule to Show Cause unless the Court, in its discretion, determines that a Rule should issue.

*39-2039.3 Contents of Petition.* The Petition for Court approval shall comply with Pa. R.C.P. 2039 and shall set forth the following:

(a) The salient facts which form the bases of the cause of action;

(b) The date of birth, social security number and address of the minor, names and addresses of the parents and guardians of the minor, and reference to the court, docket number and date of any court order appointing a guardian;

(c) Terms of the settlement, including the specific provisions of any annuity or structured settlement, the credit rating of any entity which assumes responsibility for future payments and the present cost of the annuity or structure, periodic and lump sum payments;

(d) Whether a lien or claim has been raised on behalf of any medical supplier, Medicare, the Department of Public Welfare, ERISA plan, or other entity;

(e) Health care records and/or a written physicians report reflecting the minor's injuries and health care progress;

(f) A statement under oath by the guardian and/or the parent(s), certifying the present physical and/or mental condition, as appropriate, of the minor and approval of the proposed settlement and distribution;

(g) If there is to be an allocation between parties, a statement of the amounts to be allocated to each party and specific reasons for such allocation;

(h) A copy of the agreement supporting a claim for attorney fees;

(i) An itemized accounting of all attorney expenses which counsel requests that the Court approve for reimbursement as part of the settlement;

(j) Certification of policy limits or copy of the declarations page supporting any allegation that limits of insurance coverage are being offered; and

(k) A proposed Order.

*39-2039.4 Proof of Deposit and Compliance with Court Order.* As soon as possible and within sixty (60) days of entry of a final order, the petitioner shall file with the Prothonotary or Clerk of Courts, as appropriate, a certification of compliance with the court order and proof of deposit.

*39-2039.5 Hearing.* In a petition for Court approval of settlement or by separate affidavit, a petitioner shall set forth reasons why a hearing may be required on the petition. Such reasons shall include, but are not limited to, information as to whether or not the available limit of insurance coverage is being offered in settlement. On consideration of the petition, the Court shall determine whether or not a hearing is required. In the event that a hearing is required, the petitioner or counsel for the petitioner shall be so advised. In such event, the petitioner or counsel for the petitioner shall secure a date and time for the hearing and shall provide the Court with a proposed order scheduling hearing.

*Local Rules Committee Note:* It is anticipated that various circumstances may exist which may persuade the Court that a hearing is or is not required on a petition for Court approval of settlement. Relevant information would likely include whether or not insurance policy limits are being offered and may include many other circumstances such as the nature and continuing effect of the minor's injuries, whether or not a structured settlement is proposed, and whether a proposed attorney fee appears to be out of proportion to the services rendered.

**39-2064. Procedure for Approval of Compromises in Cases in Which an Incapacitated Person is Plaintiff.**

*39-2064.1 Situs of the Filing of the Petition.* Petitions for approval of settlements in cases in which an incapacitated person is plaintiff shall be filed with the Prothonotary if an action is pending. In cases in which an action is not already pending, such petitions may be styled as Orphans' Court matters and filed with the Clerk of Courts.

*39-2064.2 Issuance of Rule to Show Cause Discretionary.* Petitions for approval of settlements shall not proceed upon a Rule to Show Cause unless the Court, in its discretion, determines that a Rule should issue.

*39-2064.3 Contents of Petition.* The petition for Court approval shall comply with Pa. R.C.P. 2064 as appropriate and shall set forth the following:

(a) The salient facts which form the bases of the cause of action;

(b) Date of birth, social security number and address of the incapacitated person, names and addresses of the guardian or guardian ad litem, and reference to the court, docket number and date of the court order appointing the guardian or guardian ad litem;

(c) Terms of settlement, including the specific provisions of any annuity or structured settlement, the credit rating of any entity which assumes responsibility for future payments and the present cost of the annuity or structure, periodic and lump sum payments;

(d) Whether a lien or claim has been raised on behalf of any medical supplier, Medicare, the Department of Public Welfare, ERISA plan or other entity;

(e) Health care records and/or a written physician's report reflecting the incapacitated person's injuries and health care progress;

(f) A statement under oath by the guardian or guardian ad litem certifying the present physical and/or mental condition, as appropriate, of the incapacitated person and approval of the proposed settlement and distribution;

(g) If there is to be an allocation between parties, a statement of the amounts to be allocated to each party and specific reasons for such allocation;

(h) A copy of the agreement supporting a claim for attorney fees;

(i) An itemized accounting of all attorney expenses which counsel requests that the Court approve for reimbursement as part of the settlement;

(j) Certification of policy limits or copy of the declarations page supporting any allegation that limits of insurance coverage are being offered; and

(k) A proposed Order.

*39-2064.4 Proof of Deposit and Compliance with Court Order.* As soon as possible and within sixty (60) days of

entry of a final order, the petitioner shall file with the Prothonotary or Clerk of Courts, as appropriate, a certification of compliance with the court order and proof of deposit.

*39-2064.5 Hearing.* In a petition for Court approval of settlement or by separate affidavit, a petitioner shall set forth reasons why a hearing may be required on the petition. Such reasons shall include, but are not limited to, information as to whether or not the available limit of insurance coverage is being offered in settlement. On consideration of the petition, the Court shall determine whether or not a hearing is required. In the event that a hearing is required, the petitioner or counsel for the petitioner shall be so advised. In such event, the petitioner or counsel for the petitioner shall secure a date and time for the hearing and shall provide the Court with a proposed order scheduling hearing.

*Local Rules Committee Note:* It is anticipated that various circumstances may exist which may persuade the Court that a hearing is or is not required on a petition for Court approval of settlement. Relevant information would likely include whether or not insurance policy limits are being offered and may include many other circumstances such as the nature and continuing effect of the incapacitated person's injuries, whether or not a structured settlement is proposed, and whether a proposed attorney fee appears to be out of proportion to the services rendered.

### **39-2206. Procedure for Approval of Settlements of Death Cases.**

*39-2206.1 Situs of the Filing of the Petition.* Petitions for approval of settlements of death cases, including actions for wrongful death only in which a minor or incapacitated person has an interest, survival actions, and combined wrongful and survival actions, shall be filed with the Prothonotary if an action is pending. In cases in which an action is not already pending, such petitions may be styled as Orphans' Court matters and filed with the Clerk of Courts.

*39-2206.2 Additional Considerations.* It is anticipated that various circumstances may exist which may persuade the Court that a hearing is or is not required on a petition for Court approval of settlement. Relevant information would likely include whether or not insurance policy limits are being offered and may include many other circumstances such as whether or not a structured settlement is proposed, and whether a proposed attorney fee appears to be out of proportion to the services rendered.

*39-2206.3 Contents of Petition.* The petition for Court approval shall comply with Pa. R.C.P. 2206 and shall set forth the following:

- (a) The salient facts which form the bases of the cause of action;
- (b) The decedent's date of death, name of the personal representative of the estate and county of appointment with copy of the Decree of the Register attached, proposed allocation as between wrongful death and survival actions, given the proposed allocation, whether there are sufficient assets in the estate to satisfy all debts, pay all creditors, and pay inheritance taxes, identity of the wrongful death beneficiaries and the amount each is to receive, statement of compliance with Pa. R.C.P. 2205, certification that notice of the presentation of the petition has been given to all parties entitled to share in the proceeds of the proposed settlement, identity of any other

parties who may have an interest in the decedent's estate with a description of such interest, and written approval of the Pennsylvania Department of Revenue for allocation between wrongful death and survival actions if such approval has been sought;

(c) Terms of the settlement, including the specific provisions of any annuity or structured settlement, the credit rating of any entity which assumes responsibility for future payments and the present cost of the annuity or structure, periodic and lump sum payments;

(d) Whether a lien or claim has been raised on behalf of any medical supplier, Medicare, the Department of Public Welfare, ERISA plan, or other entity;

(e) A copy of the agreement supporting a claim for attorneys fees;

(f) An itemized accounting of all attorney expenses which counsel requests that the Court approve for reimbursement as part of the settlement;

(g) Certification of policy limits or copy of the declarations page supporting any allegation that limits of insurance coverage are being offered; and

(h) A proposed Order.

*39-2206.4 Proof of Deposit and Compliance with Court Order.* As soon as possible and within sixty (60) days of entry of a final order, the petitioner shall file with the Prothonotary or Clerk of Courts, as appropriate, a certification of compliance with the court order and proof of deposit.

*39-2206.5 Hearing.* In a petition for Court approval of settlement or by separate affidavit, a petitioner shall set forth reasons why a hearing may be required on the petition. Such reasons shall include, but are not limited to, information as to whether or not the available limit of insurance coverage is being offered in settlement. On consideration of the petition, the Court shall determine whether or not a hearing is required. In the event that a hearing is required, the petitioner or counsel for the petitioner shall be so advised. In such event, the petitioner or counsel for the petitioner shall secure a date and time for the hearing and shall provide the Court with a proposed order scheduling hearing.

*Local Rules Committee Notes:*

(1) If an action only raises a wrongful death claim, Court approval of settlement is required only where a minor or incapacitated person has an interest. If the complaint raised wrongful death and survival claims, Court approval is required as to allocation between the categories notwithstanding the absence of minors or incapacitated persons with an interest even if the Plaintiff requests that the entire allocation be to the wrongful death claim. It is anticipated that, in virtually all death cases settled prior to the filing of suit, Court approval will be sought in order to protect the interest of the parties.

(2) It is anticipated that various circumstances may exist which may persuade the Court that a hearing is or is not required on a petition for court approval of settlement. Relevant information would likely include whether or not insurance policy limits are being offered and may include many other circumstances such as

whether or not a structured settlement is proposed, and whether a proposed attorney fee appears to be out of proportion to the services rendered.

[Pa.B. Doc. No. 01-315. Filed for public inspection February 23, 2001, 9:00 a.m.]

LEBANON COUNTY  
Criminal Court Rules

**Rule 52-CrD-101—Purpose and Construction.**

Title and Citation of Rules. These rules adopted by the Court of Common Pleas of Lebanon—Criminal Division, as amended or supplemented, shall be known as the Lebanon County Court of Common Pleas—Criminal Rules and shall be cited as “Leb.Co.Rule 52-CrD-101.”

**Rule 52-CrD-104—Design of Forms.**

The District Attorney shall prepare forms for use during criminal proceedings, which shall be approved by the Court prior to usage. Those forms shall include but are not limited to:

- (a) Waiver of arraignment forms
- (b) Continuance forms
- (c) Guilty plea colloquy forms
- (d) Nolo contendere colloquy forms
- (e) Post-sentence rights forms
- (f) Repeat violent offender forms
- (g) ARD applications
- (h) RAP applications
- (i) Rule 586 applications

After approval by the Court, copies of the above forms shall be available for usage at the Lebanon County Law Library.

The Chief Public Defender is directed to prepare forms for use during criminal proceedings which shall be approved by the Court prior to usage. Those forms shall include but are not limited to:

- (a) An application for free legal services based upon indigency
- (b) Any forms relating to reduction or establishment of bail

After approval by the Court, copies of the above forms shall be available for usage at the Lebanon County Law Library and at the Lebanon County Correctional Facility.

Applications for parole or re-parole shall be on forms generated by the Lebanon County Probation Department and approved by the Court. The parole or re-parole process shall be in accordance with procedures in place as established by the Lebanon County Probation Department.

**Rule 52-CrD-555—Pretrial Procedures.**

The Court shall sit for the purpose of Pretrial Hearings, Miscellaneous Court, Call of the List, Jury Trials and

Argument in accordance with the annual court calendar which shall be adopted and promulgated prior to January 1st of each year.

**Rule 52-CrD-646—Custody and Storage of Trial Exhibits.**

The moving party shall keep custody of and be responsible for all non-documentary material submitted into evidence at trial. That material shall not be left in the courtroom after the conclusion of the trial of the case.

All trial exhibits which are larger than 8.5 × 11 inches shall remain in the custody of and be the responsibility of the moving party. The moving party shall submit an original or copy of the trial exhibit no larger than 8.5 × 11 inches to the Court Clerk, which copy shall be marked and filed of record.

Notwithstanding the above provisions, any party may petition the Court to retain custody of an Exhibit.

**Rule 52-CrD-530—Duties and Powers of a Bail Agency.**

A Bail Agency is hereby established and the Bail Administrator is hereby designated the Bail Agency pursuant to the Pennsylvania Rules of Criminal Procedure Rule 528. The Agency shall perform the duties and exercise the powers therein stated. The Bail Administrator shall be appointed by the President Judge of the Court of Common Pleas of Lebanon County.

Any request for an increase or decrease in bail or any request for approval of 10% bail must be submitted to the Court on a form to be prepared and maintained by the Bail Administrator.

**Rule 52-CrD-574—Motions.**

Any petition, application, motion or other written document requiring (the issuance of a preliminary order or other) action by the Court, shall at the time of the filing thereof, have attached thereto immediately prior to the first page thereof, a form order of Court (including the caption of the proceeding), which is appropriate to the nature of the document.

Where a party to any proceeding requests the Court to enter any order, that party or counsel for that party shall submit to the Court a written form of the order including the caption of the proceeding, and if such relief is requested by the filing of a petition, application, motion or other written instrument, the form of the order (including the caption of the proceeding) shall be attached thereto immediately prior to the first page thereof at the time the instrument is filed.

Rules numbered 1—15 of the Rules of the Court of Common Pleas of Lebanon County Criminal Division are specifically repealed as of May 1, 2001.

These Rules shall be effective as of May 1, 2001.

ROBERT J. EBY,  
President Judge

[Pa.B. Doc. No. 01-316. Filed for public inspection February 23, 2001, 9:00 a.m.]

## NORTHAMPTON COUNTY

**Administrative Order 2001-2—A.R.D./D.U.I. Program Fee****Order of Court**

*And Now*, this 30th day of January, 2001, the fee for all ARD/DUI cases is fixed at \$1,375.00.

The Clerk of Court is ordered to assess and collect these fees and disburse them as follows: Two Hundred and Sixty-seven (\$267.00) Dollars for Court costs, One Hundred and Seventy-five (\$175.00) Dollars for the Alcohol Highway Safety Program, Forty (\$40.00) Dollars for the CRN evaluation, Eight Hundred and Ninety-three (\$893.00) Dollars for the superintending fee to be placed in Account No. 110—4005.

This order shall be effective with respect to all ARD/DUI participants arrested on or after March 1, 2001.

This order replaces Administrative Order # 1994-10, which is vacated effective March 1, 2001.

*By the Court*

ROBERT A. FREEDBERG,  
*President Judge*

[Pa.B. Doc. No. 01-317. Filed for public inspection February 23, 2001, 9:00 a.m.]

## WESTMORELAND COUNTY

**Adoption of Custody Rule Changes; No. 3 of 2001****Administrative Order**

*And Now*, this 1st day of February, 2001, it is hereby *Ordered* that effective in 30 days from the publication of this Order, Westmoreland County Rules of Civil Procedure W1915.3(b), W1915.4-3(d), and W1915.10(a) and (b) are rescinded, and new Rules W1915.3(b), W1915.4-3(d), and W1915.10(a) and (b) are adopted.

*By the Court*

CHARLES H. LOUGHRAN,  
*President Judge*

**Rule W1915.3. Commencement of Action, Complaint, Order.**

(b) The petitioner shall, at the time of filing, proceed to the Westmoreland County Family Court Administrator (Custody Office) for an assignment of a date and time for the Custody Conciliation Conference. The Custody Conciliation Conference shall be scheduled for a date and time not later than 45 days after filing of the complaint or count.

**Rule W1915.4-3. Custody Conciliation Conference.**

(d) If neither an Election to Proceed Through Mediation pursuant to subsection (b), nor a Consent Agreement pursuant to subsection (c) are filed with the Family Court Administrator (Custody Office), the Conciliation Conference shall proceed as originally scheduled.

(1) All parties, and any child, for whom custody or visitation is sought, shall be present at the Custody Conciliation Conference, unless otherwise ordered by the Court. Failure of a party to appear at the Custody

Conciliation Conference may result in the entry of a custody or visitation order by the Court on the recommendation of the Custody Conference Officer in the absence of that party. The absent party may also be subject to contempt proceedings.

(2) The Custody Conference Officer shall conduct the Conciliation Conference actively engaging the parties using mediation skills and techniques in order to reach an agreement. The Conciliation Conference is informal, with no record created nor testimony elicited from parties or witnesses. The parties are given the opportunity to present the issues or problems and to explore all available options for resolution. A second session may be scheduled if needed.

(3) A Consent Agreement form is completed and signed when an agreement is reached.

(4) If the parties cannot agree, the Conference Officer will forward to the Court a report and recommended order.

A. The report shall contain the following:

1. Recommendations, if any, that an evaluation including requirements such as physical or mental evaluations or home studies be undertaken pursuant to Rule W1915.8;

2. Findings of fact on jurisdiction or venue issues; and

3. Recommendations for custody/visitation.

B. The order will include all areas of prior agreement.

C. Except as provided in subsection D, the order shall become a final order unless a Praecipe For Custody Pretrial Conference is filed within 30 days of the date of service of the order. A copy of the order shall be served in accordance with Pa. R.C.P. 236, with a copy to the Family Court Administrator (Custody Office).

D. When an evaluation is ordered, the Order will also schedule a Pretrial Conference. The Praecipe requirement of subsection C does not apply when the Pretrial Conference is ordered.

E. The Praecipe For Custody Pretrial Conference is found at W1915.10.

**Rule W1915.10. Praecipe for Custody Pretrial Conference. Pretrial Conference. Decision.**

(a) A party may file a Praecipe for Custody Pretrial Conference in the Westmoreland County Prothonotary's office anytime within 30 days from the date of service of a Custody Order issued as a result of a Conciliation Conference. Prior to filing the Praecipe, the moving party shall deliver the Praecipe to the chambers of the assigned judge for the scheduling of a Pretrial Conference. When Custody Evaluations have been ordered, a Pretrial Conference is automatically scheduled and a Praecipe need not be filed. (See: W1915.8(a).)

(b) A copy of the Praecipe with the scheduled Pretrial Conference date must be served on the other counsel/parties, and on the Family Court Administrator (Custody Office.) The Praecipe For Custody Pretrial Conference and Scheduling Order shall be substantially as follows:

THE COURTS

IN THE COURT OF COMMON PLEAS OF WESTMORELAND COUNTY, PENNSYLVANIA  
CIVIL ACTION—LAW (CUSTODY)

Plaintiff )  
v. ) No. \_\_\_\_ of 20 \_\_\_\_  
Defendant )  
)

PRAECIPE FOR CUSTODY PRETRIAL CONFERENCE

(Request must be made within 30 days of the date of service of the Order.)

At a recent Custody Conciliation Conference, an acceptable custody/visitation agreement could not be reached. I hereby request a custody Pretrial Conference before the Westmoreland County Court of Common Pleas.

The issues to be considered are:  
(Place a mark before the issues to be considered.)

\_\_\_\_ Relocation                      \_\_\_\_ Time/Length/Number of Visits                      \_\_\_\_ Primary Residence

Other: \_\_\_\_\_  
\_\_\_\_\_

I hereby certify that on \_\_\_\_/\_\_\_\_/\_\_\_\_, I served a copy of this request on the opposing counsel/party.

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_  
\_\_\_\_\_  
Petitioner or Petitioner's Counsel

VERIFICATION

I verify that the statements made in this request are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsifications to authorities.

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_  
\_\_\_\_\_  
Petitioner or Petitioner's Counsel

SCHEDULING ORDER

You are hereby ordered to appear in person on \_\_\_\_\_, 20 \_\_\_\_ at \_\_\_\_\_ .M. before the Honorable \_\_\_\_\_ in Courtroom \_\_\_\_ in the Westmoreland County Courthouse, 2 North Main Street, Greensburg, Pa. 15601 for a Pretrial Conference.

Counsel or the parties, if unrepresented, shall file a Pretrial Narrative at least 10 days prior to the Pretrial Conference. The parties and any children over whom custody or visitation is sought are required to attend the Pretrial Conference pursuant to Westmoreland Rule W1915.10.

BY THE COURT:

Date: \_\_\_\_\_, J.

[Pa.B. Doc. No. 01-318. Filed for public inspection February 23, 2001, 9:00 a.m.]

# RULES AND REGULATIONS

## Title 37—LAW

### STATE POLICE

#### [37 PA. CODE CHS. 31 AND 33]

#### Licensed Retail Dealers; Firearm Record Forms

The State Police (Department), by this order amends Chapters 31 and 33 (relating to standards for licensed retail dealers; and procedures and specifications for firearm record forms), as derived specifically from 18 Pa.C.S. §§ 6101—6126 (relating to the Pennsylvania Uniform Firearms Act of 1995) (UFA), to read as set forth in Annex A.

#### A. *Effective Date*

These final-form regulations will be effective upon publication in the *Pennsylvania Bulletin*.

#### B. *Statutory Authority*

These final-form regulations are adopted under the authority of the UFA. The UFA was most recently amended by the act of February 15, 1997 (P. L. 13, No. 5), the act of June 18, 1998 (P. L. 503, No. 70) (Act 70) and the act of December 8, 1998 (P. L. 933, No. 121) (Act 121). Act 70 amended section 6111.1 of the UFA and required the Department to implement the Pennsylvania Instant Check System (PICS) by July 1, 1998, for the purpose of conducting a criminal background check on every sale, transfer or purchase of a handgun between individuals and on all applicants for a license to carry a firearm. In addition, Act 121 required the Department to conduct a criminal background check through the PICS by December 31, 1998, on the sale, transfer or purchase of a long gun by a person from a firearms dealer licensed by the Commonwealth.

#### C. *Background and Purpose*

As provided, the act of June 26, 1995 (P. L. 88, No. 17) and the act of November 22, 1995 (P. L. 621, No. 66) amending the UFA, became effective on November 20, 1995, and November 22, 1995. The UFA and these implementing final-form regulations have been created to provide support to law enforcement in the area of crime prevention and control by establishing the PICS. It is not the purpose of the act, or these regulations, to place any undue or unnecessary restrictions or burdens on law-abiding citizens with respect to the acquisition, possession, transfer, transportation or use of firearms, rifles or shotguns for personal protection, hunting, target shooting, employment or any other lawful activity. These final-form regulations are not intended to discourage or restrict the private ownership and use of firearms by law-abiding citizens for lawful purposes, or to provide for the imposition by rules or regulations of any procedures or requirements other than those necessary to implement and effectuate the provisions of the UFA.

#### D. *Comments Received*

##### (1) *General Comments:*

Notice of proposed rulemaking was published at 18 Pa.B. 2037 (May 2, 1998) with an invitation to submit written comments within 30 days of publication. The Department received comments from the Pennsylvania Community Providers Association and the Independent Regulatory Review Commission (IRRC). The following is a summary of IRRC's comments and the Department's response:

(1) IRRC raised concern over the clarity of the use of the terms "act" and "steel mesh." The Department agrees with IRRC and has changed the regulation by deleting the term "steel mesh" and further defining the term "act." The remaining suggestions regarding the use of the terms "entrance can not be easily gained" and "constructed to require an excessive amount of force to gain illegal entry" were not incorporated, as the Department avers that they are self-explanatory and do not require further clarification.

(2) IRRC suggested removing and renaming the responsibilities of designated employes in § 31.104 (relating to storage requirements). The suggestion was adopted.

(3) IRRC identified the need for clarity regarding the storage requirements of firearms in an emergency. See § 31.105 (relating to Commissioner's notification). Each suggestion was incorporated.

(4) In § 31.106 (relating to fines and other penalties), relating to the Commissioner's notification to retail firearm dealers during an emergency, IRRC suggested using the news media to notify dealers. This suggestion was incorporated.

(5) IRRC suggested removal of § 31.101 (relating to scope) because it is duplicative. The section was removed from the final-form regulations.

(6) IRRC suggested use of different terminology to streamline § 33.102 (relating to definitions) to identify the contents of the section as "Scope." This suggestion was adopted.

(7) As a result of comments received by IRRC from the Sheriff of Delaware County, IRRC suggested the inclusion of county sheriffs in § 33.103(c) (relating to responsibilities of licensed retail dealers and designated employes). This suggestion was incorporated.

(8) IRRC raised several concerns regarding the use of the following terms: "firearm as defined in section 6102" and "firearm as defined in section 6111.2." Based on the need for consistency and clarity, IRRC suggested that the term "firearm as defined in section 6102" should be modified by replacing it with the term handgun and that the term "firearm as defined in section 6111.2" should be changed to just the term "firearm." Each term is defined and used specifically in the regulation based upon each term's use and application in the UFA. In addition, Federal firearm laws are very specific in the use of the term "firearms." See section 921 of the UFA. Due to the uniformity and consistency of use and application of these terms and to prevent confusion among the regulated community the Department respectfully disagrees with IRRC's recommendation.

(9) IRRC suggested the deletion of the term "or if required by law" from § 33.111 (relating to application/record of sale) based upon the need for clarity and reasonableness of inclusion. The Department concurs and has amended the section accordingly.

(10) IRRC raised a concern regarding the need for the Department to require the regulated community to use "100% sulfite bond paper" in complying with §§ 33.113—33.117 and 33.120 (relating to notification of mental health commitment) of the proposed rulemaking. The Department agrees with IRRC's concern and has deleted the 100% sulfite bond paper, paper requirement accordingly.

(11) IRRC asked the Department to justify the requirements in §§ 33.112 and 33.113 (relating to surcharge remittance form; and surcharge remittance continuation form). The justification is found in the UFA, which requires the retention of records by the firearm dealers. See section 6111(b) of the UFA (relating to sale or transfer of firearms). The Department complied with IRRC's second suggestion in this area and deleted the requirement in § 33.112.

(12) IRRC again raised the concern that the Department should use the term "firearm as defined in section 6102" consistently throughout the regulation and cites §§ 33.114 and 33.115 (relating to Pennsylvania license to carry firearms; and application for a Pennsylvania license to sell firearms) as an example. See paragraph (8) of this Preamble for background. These sections refer to a "license to carry firearms" as provided for in section 6109 of the UFA (relating to licenses). Section 6109 of the UFA does not define the term "firearms," therefore the Department refuses to expand section 6109 of the UFA by defining the term.

(13) IRRC questioned the Department's requirement in § 33.118 (relating to Pennsylvania sportsman's firearm permit) that the permit be distributed in quantities of 500 per pack. The Department concurs and has deleted this requirement.

(14) IRRC correctly points out a citation error in § 33.120. The term "note" should be deleted. The citation to section 6111.1(f)(3) has been changed to the correct cite of section 6111.1(f) and the term "note" has been deleted.

(15) IRRC suggested the deletion of the "SP" form designation in § 33.131 (relating to forms). The Department concurs and has removed the designation.

(2) *IRRC Disapproval and Recommendations:*

On June 22, 2000, IRRC disapproved these final-form regulations. On June 27, 2000, the Department received IRRC's disapproval order, which contained reasons for the disapproval and recommendations. On June 30, 2000, the Department sent notice to IRRC, the House Judiciary Committee and the Senate Law and Justice Committee of the Department's intent to resubmit revised final-form regulations in accordance with section 7(c) of the Regulatory Review Act (71 P. S. § 745.7(c)). In compliance with section 7(c) of the Regulatory Review Act, the Department enclosed and forwarded an agency report to IRRC, the House Judiciary Committee and the Senate Law and Justice Committee.

The Department has adopted each of the recommendations contained in the IRRC's June 22, 2000, disapproval order. The following is a summary of IRRC recommendations and the Department's responses:

(1) IRRC noted that the use of the term "firearm" in §§ 33.114 and 33.115 was unclear and that the term should be defined consistent with section 6102 of the act. The Department concurs with IRRC's recommendation and has amended the two sections by adding the term "as defined in section 6102 of the act" after the term "firearm."

(2) IRRC recommended that § 31.104 lacked clarity because the section contained the following terms: "entrance can not easily be gained" and "constructed to require an excessive amount of force to gain illegal entry." The Department has clarified this section by deleting the problematic terms and specifically requiring the use of certain construction materials to prevent unauthorized entry.

(3) IRRC recommended the deletion of subsections (c) in §§ 33.112 and 33.113. IRRC's reasoning for this recommendation was based on IRRC's previous recommendation to delete the 20 year retention of records requirements because they were inconsistent with the UFA. The Department complied with IRRC's previous recommendation, but failed to delete subsections (c) in §§ 33.112 and 33.113. The Department has corrected this error and complied with IRRC's recommendation by deleting subsections (c) in §§ 33.112 and 33.113.

(4) IRRC's final recommendation was to delete the reporting requirements for physicians contained in § 33.120(a) and (b) because they are inconsistent with the UFA. The reporting requirements in § 33.120 mandate that judges of the courts of common pleas, mental health review officers and county mental health and mental retardation administrators must notify the Department of individuals who have been adjudicated as incompetent or who have been involuntarily committed to a mental institution for inpatient care and treatment under sections 302—304 of the Mental Health Procedures Act (50 P. S. §§ 7102—7104). The recommendation by IRRC to delete this section was based on comments received from the Pennsylvania Psychiatric Society (PPS). The PPS requested that the reporting requirement for examining physicians be deleted because it is inconsistent with the UFA. The Department met with the PPS and drafted an agreed to amendment to this section which deletes the reporting requirement and delineates the only certification reporting requirement for physicians.

E. *Compliance with Executive Order 1996-1*

In accordance with the requirements of Executive Order 1996-1 "Regulatory Review and Promulgation," the Department solicited input and suggestions from the regulated community. These regulations address a compelling public interest, as described in the Preamble and otherwise comply with Executive Order 1996-1.

F. *Benefits*

These final-form regulations will clearly benefit the citizens of this Commonwealth by establishing procedures to prevent prohibited persons from obtaining firearms. To date, 182 individuals with active warrants for their arrest have been arrested attempting to purchase a firearm in violation of the UFA.

G. *Effect*

The final-form regulations will affect Commonwealth residents and nonresidents, firearm dealers and all county sheriffs and the Philadelphia Police Department. The effective date of the PICS was July 1, 1998; since that time the Department has provided seminars, participated in conferences, legislative hearings and various meetings with the regulated community.

H. *Paperwork Requirements and Fiscal Impact*

The final-form regulations continue to require the completion of additional forms, reports or other paperwork as prescribed and provided by the Department.

The costs of the PICS are funded through funds collected by the Firearms Ownership Fund and General Fund Monies. The costs incurred for operating the PICS and enforcing the UFA through these regulations are arranged into the following three areas: personnel, operating and fixed assets. The Department funds a total of 96 positions dedicated to the PICS. The 1999-2000 costs for these positions were \$3,334,000. Operating costs support contracted maintenance of the PICS, system phone line charges, printing of mandated firearms safety bro-

chures, forms and required system enhancements. In 1999-2000, the operating costs were \$966,000. Fixed assets also fund system modifications. Fixed assets costs for 1999-2000 were \$200,000.

I. *Input*

These final-form regulations were drafted with input from a committee consisting of Representative Robert W. Godshall, Senator Vincent J. Fumo, Attorney General Michael D. Fisher, Kathleen Eakin from the Governor's Office of General Counsel and Richard Sheetz from the Attorney General's Office. In addition, representatives from the Department of Treasury—Bureau of Alcohol, Tobacco, and Firearms, the National Rifle Association, various county sheriffs, retail firearm dealers and State and county mental health and mental retardation agencies were contacted.

J. *Review*

Due to the complexity of the UFA, recent and ongoing amendments to the regulations, the PICS, and every implementing form and procedure will be continuously reviewed for effectiveness, clarity and cost savings to ensure that the regulated community's interests are being properly served. The Department is committed to the success of the PICS and adherence to the UFA and will continue to take a proactive approach in soliciting comments from the regulated community.

K. *Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of these final-form regulations to IRRC and to the Chairpersons of the House Judiciary Committee and the Senate Law and Justice Committee on June 1, 2000, for review and comment. In accordance with section 5(b) of the Regulatory Review Act, the Department has also provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form in compliance with Executive Order 1982-2, "Improving Government Regulations." A copy of the material is available to the public upon request.

In preparing these final-form regulations, the Department considered the comments received from IRRC, the Committees and the regulated community.

These final-form regulations were deemed approved by the House Judiciary Committee and the Senate Law and Justice Committee on June 21, 2000. IRRC met on June 22, 2000, and disapproved these final-form regulations in accordance with section 5(c) of the Regulatory Review Act.

On June 30, 2000, the Department notified IRRC and the House Judiciary Committee and the Senate Law and Justice Committee of the Department's intent to revise and resubmit the regulations. On August 2, 2000, the Department resubmitted the revised regulations to IRRC and the House Judiciary Committees and the Senate Law and Justice Committee. The resubmitted regulations were deemed approved by the Committees on August 13, 2000. IRRC approved the resubmitted regulations on August 24, 2000.

L. *Contact Person*

The contact person is Ronald E. Plesco, Jr., Esq., Director, Policy Office, Pennsylvania State Police, 1800 Elmerton Avenue, Harrisburg, PA 17110, (717) 783-5558.

M. *Findings*

The Department finds that:

(1) Public notice of intention to amend the regulations amended by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations promulgated thereunder in 1 Pa. Code §§ 7.1 and 7.2.

(2) The amendment of the regulations of the Department in the manner provided in this order is necessary and appropriate. A public comment period was provided as required by law and the comments received were considered.

(3) The modifications that were made to these regulations in response to comments received do not enlarge the purpose or scope of the proposed regulations published at 28 Pa.B. 2037.

(4) The adoption of the regulations in the manner provided is necessary and appropriate for the administration of the authorizing statute.

N. *Order*

The Department, acting under the authorizing statute, orders that:

(a) The regulations of the Department, 37 Pa. Code Chapters 31 and 33, are amended by deleting §§ 31.1—31.6, 31.11 and 31.21, 33.1, 33.11—33.17 and 33.21 and adding §§ 31.101—31.106, 33.101—33.103, 33.111—33.122 and 33.131 and to read as set forth in Annex A.

(b) The Commissioner of the Department shall submit this order and Annex A to the Office of Attorney General and the Office of General Counsel for approval as required by law.

(c) The Commissioner of the Department shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall take effect immediately upon publication in the *Pennsylvania Bulletin*.

COLONEL PAUL J. EVANKO,  
*Commissioner*

*(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 30 Pa.B. 4780 (September 9, 2000).)*

**Fiscal Note:** 17-60. (1) General Fund and Firearm Ownership Fund;

	<i>General Fund</i>	<i>Firearm Ownership Fund</i>
(2) Implementing Year 1996-97 is	\$974,000	\$0
(3) 1st Succeeding Year 1997-98 is	\$1,508,000	\$1,124,000
2nd Succeeding Year 1998-99 is	\$2,503,000	\$1,412,000
3rd Succeeding Year 1999-00 is	\$1,000,000	\$3,500,000
4th Succeeding Year 2000-01 is	\$2,181,000	\$2,200,000
5th Succeeding Year 2001-02 is	\$2,181,000	\$2,200,000

Modification of cost estimates from the regulations are based on most current information and agrees with the Governor's Executive Budget.

(4) New Program. Nonapplicable;

(8) recommends adoption.



## Annex A

## TITLE 37. LAW

## PART I. STATE POLICE

Subpart D. ADMINISTRATIVE REGULATIONS  
REGARDING THE UNIFORM FIREARMS ACTCHAPTER 31. STANDARDS FOR LICENSED  
RETAIL DEALERS

## GENERAL PROVISIONS

## §§ 31.1—31.6. (Reserved).

## § 31.11. (Reserved).

## § 31.21. (Reserved).

## § 31.101. Scope.

This chapter sets forth regulations for the storage of firearms by licensed retail dealers if a clear and present danger to public safety is found by the Commissioner to exist within this Commonwealth during the hours when the licensed retail dealer is closed for business. This chapter applies to all licensed retail dealers and their designated employees.

## § 31.102. Definitions.

The following words and terms, when used in this subpart, have the following meanings, unless the context clearly indicates otherwise:

*Act*—The Pennsylvania Uniform Firearms Act of 1995, 18 Pa.C.S. Chapter 61, Subchapter A.

*Commissioner*—The Commissioner of the State Police.

*Designated employe*—An employe of the licensed retail dealer who is designated by the licensed retail dealer to have direction or control in the sale of firearms to the consumer—for example, sporting goods department manager, firearms department manager.

*Firearm*—Unless otherwise defined a weapon which is designed to or may readily be converted to expel a projectile by the action of an explosive or the frame or receiver of the weapon.

*Licensed retail dealer*—A person, partnership, association or corporation licensed to sell or transfer firearms to the consumer.

## LICENSED RETAIL DEALERS

## § 31.103. Responsibilities of licensed retail dealers and designated employes.

(a) *General.* If a clear and present danger to public safety is found by the Commissioner to exist in this Commonwealth, licensed retail dealers located in the affected area, upon public announcement by the Commissioner as referred to in section 6113 of the act (relating to licensing of dealers), shall securely store all firearms which are on the business premises during the hours when the licensed retail dealer is closed for business.

(b) *Storage.* Licensed retail dealers located in the affected area, upon public announcement by the Commissioner, are required to comply with one of the following:

(1) All firearms shall be removed from public display. This includes firearms in display cases, racks and shelves within the premises. These firearms shall be placed in a suitable safe, vault or storeroom until the Commissioner has declared the danger to have ceased.

(2) Those licensed retail dealers who do not have a suitable safe, vault or storeroom shall remove all firearms from public view. A bolt, cylinder or any other essential

part the absence of which would make the firearm inoperable shall be removed from each firearm and stored at a location other than the licensed retail dealer's place of business until the Commissioner has declared the danger to have ceased. The location shall be at a place geographically removed from the emergency and shall restrict unauthorized access.

(c) *Designated employe instructions.*

(1) In the absence of the licensed retail dealer, the designated employe is responsible for the securing of firearms according to subsection (b).

(2) Licensed retail dealers shall instruct their designated employes of the storage requirements of firearms, if the Commissioner finds a time of clear and present danger to public safety.

## § 31.104. Storage requirements.

(a) A suitable storeroom for the storage of firearms shall consist of a separate room or closet located inside the premises. There may not be any windows or outside exits to this room. The entrance door of the storeroom shall be of solid wood or metal with the hinges to be designed and located so the pins cannot be pulled from outside the room. Door locks shall be the cylinder type, in good working order, firmly set in place, and with locking bolts or bars so designed that they cannot be pushed back with a thin instrument such as a knife blade or plastic card. The ceiling, floor and walls shall be constructed of wood, metal or wallboard to prevent entrance from an adjoining building or room.

(b) Vaults or safes employed to store the firearms shall be constructed of metal, steel or similar materials to prevent unauthorized entry.

(c) The premises or storeroom of a licensed retail dealer may be equipped with other security devices which the retail dealer deems necessary in addition to the requirements in this chapter.

## § 31.105. Commissioner's notification.

(a) If the Commissioner determines that a clear and present danger to public safety in this Commonwealth exists, the Commissioner will notify all licensed retail dealers through public announcements through the news media.

(b) If the Commissioner determines that the clear and present danger to public safety in this Commonwealth has ceased, the Commissioner will notify all licensed retail dealers through public announcements through the news media.

## § 31.106. Fines and other penalties.

Failure of any licensed retail dealer or a designated employe to abide by this chapter may result in prosecution under the act.

CHAPTER 33. PROCEDURES AND  
SPECIFICATIONS FOR FIREARM RECORD  
FORMS

## GENERAL

## § 33.1. (Reserved).

## §§ 33.11—33.17. (Reserved).

## § 33.21. (Reserved).

## § 33.101. Authority.

(a) The General Assembly has declared its intention to provide support to law enforcement in the area of crime prevention and control, and that it is not the policy of the

Commonwealth to place undue or unnecessary restrictions or burdens on law-abiding citizens with respect to the acquisition, possession, transfer, transportation or use of firearms, rifles or shotguns for personal protection, hunting, target shooting, employment or other lawful activity.

(b) The General Assembly further declared that this policy is not intended to discourage or restrict the private ownership and use of firearms by law-abiding citizens for lawful purposes or to provide for the imposition by rules or regulations of any procedures or requirements other than those necessary to implement and effectuate the act.

**§ 33.102. Definitions.**

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

*Firearm as defined in section 6102 of the act*—A pistol or revolver with a barrel length less than 15 inches, a shotgun with a barrel length less than 18 inches or a rifle with a barrel length less than 16 inches, or a pistol, revolver, rifle or shotgun with an overall length of less than 26 inches. The barrel length of a firearm shall be determined by measuring from the muzzle of the barrel to the face of the closed action, bolt or cylinder, whichever is applicable.

*Firearm as defined in section 6111.2 of the act*—A weapon which is designed to or may readily be converted to expel a projectile by the action of an explosion or the frame or receiver of the weapon.

*Gun show/meet*—A function sponsored by a National, state or local organization, devoted to the collection, competitive use or other sporting use of firearms, as defined in section 6111.2 of the act (relating to firearm sales surcharge), or an organization or association that sponsors functions devoted to the collection, competitive use or other sporting use of firearms, as defined in section 6111.2 of the act, in the community.

*Handgun*—A pistol or revolver with a barrel length less than 15 inches, a shotgun with a barrel length less than 18 inches or a rifle with a barrel length less than 16 inches, or a pistol, revolver, rifle or shotgun with an overall length of less than 26 inches. The barrel length of a firearm is determined by measuring from the muzzle of the barrel to the face of the closed action, bolt or cylinder, whichever is applicable as defined in section 6102 of the act.

*Identification*—

(i) Includes the following documents, which shall be accepted by dealers:

- (A) A valid photo driver's license.
- (B) A valid government-issued photo identification card.

(ii) To be acceptable, a government-issued photo identification card shall contain the holder's name, date of birth and signature. If it does not contain the holder's current address, another document containing that address such as a current utility bill, residential lease agreement, mortgage, and the like, shall be presented.

(iii) If the applicant is a member of a religious sect or community whose tenets forbid or discourage the taking of photographs, dealers shall accept a valid without-photo driver's license, or a combination of three of the following types of identification. If none of those three contain the applicant's current address, the applicant shall have another document containing the name and current ad-

dress such as a current utility bill, residential lease agreement, mortgage, and the like.

- (A) A valid government-issued identification card.
- (B) A birth certificate.
- (C) A Social Security card.
- (D) A valid Pennsylvania license to carry firearms issued under section 6109 of the act (relating to licenses). To be accepted as a valid Pennsylvania license to carry firearms, a license issued after July 1, 1998, shall be on a form identical to the one prescribed by the State Police.

*Licensee*—A person, partnership, association or corporation issued a license by the Commonwealth, or a political subdivision thereof, to sell or transfer a firearm.

*Long-gun*—The term includes any weapon, that is not a handgun, designed to or may readily be converted to expel a projectile by the action of an explosion, or the frame or receiver of the weapon.

*PICS—Pennsylvania Instant Check System*—The Pennsylvania instantaneous records check system established under the act and in accordance with the Brady Handgun Violence Prevention Act, 18 U.S.C.A. §§ 921—925A.

*Private sale*—A sale or transfer between two non-licensed persons as referred to in section 6111 of the act (relating to sale or transfer of firearms).

*Responsible person*—In addition to a sole proprietor, a responsible person is:

- (i) In the case of a corporation, partnership or association, an individual possessing, directly or indirectly, the power to direct or cause the direction of the management, policies and practices of the corporation, partnership or association, insofar as they pertain to firearms, as defined in section 6111.2 of the act.
- (ii) In the case of a corporation, association or similar organization, a person owning 10% or more of the outstanding shares of stock issued by the applicant, and the officers and directors thereof.

*Sheriff*—The sheriff of the county, or the chief or head of the police department in a city of the first class.

**§ 33.103. Confidentiality.**

(a) Information furnished under this chapter by an applicant, purchaser, transferee or licensee, or collected by the designated issuing authority under this chapter, is confidential and not subject to public disclosure.

(b) Information collected or maintained under this chapter by the State Police is confidential and not subject to public disclosure.

(c) Nonpublic disclosure by the State Police of information collected, furnished or maintained under this chapter is restricted to:

- (1) Disclosure upon request of the applicant, licensee, purchaser or transferee, as described in sections 6109 and 6111 of the act (relating to licenses; and sale or transfer of firearms), upon documentary certification that the requestor is in fact the applicant, licensee, purchaser or transferee.
- (2) Disclosure upon request of a county sheriff or a criminal justice agency, defined as any court, including the minor judiciary, with criminal jurisdiction or any other governmental agency, or subunit thereof, created by statute or by the State or Federal constitutions, specifically authorized to perform as its principal function the administration of criminal justice, and which allocates a

substantial portion of its annual budget to this function. Criminal justice agencies include: organized State and municipal police departments, local detention facilities, county, regional and State correctional facilities, probation agencies, district or prosecuting attorneys, parole boards, pardon boards and agencies or subunits thereof, as are declared by the Attorney General to be criminal justice agencies as determined by a review of applicable statutes and the State and Federal Constitutions, or both.

(d) No disclosure of information forwarded, collected or maintained under this chapter will be made to requests of noncriminal justice agencies, or individuals other than the applicant, licensee, purchaser or transferee as described in sections 6109 and 6111 of the act.

(e) Mental health records information received or maintained by the State Police under section 6111.1(b) and (f) of the act (relating to Pennsylvania State Police) shall be confidential and not subject to public disclosure. The information shall be available only to the State Police for the purposes of determining, under sections 6109(d) and 6111.1(b) of the act, if the potential applicant is prohibited from possessing, using, controlling, selling, transferring or manufacturing a firearm, or obtaining a license to possess, use, control, sell, transfer or manufacture a firearm in this Commonwealth, as defined under Federal or State law, and for the purpose of informing the licensee/sheriff making inquiry under sections 6109(d) and 6111.1(b)(iii) of the act.

#### FORM REQUIREMENTS

##### § 33.111. Application/record of sale.

(a) *Description.* The application/record of sale, Form SP 4-113, is a prenumbered three-part form furnished through the State Police under section 6111 of the act (relating to sale or transfer of firearms) and is used to record firearm transactions. A written request for these forms may be directed to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. Telephone requests will not be honored. Forms will be furnished to the licensee/sheriff and shall be requested at least 3 weeks prior to the time of actual need.

##### (b) *Requirements.*

(1) The application/record of sale shall be either typewritten or printed in blue or black ink with a ballpoint pen. Copies shall contain legible impressions. It is the responsibility of the licensee/sheriff, and the transferee/purchaser, to ensure the form is accurately completed as indicated in the block instructions (relating to fines and other penalties). The original shall be transmitted by the licensee/sheriff within 14 days of the sale/transfer by first class mail to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. The first copy shall be retained by the licensee/sheriff for 20 years and filed in a book form in chronological order, with the latest date to the front. The second copy shall be provided to the transferee/purchaser.

(2) If a licensed business is discontinued and succeeded by a new licensee, the records prescribed by this section including both completed and blank application/record of sale forms, shall be delivered to the successor. When discontinuance of the business is absolute, the records shall be delivered within 30 days following the business discontinuance to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110.

(c) *Retail sale/transfer of a handgun or long gun prior to the implementation of the instantaneous background*

*check.* The following are steps for completing the application/record of sale for a retail sale/transfer of a handgun or, a long gun as required in section 6111(b)(1.1)(i) of the act, prior to the implementation of the instantaneous background check.

(1) The applicant is provided an application/record of sale form and the applicant shall complete the applicable blocks as indicated on the form. If the applicant does not complete all of the required information or checks "yes" to any of the questions under transferee's/purchaser's information on the form, the sale/transfer may not take place.

(2) The licensee/sheriff shall check the applicant's identification and ensure it meets the requirements under § 33.104 (relating to definitions).

(3) The licensee/sheriff shall ensure the form has been accurately completed.

(4) The licensee/sheriff shall comply with any applicable waiting period (Federal or State).

(5) If the sale/transfer is not denied, the transaction may be completed and the licensee/sheriff shall complete the applicable sections on the form as per block instructions, and provide the transferee/purchaser a summary of the uniform firearm laws which includes a safety brochure. The transferee/purchaser shall then sign the designated block on the form.

(d) *Retail sale/transfer of a handgun or long gun after the implementation of the instantaneous background check.* The following are steps for completing the application/record of sale for a retail sale/transfer of a handgun or long gun as required in section 6111(b)(1.1)(i) of the act, upon the implementation of the instantaneous background check. If the system becomes inoperable for a period exceeding 48 hours as indicated by the State Police at the time an instant background check is requested, the licensee/sheriff shall follow the procedures outlined in subsection (c) for any firearm. This procedure shall stay in effect during the time indicated by State Police at the time of the check. However licensees are still required to comply with the Federal requirements of 18 U.S.C.A. § 922(T) (relating to the National Instant Criminal Background Check System).

(1) The applicant is provided an application/record of sale form and shall complete the applicable blocks as indicated on the form. If the applicant does not complete all of the required information or checks "yes" to any of the questions under transferee's/purchaser's information on the form, the sale/transfer may not take place.

(2) The licensee/sheriff shall check the applicant's identification and ensure it meets the requirements under § 33.104.

(3) The licensee/sheriff shall ensure the form has been accurately completed.

(4) The licensee/sheriff shall request an instantaneous background check be conducted on the applicant.

(5) If the applicant's instantaneous background check is approved, the transaction may be completed and the licensee/sheriff shall complete the applicable sections on the form as per block instructions, and provide the transferee/purchaser a summary of the uniform firearm laws which includes a safety brochure. The transferee/purchaser shall then sign the designated block on the form.

(e) *Private sale/transfer of handgun.* The following are the steps for completing the application/record of sale for a private sale/transfer involving a handgun:

(1) The licensee/sheriff shall follow the same procedures as outlined in either subsection (c) or (d), except that the transferor's/seller's information shall also be included in Section F on the form before the private sale/transfer can be completed. If the transfer is by intestate succession or by bequest, the executor or administrator shall act in the capacity of the transferor/seller. Private sales shall occur only at the place of business of the licensee, or sheriff's office. The licensee/sheriff shall follow the procedures as if he was the seller.

(2) The licensee/sheriff shall retain the application/record of sale as though he were the seller.

(f) *Approval number.* An approval number shall be issued through the instant background check system for use by the licensee/sheriff for approval of an applicant to complete a firearm, as defined in section 6111.2 of the act (relating to firearm sales surcharge), transaction. If the applicant chooses to complete other firearm transactions on the same day with the same licensee/sheriff, the approval number shall be valid for use on the subsequent application/record of sale forms. If the applicant chooses to complete a firearm transaction with a different licensee/sheriff, a new approval number shall be obtained from the State Police by that licensee/sheriff and it shall be valid for all firearm transactions made with the licensee/sheriff for that date, and so on. The applicant shall be issued a receipt from the licensee/sheriff for each firearm transaction made. It shall contain the approval number for the firearm transaction, and date it was given. The application/record of sale may serve as the receipt.

(g) *Preapproval.* At an auction or gun show/meet, an approval number may be obtained by a potential transferee/purchaser for use during a later firearm transaction, as defined in section 6111.2 of the act. The potential transferee/purchaser shall be required to present the required identification to the licensee/sheriff, complete Section B on the application/record of sale and pay the required fee. The licensee/sheriff shall then request that an instantaneous background check be conducted on the potential transferee/purchaser. If approved, the licensee/sheriff shall place the approval number and date on the application, and retain it pending any transactions made by the potential transferee/purchaser on that date.

(1) If the potential transferee/purchaser conducts a transaction that requires a completed application/record of sale, the form shall be completed and the transferee/purchaser shall be given a copy to serve as the receipt.

(2) If the transferee/purchaser conducts a transaction that does not require a completed application/record of sale, the transferee/purchaser shall be given a copy of the partially completed form to serve as the receipt. The State Police copy shall be voided and forwarded to the State Police. The licensee's/sheriff's copy shall be retained as required. The licensee/sheriff shall ensure the fee is included with the surcharge remittance form.

(3) If no transaction is made on that date, the licensee/sheriff shall void the form. The State Police copy shall be voided and forwarded to the State Police. The licensee's/sheriff's copy shall be retained as required. The licensee/sheriff shall ensure the fee is included with the surcharge remittance form.

(h) *Fees.*

(1) *Firearm sales surcharge.* It is the responsibility of the licensee/sheriff to collect the firearm sales surcharge from the purchaser at the time of the transaction of the firearm, as defined in section 6111.2 of the act.

(2) *Instantaneous records check.* When the instantaneous records check is operational, a fee shall be collected by the licensee/sheriff from the requestor at the time a check is requested, under section 6111(b)(3) of the act.

(3) *Transmittal of fees.* The fees as described in paragraphs (1) and (2), shall be transmitted by the licensee/sheriff within 14 days of collection by first class mail to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110.

(i) *Transmission of fees/surcharges.* The licensee/sheriff shall utilize the surcharge remittance form, and if necessary, the surcharge remittance continuation form, when transmitting the fees/surcharges referenced in this subsection. Refer to § 33.112 (relating to surcharge remittance form).

**§ 33.112. Surcharge remittance form.**

(a) The surcharge remittance form shall be used by the licensee/sheriff to supply the State Police a record of the number of private sales processed, long-guns and handguns sold, telephone instantaneous records checks approved/denied, verification that a background check has been completed for each purchase/transfer as required by the act, and as a means to calculate the amount of fees/surcharges owed by the licensee/sheriff. The surcharge remittance form shall be uniform throughout this Commonwealth and shall be on a form prescribed by the State Police. The form shall be 8 1/2 inches by 11 inches in dimension, on plain white paper.

(b) It is the responsibility of the licensee/sheriff to ensure the form is accurately completed as indicated in the block instructions. The form may be typewritten, computer generated or printed in blue or black ink with a ballpoint pen. Copies shall contain legible impressions. The original shall be transmitted by the licensee/sheriff along with a check payable to "Pennsylvania State Police FSSF" covering the total amount of surcharge/fee owed within 14 days of a sale, transfer or instantaneous records check by first class mail to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110.

**§ 33.113. Surcharge remittance continuation form.**

(a) The surcharge remittance continuation form shall be uniform throughout this Commonwealth and shall be on a form prescribed by the State Police. The form shall be 8 1/2 inches by 11 inches in dimension, on plain white paper. The form shall be used by the licensee/sheriff when additional space is needed to record approval numbers/dates approved as required in § 33.111 (relating to application/record of sale).

(b) It is the responsibility of the licensee/sheriff to ensure the form is accurately completed as indicated in the block instructions. The form may be typewritten, computer generated or printed in blue or black ink with a ballpoint pen. Copies shall contain legible impressions. The original shall be transmitted by the licensee/sheriff along with the corresponding surcharge remittance form within 14 days of a sale, transfer or instantaneous records check by first class mail to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110.

**§ 33.114. Application for a Pennsylvania license to carry firearms.**

(a) The application for a Pennsylvania license to carry firearms (as defined in section 6102 of the act (relating to definitions)) form, is used to apply for an original/renewal of a Pennsylvania license to carry firearms and shall be

uniform throughout this Commonwealth. It shall be on a form prescribed by the State Police. The form shall be 8 1/2 inches by 11 inches in dimension, on plain white paper. The form shall be used by the issuing authority, that is, county sheriff or a chief of police for a city of the first class, to conduct an investigation within 45 days relative to whether the applicant would be precluded from receiving a license under the conditions in the act.

(b) The application for a Pennsylvania license to carry firearms (as defined in section 6102 of the act) shall be typewritten, computer generated or printed in blue or black ink with a ballpoint pen. Copies shall contain legible impressions. It is the responsibility of the issuing authority to utilize the form as prescribed by the State Police, and ensure it is accurately completed in accordance with the block instructions contained therein. The form shall be retained by the issuing authority for 6 years.

(c) At least 60 days prior to the expiration of each license, the issuing sheriff shall send to the licensee an application for a renewal of license. Failure to receive a renewal application does not relieve a licensee from the responsibility to renew the license.

**§ 33.115. Pennsylvania license to carry firearms.**

(a) The Pennsylvania license to carry firearms (as defined in section 6102 of the act (relating to definitions)) form, shall be constructed as a three-part form, 3 inches by 5 3/8 inches in dimension, on white paper. The issuing authorities, that is, county sheriff or a chief of police for a city of the first class, shall utilize the form as prescribed by the State Police.

(b) The Pennsylvania license to carry firearms (as defined in section 6102 of the act) shall be typewritten, computer generated or printed in blue or black ink with a ballpoint pen. Copies shall contain legible impressions. A photograph of the applicant may be placed on the license if required by the issuing authority.

(c) The form is designed to be folded in half and may be laminated. At the option of the entity furnishing the form, the paper weight of each part may be a minimum of 14 pounds up to a maximum of 28 pounds, and impressions may be produced by utilizing either carbon inserts or no carbon required (NCR) paper. Forms shall be numbered in numerical sequence and the size of the license numbers shall be at least 3/16 of an inch. The first two numbers shall be the county location code followed by the license number—for example, if the license was issued by Dauphin County, the license number would be 22-0000001, and so on.

(d) Under section 6109 of the act (relating to licenses), the original shall be issued to the licensee and be valid for 5 years from date of issue, unless revoked sooner. The first copy shall be transmitted by the issuing authority within 7 business days by first class mail to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. The second copy shall be retained by the issuing authority for 6 years.

**§ 33.116. Application for a Pennsylvania license to sell firearms.**

(a) The application for a Pennsylvania license to sell firearms form is used to apply for an original/renewal of a Pennsylvania license to sell firearms and shall be uniform throughout this Commonwealth. It shall be on a form prescribed by the State Police. The form shall be 8 1/2 inches by 11 inches in dimension, on plain white paper. The form shall be used by the issuing authority, that is,

the chief or head of any police department of a city, and elsewhere, the sheriff of the county, to conduct an investigation relative to whether the applicant would be precluded from receiving a license under the conditions in the act.

(b) The application for a Pennsylvania license to sell firearms shall be either typewritten, computer generated or printed in blue or black ink with a ballpoint pen. Copies shall contain legible impressions. It is the responsibility of the issuing authority to utilize the form and to ensure it is accurately completed as indicated in the block instructions. The original shall be transmitted by the issuing authority within 7 business days by first class mail to the Pennsylvania State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. The issuing authority shall retain a duplicate copy for 6 years.

(c) By signing the application, the applicant is acknowledging that if a license be granted, the applicant gives permission to the Pennsylvania State Police, or their designee, and the issuing authority to come to the licensee's business location and inspect the premises, records, and documents without a warrant, to ensure compliance with this chapter, and the act.

**§ 33.117. Pennsylvania license to sell firearms.**

(a) The Pennsylvania license to sell firearms form shall be uniform throughout this Commonwealth and shall be on a form prescribed by the State Police. The license shall be 8 1/2 inches by 11 inches in dimension, on plain white paper. The license shall be granted to reputable applicants by the issuing authority. The Pennsylvania license to sell firearms is required for any person engaged in the business of selling or transferring firearms as defined in section 6113(d) of the act (relating to licensing of dealers).

(b) The Pennsylvania license to sell firearms shall be either typewritten, computer generated or printed in blue or black ink with a ballpoint pen in three counterparts. Copies shall contain legible impressions. It is the responsibility of the issuing authority to ensure the form is accurately completed as indicated in the block instructions, and that the State Police Firearm Unit is contacted, at (717) 783-5495, to obtain a specific license number for the form. The issuing authority shall use only the license prescribed by the State Police.

(c) The original shall be delivered to the licensee to be displayed as prescribed by the act and is valid for 3 years from date of issue. The first copy shall be transmitted by the issuing authority within 7 business days by first class mail to the Pennsylvania State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. The issuing authority shall retain the second copy for 6 years.

**§ 33.118. Pennsylvania sportsman's firearm permit.**

(a) The Pennsylvania sportsman's firearm permit form is a prenumbered three-part form furnished by the State Police under section 6106(c) of the act (relating to firearms not to be carried without a license). This permit, granting exemption to section 6106(a) of the act, is issued in conjunction with a hunting, furtaking or fishing license, or permit relating to hunting dogs, under section 6106(b)(9) and (10) and (c) of the act. A written request for these forms may be directed to the Pennsylvania State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. Telephone requests will not be honored. The State Police shall furnish official permit forms to the county treasurer upon request. Requests shall be made 3 weeks prior to the time

of actual need. Upon receipt, the county treasurer shall remit to the State Police the sum of \$1 for each official permit form furnished in accordance with section 6106 (c) of the act.

(b) The Pennsylvania sportsman's firearm permit shall be completed as indicated in the block instructions. It can either be typewritten or printed in blue or black ink with a ballpoint pen. Copies shall contain legible impressions. The original shall be issued to the licensee and is valid for 5 years from date of issue. The first copy shall be transmitted by the issuing authority within 7 business days by first class mail to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. The issuing authority shall retain the second copy for 2 years after the expiration date.

**§ 33.119. Revocations.**

(a) A Pennsylvania license to carry firearms, Pennsylvania license to sell firearms or a Pennsylvania sportsman's firearm permit may be revoked by the issuing authority for good cause.

(b) Notice of revocation shall be in writing upon the official letterhead stationery of the issuing authority and shall state the reason for revocation, the full name and date of birth of the licensee as it appears on the license/permit, the number of the license/permit and the date of revocation.

(c) The notice shall be sent by certified mail, and, at that time, a copy shall be forwarded to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110.

(d) An individual whose license/permit is revoked shall surrender the license/permit to the issuing authority within 5 days of the receipt of notice.

**§ 33.120. Notification of mental health commitment.**

(a) The notification of mental health commitment and adjudication of incompetence shall be consistent in form and format throughout this Commonwealth. The notification form and format shall be prescribed by the State Police and used by the judges of the courts of common pleas, mental health review officers and county mental health and mental retardation administrators for notifying the State Police of individuals who have been adjudicated as an incompetent or who have been involuntarily committed to a mental institution for inpatient care and treatment under section 302, 303 or 304 of the Mental Health Procedures Act (50 P. S. §§ 7102, 7103 and 7104). Following a notification submitted to the State Police that inpatient care was necessary for a person or that a person was commitable, if an examining physician subsequently determines that no severe mental disability existed pursuant to section 302(b) of the Mental Health Care Procedures Act, that examining physician shall utilize the form and format to provide notice to the State Police to expunge the previously submitted notification in accordance with section 6111.1(g)(3) of the act (relating to Pennsylvania State Police).

(b) It is the responsibility of the judges of the courts of common pleas, mental health review officers and county mental health and mental retardation administrators to ensure the notification provides complete and accurate information. The notification shall include: The full name of the individual who was involuntarily committed or adjudicated incompetent, at least one numeric identifier (date of birth or Social Security number, or both), and

physical description; notification of the type of commitment and date of the commitment or adjudication of incompetence; the county submitting the information, and name, address and telephone number of the notifying official; examining physician's certification on 302 commitments; facility where the commitment occurred; court case number and date of court order, where applicable. The notification shall be made to the State Police by the judges of the courts of common pleas, mental health review officers and mental health and mental retardation administrators within 7 days of the adjudication, commitment or treatment, or determination by an examining physician of the lack of severe mental disability following the initial commitment as set forth in subsection (a), by the form and format prescribed by the State Police. Notification made by mail, shall be directed to the Pennsylvania State Police, Attention: Firearm Division, PICS Operations, 1800 Elmerton Avenue, Harrisburg, PA 17110. The envelope shall be marked "Confidential."

**§ 33.121 PICS firearm acquisition/license to carry/denial challenge.**

(a) The PICS firearm acquisition/license to carry/denial challenge form, shall be furnished to licensed firearms dealers and county sheriffs in this Commonwealth, to be provided to individuals upon request, who are denied the ability to purchase or acquire a firearm, as defined in section 6111.2 of the act (relating to firearms sales surcharge) or a license to carry a firearm, based upon a PICS firearms background check determination. A written request for these forms may be directed to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110. Forms shall be furnished to the firearms dealer/sheriff and shall be requested at least 3 weeks prior to the time of actual need.

(b) The PICS firearm acquisition/license to carry/denial challenge form shall be either typewritten or printed in blue or black ink pen. The form shall be completed containing legible impressions. It shall be the responsibility of the individual submitting the denial challenge to ensure the form is accurately completed. The form shall be submitted within 30 days of the PICS denial determination by the requesting individual, by first class mail, to the State Police, Attention: Firearm Unit, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110.

**FINES AND PENALTIES**

**§ 33.122. Fines and other penalties.**

This chapter is promulgated under the authority contained in the act, and will be prosecuted as a violation of the act.

**FORMS**

**§ 33.131. Forms.**

(a) The following forms have been promulgated by the State Police under authority of the act and this subpart.

- (1) Application/Record of Sale.
- (2) Surcharge Remittance Form.
- (3) Surcharge Remittance Continuation Form.
- (4) Application for a Pennsylvania License to Carry Firearms.

- (5) Pennsylvania License to Carry Firearms.
  - (6) Application for a Pennsylvania License to Sell Firearms.
  - (7) Pennsylvania License to Sell Firearms.
  - (8) Pennsylvania Sportsman's Firearm Permit.
  - (9) Notification of Mental Health Commitment.
  - (10) PICS Firearm Acquisition/ License to Carry/Denial Challenge.
- (b) The forms are available from the State Police by contacting: Pennsylvania State Police, 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110.

[Pa.B. Doc. No. 01-319. Filed for public inspection February 23, 2001, 9:00 a.m.]

# Title 49—PROFESSIONAL AND VOCATIONAL AFFAIRS

## STATE BOARD OF ACCOUNTANCY

### [49 PA. CODE CH. 11]

#### Continuing Education Program Sponsors

The State Board of Accountancy (Board) has discovered a discrepancy between the agency text of 49 Pa. Code § 11.4 (relating to fees) as deposited with the Legislative Reference Bureau (Bureau), and the official text as published at 31 Pa.B. 151, 154 (January 13, 2001) and as scheduled to appear in the March 2001, *Pennsylvania Code Reporter* (Master Transmittal Sheet No. 316). An amendment that was adopted at 30 Pa.B. 6344 (December 9, 2000) was not incorporated.

Therefore, under 45 Pa.C.S. § 901: The Board has deposited with the Bureau a corrective amendment to 49 Pa. Code § 11.4. The corrective amendment to 49 Pa. Code § 11.4 is effective January 13, 2001, the date the defective official text was printed in the *Pennsylvania Bulletin*.

The correct version of 49 Pa. Code § 11.4 appears in Annex A.

THOMAS J. BAUMGARTNER, CPA,  
*Chairperson*

## Annex A

### TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

#### PART I. DEPARTMENT OF STATE

#### Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

#### CHAPTER 11. STATE BOARD OF ACCOUNTANCY

#### GENERAL PROVISIONS

#### § 11.4. Fees.

Following is the schedule of fees charged by the Board:

Complete CPA examination (Four parts).....	\$135
Three parts .....	\$112.50
Two parts .....	\$90
One part .....	\$67.50
AICPA examination administration to candidates of other state boards .....	\$100
Certification and initial licensure of certified public accountant .....	\$65
Initial licensure of public accounting firm .....	\$45
Temporary practice permit .....	\$25
Biennial renewal of license of certified public accountant, public accountant or public accounting firm.....	\$45
Reinstatement of inactive or expired license .....	\$35
Certification of scores .....	\$25
Verification of certification, registration or licensure .....	\$15
Initial approval of program sponsor or reapproval of previously approved program sponsor when application is submitted after April 30, 2001...	\$145
Reapproval of previously approved program sponsor when application is submitted by April 30, 2001.....	\$120
Biennial renewal of approval of program sponsor beginning January 1, 2004 .....	\$120

[Pa.B. Doc. No. 01-320. Filed for public inspection February 23, 2001, 9:00 a.m.]

# NOTICES

## DELAWARE RIVER BASIN COMMISSION

### Notice of Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Wednesday, February 28, 2001. The hearing will be part of the Commission's regular business meeting. Both the conference session and business meeting are open to the public and will be held at the Commission offices at 25 State Police Drive, West Trenton, NJ.

The conference among the Commissioners and staff will begin at 10 a.m. Topics of discussion will include a progress report on the Commission's Comprehensive Plan; the status of a proposed rulemaking to amend the Comprehensive Plan with respect to water usage reporting requirements; issues relating to development of the PCB TMDL for the Delaware Estuary; a preliminary issues paper for the Flow Management Study; a proposal to institute project review upon retirement of entitlements; and creation of a Delaware Estuary Program office at the Commission. Summaries of the following meetings will be presented: the Toxics Advisory Committee meetings of January 11 and February 26 and the inaugural meeting of the Information Management Advisory Committee on February 1.

The subjects of the public hearing to be held during the 1:30 p.m. business meeting include the dockets listed as follows:

1. *SPS Technologies D-79-88 RENEWAL 3*. A ground water withdrawal renewal project to supply up to 8.7 million gallons (mg)/30 days of water to the applicant's manufacturing plant from existing Well No. 7 in the Upper Reach Frankford Creek watershed. No increase in allocation is proposed. The project is located in Abington Township, Montgomery County in the Southeastern Pennsylvania Ground Water Protected Area.

2. *Lawrenceville Water Company D-83-26 CP RENEWAL 2*. A ground water withdrawal renewal project to supply up to 21.7 mg/30 days of water to the applicant's public water distribution system from Wells Nos. 4, 5, 6 and 9 in the Stockton Formation. Commission approval on January 12, 1990, was limited to 10 years. The applicant requests that the total withdrawal from all wells remain limited to 21.7 mg/30 days. The project is located in Lawrence Township, Mercer County, NJ.

3. *Bristol Township D-90-98 CP*. A project to rerate the applicant's existing 2.25 million gallons per day (mgd) secondary level treatment Croydon Sewage Treatment Plant (STP) to 3.0 mgd and to revise the service area to allow Subdistricts 2, 3 and 4 and the Keystone Industrial Sewer District to convey their sewage directly to the Croydon STP, which currently serves Subdistrict 1. Treated effluent will continue to discharge to the Delaware River in Water Quality Zone 2. The Croydon STP is located on River Road near the Delaware River, approximately 1.3 miles upstream of the Neshaminy Creek confluence in Bristol Township, Bucks County, PA.

4. *Delaware State University D-99-76*. A ground water withdrawal project to supply up to 5 mg/30 days of water to the applicant's research facility from new North Well No. 2 and new South Well No. 1 located in the Cheswold

aquifer, and to limit the withdrawal from all wells to 5 mg/30 days. The project is located in the City of Dover, Kent County, DE.

5. *Warminster Township Municipal Authority D-2000-19 CP*. A ground water withdrawal project to supply up to 10.8 mg/30 days of water to the applicant's public water distribution system from new Well No. NATC-10 in the Stockton Formation, and to limit the withdrawal from all wells to 124.8 mg/30 days. The project is located in Warminster Township, Bucks County in the Southeastern Pennsylvania Ground Water Protected Area.

6. *East Marlborough Township D-2000-43 CP*. A project to expand the Wollaston Road 0.125 mgd STP and spray irrigation system to provide secondary treatment of 0.292 mgd. The proposed Unionville Regional STP will include the combined flows from the Baltimore Pike STP (0.15 mgd), the Wollaston Road wastewater treatment plant (0.125 mgd), and the Dolkeith Farms STP (0.015 mgd). The project is located just north of Street Road, approximately 1,500 feet west of Route 82, in East Marlborough Township, Chester County, Pennsylvania, in Water Quality Zone C-5 of the West Branch Red Clay Creek watershed. No surface water discharge is proposed and 0.15 mgd of the Baltimore Pike STP effluent that currently discharges to East Branch Red Clay Creek will be conveyed to the proposed regional plant for treatment and spray application.

7. *Borough of Quakertown D-2000-64 CP*. A project to replace the withdrawal of water from Wells Nos. 5 and 6 in the applicant's public water supply system that have become unreliable sources of supply. The applicant requests that the withdrawal from replacement Well No. 8 in the Brunswick Formation be limited to 9 mg/30 days, and that the total withdrawal from all wells remain limited to 51.1 mg/30 days. The project is located in the Tohickon Creek watershed in Quakertown Borough and Richland Township, Bucks County in the Southeastern Pennsylvania Ground Water Protected Area.

8. *Berks-Montgomery Municipal Authority D-2000-70 CP*. A project to rerate the applicant's existing 1.9 mgd tertiary level treatment Swamp Creek STP to treat a maximum monthly flow of 2.1 mgd; the annual average flow will remain 1.9 mgd. The plant is located 1/2 mile east of the intersection of Congo Road and Swamp Pike in Douglass Township, Montgomery County, Pennsylvania and will continue to serve the Boroughs of Bechtelsville and Boyertown and portions of Colebrookdale and Washington Townships in Berks County; and a portion of Douglass Township in Montgomery County. Treated effluent will continue to discharge to Swamp Creek in the Perkiomen Creek watershed.

In addition to the public hearing, the Commission will address the following at its 1:30 p.m. business meeting: minutes of the January 9, 2001, business meeting; announcements; report on hydrologic conditions in the basin; report by the Executive Director; public dialogue; and resolutions: 1) authorizing the Executive Director to issue a request for proposals for facilitation of a 2-day Watershed Advisory Council Workshop and to expend funds to conduct the workshop; 2) authorizing the Executive Director to contract with the Delaware Department of Natural Resources and Environmental Control to implement elements of the Comprehensive Conservation and Manage-



ment Plan for the Delaware Estuary; and 3) establishing a Delaware Estuary Program office at the Commission.

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

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

attend the hearing should contact the Commission Secretary, Pamela M. Bush, directly at (609) 883-9500 ext. 203 or through the New Jersey Relay Service (800) 852-7899 (TTY) to discuss how the Commission may accommodate their needs. Driving directions to the meeting location are posted on the Commission's website, at [www.drbc.net](http://www.drbc.net).

PAMELA M. BUSH,  
*Secretary*

[Pa.B. Doc. No. 01-321. Filed for public inspection February 23, 2001, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending February 13, 2001.

### BANKING INSTITUTIONS

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-12-01	Northwest Savings Bank, Warren, and Heritage Trust Company, Erie Surviving Institution— Northwest Savings Bank, Warren	Warren	Filed

#### Branch Applications

<i>Bank</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-1-01	PeoplesBank, a Codorus Valley Company Glen Rock York County	1400 Baltimore St. Hanover Penn Township York County	Opened

#### Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-5-01	Summit Bank Bethlehem Northampton County	<i>To:</i> 1975 Street Road Bensalem Bucks County  <i>From:</i> 2884 Street Road Bensalem Bucks County	Effective
2-12-01	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	<i>To:</i> 530 Walnut Street Philadelphia Philadelphia County  <i>From:</i> 330 Market Street Philadelphia Philadelphia County	Filed

### SAVINGS INSTITUTIONS

No Activity.

## CREDIT UNIONS

No Activity.

JAMES B. KAUFFMAN, Jr.,  
*Acting Secretary*

[Pa.B. Doc. No. 01-322. Filed for public inspection February 23, 2001, 9:00 a.m.]

# DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Applications, Actions and Special Notices

### APPLICATIONS

#### NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

#### NPDES APPLICATIONS

#### PART I PERMITS

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

Unless indicated otherwise below, the EPA Region III Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6(d).

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

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

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

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

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

**No. PA0056839**, Industrial Waste, **Sun Company, Inc.**, 4041 Market Street, Aston, PA 19014-3197.

This application is for renewal of an NPDES permit to discharge treated groundwater from Sunoco Service Station No. 0363-2787 located at 301 East Lancaster Avenue, Wayne in Radnor Township, **Delaware County**. This is an existing discharge to Ithan Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.0036 MGD are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Benzene	0.001	0.002	0.0025
Total BETX	0.1	0.2	0.25
Ethylbenzene	Monitor/Report	Monitor/Report	
Toulene	Monitor/Report	Monitor/Report	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Xylene, Total	Monitor/Report	Monitor/Report	
pH	Within limits of 6.0—9.0 Standard Units at all times		

Other Conditions:

- The EPA Waiver is in effect.
- Conditions for future permit modification.

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

**Application No. PA 0088641**, SIC Code 4952, Sewage, **Heritage Estates Section 3 Homeowners' Association, Inc.**, 946 Orchard Road, Willow Street, PA 17584.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to Kegg Run in Watershed 11-C, in Juniata Township, **Bedford County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, Fluoride, and Phenolics, the existing downstream potable water supply intake considered during the evaluation was Bedford Water Company located in Bedford Borough, Bedford County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.00184 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>
CBOD <sub>5</sub>	25
Total Suspended Solids	30
Total Residual Chlorine	0.5
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)	100,000/100 ml as a geometric average

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

The EPA waiver is in effect.

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

**PA0002879**, Industrial Waste, SIC, 3312 and 3547, **Union Electric Steel Corporation**, P. O. Box 465, Carnegie, PA 15106.

This application is for renewal of an NPDES permit to discharge treated sewage, water, noncontact cooling water and storm water from Harmon Creek Plant in Smith Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, Unnamed Tributary to Burgetts Fork, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first existing/proposed downstream potable water supply (PWS) is Midland Borough Municipal Authority, located at Midland, Beaver County 44 miles below the discharge point.

*Outfall 001: existing discharge, design flow of 0.0044 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 Residual Chlorine			0.5		1
Temperature (°F)				110	
Dissolved Iron					7.0
pH	not less than 6.0 nor greater than 9.0				

*Outfall 002: existing discharge, design flow of 0.0035 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	Monitor and Report				
CBOD <sub>5</sub>			25		50
TSS			30		60

	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average</i>	<i>Maximum</i>	<i>Average</i>	<i>Maximum</i>	<i>Instantaneous</i>
Ammonia Nitrogen (5-1 to 10-31) (11-1 to 4-30)			2.5		5.0
Total Residual Chlorine			7.5		15
Dissolved Oxygen			1.4		3.3
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)			5.0 mg/l minimum		
pH	200/100 ml (as a monthly geometric mean) 2,000/100 ml (as a monthly geometric mean) not less than 6.0 nor greater than 9.0				

Outfall 003: new discharge, design flow of N/A

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
	Discharge consists of uncontaminated stormwater runoff and intermittent groundwater.				

The EPA waiver is in effect.

**Water Quality Management Permits  
Controlled Industrial Waste and Sewage  
Wastewater  
Applications Under the Pennsylvania Clean  
Streams Law**

**Part II Permits**

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

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

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

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

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

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

**WQM Permit No. 1596403.** Sewerage. **Thornbury Township**, 8 Township Drive, Cheyney, PA 19319-1019. Applicant is requesting approval for renewal of its existing permit to serve Green at Penn Oaks STP and Pump Station, located in Thornbury Township, **Chester County**.

**WQM Permit No. 1501403.** Sewerage. **West Vincent Township**, Box 163, 2200 Flowing Springs Road, Birchrunville, PA 19421. Applicant is requesting approval for the construction and operation of a wastewater treatment plant and spray irrigation to serve Laymen's Home Missionary Movement, located in West Vincent Township, **Chester County**.

**WQM Permit No. 4601404.** Sewerage. **FMC Corporation**, 200 E. Randolph Drive, Chicago, IL. Applicant is requesting approval for the construction and operation of STP to serve a single residential STP located in Plymouth Township, **Montgomery County**.

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

**WQM Permit No. 4001402.** Sewerage. **Greater Hazleton Community Area New Development Organization, Inc. WWTP, aka Can-Do, Inc. WWTP**, One South Church Street, Hazleton, PA 18201.

This proposed facility is located in Hazle Township, **Luzerne County**.

Description of Proposed Action/Activity: Installation, operation and maintenance of effluent dechlorination system at existing wastewater treatment plant.

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

**Application Number 3101201.** Sewage submitted by **Dudley-Carbon Township Joint Municipal Authority**, P. O. Box 276, Dudley, PA 16634 in Carbon Township, **Huntingdon County** to construct renovations to existing treatment equipment, source water protection, and sand drying beds was received in the Southcentral Region on January 18, 2001.

**Application Number 2101401.** Sewage submitted by **Ronald Mixell**, P. O. Box 293, Carlisle, PA 17013 in North Middleton Township, **Cumberland County** to construct an individual sewage system consisting of septic tank, constructed wetland treatment cell and disinfection

and land application of treated effluent from their single family residence was received in the Southcentral Region on February 6, 2001.

**Application Number 3601402.** Sewage submitted by **East Lancaster County School District**, 669 East Main Street, New Holland, PA 17557 in Caernarvon Township, **Lancaster County** to replace the sewage treatment plant at Caernarvon Elementary School was received in the Southcentral Region on February 2, 2001.

**Application Number 2898401 01-1.** Sewage submitted by **Metal Township Municipal Authority**, P. O. Box 216, Willow Hill, PA 17271 in Metal Township, **Franklin County** to modify a sewage treatment plant and outfalls and headwalls was received in the Southcentral Region on February 6, 2001.

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

**WQM Permit No. 4901402**, Sewerage, **West Chillisquaque Township Municipal Authority**, P. O. Box 168, Montandon, PA 17850.

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

Description of Proposed Action/Activity: This project involves the construction of a sewer to serve Astro Village Mobile Home Park and Clymer Mobile Home Park plus Countryside Manor. All flow collected from these areas will then connect into a currently unused interceptor which will convey the flow to the Industrial Park Pump station and into the Borough of Milton Wastewater Treatment Plant. The application was received January 23, 2001 at the Northcentral Regional Office.

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

**Application No. 0279202-A3.** Industrial Waste, **Neville Chemical Co**, 2800 Neville Road, Pittsburgh, PA 15225. Application for the Construction and Modification of a Wastewater Treatment System and the Installation of a cooling tower and oil water separator to serve the Neville Chemical Company located in Neville Township, **Allegheny County**.

**Application No. 0200418.** Sewerage, **West Mifflin Sanitary Sewer Municipal Authority**, 1302 Lower Bull Run Road, West Mifflin, PA 15122. Application for the construction and operation of a sewer system and pumping station to serve the New England Road Sanitary Sewer System located in West Mifflin Borough, **Allegheny County**.

**Application No. 6500412.** Sewerage, **Charles R Chapman**, RD 1 Box 1136, Ruffsdale, PA 15679. Application for the construction and operation of a sewage treatment plant to serve the Wen-Dell Mobile Home Park located in East Huntingdon Township, **Westmoreland County**.

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#### NPDES Stormwater Individual Permit

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The following parties have applied for an NPDES permit to discharge stormwater associated with a con-

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

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

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

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

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

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

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

**NPDES Permit PAS10-G456**, Stormwater. **Great Valley Corporate Center**, 65 Valley Stream Parkway, Malvern, PA 19355 has applied to discharge stormwater associated with a construction activity located in East Whiteland Township, **Chester County** to Valley Creek (EV).

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

*Wayne County Conservation District: Ag Service Center, 470 Sunrise Ave., Honesdale, PA 18431, (570) 253-0930.*

NPDES  
No.  
PAS107421

*Applicant Name & Address*  
National Wind Power  
405 14th St.  
Suite 712  
Oakland, CA 94612

*County & Municipality*  
Wayne County  
Canaan Township  
and Clinton Township

*Receiving Water/Use*  
Lackawanna River, CWF  
Lackawaxen River,  
HQ-CWF,TSF,MF

*Pike County Conservation District: HC6, Box 6770, Hawley, PA 18428, (570) 226-8220.*

NPDES  
No.  
PAS10V035

*Applicant Name & Address*  
Better Homes & Properties  
Inc.  
Michael Berardi, Sr.  
R. R. 5, Box 5199  
E. Stroudsburg, PA 18301

*County & Municipality*  
Pike County  
Milford Township

*Receiving Water/Use*  
Sawkill Creek  
EV

**SAFE DRINKING WATER**

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

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

**Permit No. 4601502**, Public Water Supply.

Applicant	<b>North Wales Water Authority</b>
Township	Lower Gwynedd
Responsible Official	Peter S. Lukens 200 W. Walnut Street North Wales, PA 19454
Type of Facility	Public Water Supply System
Consulting Engineer	Gannett Fleming, Inc. P. O. Box 80794 Valley Forge, PA 19484-0794
Application Received Date	February 6, 2001
Description of Action	Construction of a transfer station. Project includes flow and pressure controls valves and rechlorination system.

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

**Application No. 4501501**, Public Water Supply.

Applicant	<b>Meadow Run Builders, Inc.</b> 209 Executive Plaza East Stroudsburg, PA 18301
Township or Borough	Stroud Township, <b>Monroe County</b>
Responsible Official	Jerry Gay Meadow Run Builders, Inc. 209 Executive Plaza East Stroudsburg, PA 18301
Type of Facility	PWS
Consulting Engineer	Joseph D. Sincavage, P.E. Sincavage Associates, Inc. 149 E. Broad St. East Stroudsburg, PA 18301
Application Received Date	January 19, 2001

Description of Action	Proposed installation of 8" DIP to serve 56 single family residences and connect to the Stroudsburg Municipal Authority distribution system at Clearview and Cayuga. A booster pumping station is proposed for construction to assure adequate pressure at the extreme end of the development.
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**MINOR AMENDMENT**

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

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

Applicant	<b>Borough of Slatington</b> 125 S. Walnut St. Slatington, PA 18080-2099
Township or Borough	Washington Township, <b>Lehigh County</b>
Responsible Official	Steve Martinez, Operator Slatington Borough 125 S. Walnut St. Slatington, PA 18080-2099
Type of Facility	PWS Water Filtration Plant
Consulting Engineer	Amy Kunkel, P.E. Spotts, Stevens & McCoy, Inc. MacArthur Office Plaza, Suite 401 3722 Lehigh St. Whitehall, PA 18052
Application Received Date	January 26, 2001
Description of Action	The post-treatment addition of soda ash for ph control; with the addition of Betz FloGard POT807 for corrosion control; a pre-conditioning filter feed of dry alum will be changed to liquid alum; and the addition of polyfloc CP210P to aid in solids settling in the filter backwash lagoon system.

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

**Application No. Minor Amendment**

Applicant	<b>State College Borough Water Authority</b>
Borough	State College Borough, <b>Centre County</b>
Responsible Official	Max Gill, Manager
Type of Facility	Public Water Supply
Consulting Engineer	Gwin, Dobson, & Foreman, Inc. 3121 Fairway Drive Altoona, PA 16602-4475
Application Received Date	January 29, 2001
Description of Action	Interconnection of Thomas Well Field (Wells 7, 8, 11, & 14) to the existing filtration plant

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**Under Act 2, 1995**

**Preamble 1**

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

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

Under Sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the site(s) identified below, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is

located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified below. During this comment period the municipality may request that the person identified below, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of the site.

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

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

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

**Metropolitan Industrial Center**, Bensalem Township, **Bucks County**. Michael M. Meloy, Manko, Gold & Katcher, LLP, Suite 500, 401 City Ave., Bala Cynwyd, PA 19004, (on behalf of Brandywine Operating Partnership, L.P., 14 Campus Blvd., Suite 100, Newtown Square, PA 19073) has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX and solvents. The applicant proposes to remediate the site to meet Statewide Health and Site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Courier Times* on January 17, 2001.

**Willis Residence**, Lower Makefield Township, **Bucks County**. Peter Kuyk, Environmental Compliance & Control, Inc., 400 Morris Ave., Denville, NJ 07834 (on behalf of Mr. & Mrs. John Willis, 3860 James Way, Boca Raton, FL, 33434) has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX and petroleum hydrocarbons. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Intelligencer* in January, 2001. A Final Report was simultaneously submitted.

**Former Fermtec Facility**, West Chester Borough, **Chester County**. Richard P. Almquist, Jr., Oxford Engineers & Consultants, Inc., 2621 Van Buren Ave., Suite 500, Norristown, PA 19403 (on behalf of Robert M. Casciato & Senya Simeon D. Isayeff Real Estate Partnership, The G Building, 882 S. Matlack St., West Chester, PA 19382-4503) has submitted a Notice of Intent to Remediate site soil contaminated with lead and heavy metals and groundwater contaminated with solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide Health Standard for soil and Background standards for groundwater. A summary of the Notice of Intent to Remediate was reported to have been published in the *Daily Local News* on December 17, 2000.

**The Boeing Company**, Ridley Township and Ed-dystone Borough, **Delaware County**. Colleen Costello, Langan Engineering & Environmental Services, Inc., 500 Hyde Park, Doylestown, PA 18901-1699 (on behalf of the Boeing Company, P. O. Box 16858, MS P25-62, Philadel-

phia, PA 19142-0858) has submitted a Notice of Intent to Remediate site soil contaminated with Benzene, Toluene, Ethyl Benzene, Cumene, Naphthalene, Fluorene, Phenanthrene and lead; and groundwater contaminated with Benzene, Toluene, Ethyl Benzene, Cumene, Naphthalene, Fluorene, Phenanthrene, lead, Trichloroethene, Methylene Chloride and Antimony. The applicant proposes to remediate the site to meet a combination of Statewide Health, Background and Site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Daily* and *Sunday Times* on January 26, 2001.

**Current Property, City of Philadelphia, Philadelphia County.** Jacenty Serwik, Urban Engineers, Inc., 530 Walnut St., 14th Floor, Philadelphia, PA 19106 (on behalf of Philadelphia Authority for Industrial Development (PAID), 1500 Market St., 26th Floor, Philadelphia, PA 19107) has submitted a Notice of Intent to Remediate site soil contaminated with polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on January 29, 2001.

**Former Sunoco Station #0004-8017, Radnor Township, Delaware County.** Lisa Holderbach, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 10, Exton, PA 19341 (on behalf of Sunoco, Inc. (R&M), Bradford Fish, P.G., 4041 Market St., Aston, PA 19014) has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide Health and Site-specific Standards. A summary of the Notice of Intent to Remediate was published in *The Suburban* and *Wayne Times* on October 26, 2000.

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

**Keystone Fuels Onestop V (Formerly Burroughs Fuels), Kidder Township, Carbon County.** Samuel S. Harrison, Hydrogeologist, Harrison Hydrosociences, 435 Main Street, P. O. Box 908, Saegertown, PA 16433 has submitted an NIR (on behalf of his client, Richard Burroughs, Burroughs Fuels, Inc. 2940 Woods Hollow Lane, Allentown, PA 18103) concerning the remediation of site soils and groundwater found or suspected to have been contaminated with BTEX (benzene, toluene, ethylbenzene, and xylenes) constituents. The applicant proposes to remediate the site to meet the Statewide health standard. A Summary of the Notice of Intent to Remediate was published in *The Times News* on January 31, 2001. A Final Report was simultaneously submitted.

## AIR QUALITY

### Notice of Plan Approval and Operating Permit Applications

#### Non-Major Sources and Modifications

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

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

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

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

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

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

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### Applications Received and Intent to Issue Operating Permits Under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).

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*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**40-00049: Small Mountain Quarry** (P. O. Box 1183, Wilkes-Barre, PA 18703) for a Natural Minor Operating Permit for quarry operations in Dorrance Township, **Luzerne County.**

**45-00009: Heico Chemicals** (Route 611, P. O. Box 730, Delaware Water Gap, PA 18327) for a Natural Minor Operating Permit for industrial organic chemical processes in Delaware Water Gap, **Monroe County.**

**58-00003: Mountain View School District** (R. R. 1, Box 339A, Kingsley, PA 18826-9778) for a Natural Minor Operating Permit for boiler operations in Harford Township, **Susquehanna County.**

**13-00010: AMETEK Westchester Plastics** (Route 54, P. O. Box 9, Green Acres Industrial Park, Nesquehoning, PA 18240) for a Synthetic Minor Operating Permit for



custom compounding of purchased plastic resins in Nesquehoning, **Carbon County**.

**13-00013: AMPAL, Inc.** (2125 Little Gap Road, LR 13013, Palmerton, PA 18071) for a Synthetic Minor Operating Permit for powder, metal process in Palmerton, **Carbon County**.

**40-00055: National Starch and Chemical Co.** (504 White Birch Road, Hazleton, PA 18201) for a Synthetic Minor Operating Permit for adhesives, water based process in Hazleton, **Luzerne County**.

**40-00059: Reilly Plating Co., Inc.** (130 Alden Road, Nanticoke, PA 18634) for a Synthetic Minor Operating Permit for plating and polishing process in Nanticoke, **Luzerne County**.

**40-00061: Inland Paperboard and Packaging** (P. O. Box G, Hazleton, PA 18201) for a Synthetic Minor Operating Permit for paperboard containers and box process in Hazleton, **Luzerne County**.

**48-00028: Waylite Co.** (5 Easton Road, RD 5, Bethlehem, PA 18015) for a Synthetic Minor Operating Permit for manufacturing minerals in Bethlehem, **Northampton County**.

**48-00060: Ashland, Inc.** (P. O. Box 2219 EHS, Columbus, OH 43216) for a Synthetic Minor Operating Permit for chemical manufacturing and distribution in Glendon, **Northampton County**.

**54-00027: Titanium Wire Corp.** (235 Industrial Park Road, Frackville, PA 17931) for a Synthetic Minor Operating Permit for non-ferrous wire manufacturing in West Mahanoy, **Schuylkill County**.

**48-00012: American Nickeloid Co.** (129 Cherry Street, Walnutport, PA 18088-1698) for a Synthetic Minor Operating Permit for plating and polishing operations in Walnutport Borough, **Northampton County**.

**48-00031: James River Paper Co.** (605 Kuebler Road, Easton, PA 18040) for a Synthetic Minor Operating Permit for their flexographic printing presses in Forks Township, **Northampton County**.

**40-00056: Slusser Brothers Trucking and Excavating Co., Inc.** (125 North Warren Street, West Hazleton PA 18201) for a Synthetic Minor Operating Permit for their asphalt plant in Hanover Township, **Luzerne County**.

**40-00057: Slusser Brothers Trucking and Excavating Co., Inc.** (125 North Warren Street, West Hazleton PA 18201) for a Synthetic Minor Operating Permit for their asphalt plant in Dorrance Township, **Luzerne County**.

**39-00048: Wright's Knitwear Corp.** (1801 Union Boulevard, Allentown, PA 18103) for a Synthetic Minor Operating Permit for their boilers and textile dryers in the City of Allentown, **Lehigh County**.

**54-00039: Pennsy Supply Inc.** (P. O. Box 3331, Harrisburg, PA 17105) for a Synthetic Minor Operating Permit for an asphalt plant in Wayne Township, **Schuylkill County**.

**48-00052: Eastern Industries, Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) for a Synthetic Minor Operating Permit for an asphalt plant in Bethlehem, **Northampton County**.

**48-00051: Eastern Industries, Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) for a Synthetic Minor Operating Permit for an asphalt plant in East Allen Township, **Northampton County**.

**39-00052: Eastern Industries, Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) for a Synthetic Minor Operating Permit for an asphalt plant and crushing operation in North Whitehall Township, **Lehigh County**.

**54-00047: Pennsy Supply Inc.** (P. O. Box 3331, Harrisburg, PA 17105) for a Synthetic Minor Operating Permit for a stone crushing and screening operation in Wayne Township, **Schuylkill County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**06-05067: County of Berks** (633 Court Street, Reading, PA 19601) for a Synthetic Minor Operating Permit for five (5) boilers in Bern Township, **Berks County**. Three of the boilers are subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222.*

**56-00254: Bestform Foundations, Inc.** (1836 Stockholm Avenue, Windber, PA 15963) for installation of a fabric laminator at Fabric Lamination in Winber Borough, **Somerset County**.

**65-00856: M.B. Energy, Inc.** (175 McKnight Road, Blairsville, PA 15717) for installation of Limestone Processing at Horn Mine in Derry Township, **Westmoreland County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**25-00954: National Fuel Gas Supply Corp.—Summit Station** (520 Robison Road, Erie, PA 16502) for a Synthetic Minor Permit to operate a natural gas compressor station in Summit Township, **Erie County**.

**20-00043: Foster Grading Co.—Conneaut Lake Plant #2** (Ellion Road, Conneaut Lake, PA 16316) for a Synthetic Minor Operating Permit to operate a batch mix asphalt plant in Sadsbury Township, **Crawford County**.

**24-318-001A: Osrsm Sylvania, Inc.** (835 Washington Road, St. Marys, PA 15857) for operation of an amorphous silica coating process in Benzinger Township, **Elk County**.

**25-066D: AKW, L.P.** (1015 East 12th Street, Erie, PA 16503) for operation of ton forging presses in Erie, **Erie County**.

**25-648B: Welch Foods, Inc.** (South Lake Street, North East, PA 16428) for operation of a boiler in North East, **Erie County**.

**33-168A: Miller Welding and Machine Co.** (1000 Miller Drive, Brookville, PA 15825) for operation of surface coating in Rose Township, **Jefferson County**.

**37-290A: Industrial Metal Processing** (526 South Jefferson Street, New Castle, PA 16101) for operation of a metal cutting process in New Castle, **Lawrence County**.

#### PLAN APPROVALS

**Applications Received and Intent to Issue Plan Approvals Under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**06-05024A: Reliant Energy Mid-Atlantic Power Holdings, LLC—Titus Station** (1001 Broad Street, Johnstown, PA 15907) for construction of a coal handling and blending facility controlled by water sprays and enclosures and construction of a new stack for the three main boilers in Cumru Township, **Berks County**. The plan approval will include requirements to ensure compliance with applicable air quality requirements. The plan approval will be incorporated into the facility's Title V operating permit at a later date in accordance with 25 Pa. Code § 127.450 for administrative amendment.

**36-05116: Conectiv Mid-Merit, Inc.** (113 Pencader Drive, Suite 100, P. O. Box 6066, Newark, DE 19714) for construction of a natural gas/liquid distillate fuel oil fired combined-cycle power generation facility in East Donegal Township, **Lancaster County**. The proposed facility will be capable of producing a nominal maximum 1,100 megawatts (MW) of electricity and will be controlled by low-NOx combustion and a SCR system. The facility will be subject to 40 CFR Part 52 (Prevention of Significant Deterioration), New Source Review, 40 CFR Part 60 Subpart GG, Standards of Performance for New Stationary Sources, 40 CFR Part 72 (Acid Rain), 40 CFR Part 68 (Accidental Release Prevention Program) and the NOx Emissions Budget Program.

**67-05083: Conectiv Mid-Merit, Inc.** (113 Pencader Drive, Suite 100, P. O. Box 6066, Newark, DE 19714) for construction of a natural gas/liquid distillate fuel oil fired combined-cycle power generation facility in Peach Bottom Township, **York County**. The proposed facility will be capable of producing a nominal maximum 1,100 megawatts (MW) of electricity and will be controlled by low-NOx combustion and a SCR system. The facility will be subject to 40 CFR Part 52 (Prevention of Significant Deterioration), New Source Review, 40 CFR Part 60 Subpart GG, Standards of Performance for New Stationary Sources, 40 CFR Part 72 (Acid Rain), 40 CFR Part 68 (Accidental Release Prevention Program) and the NOx Emissions Budget Program.

**38-05026: Butler Manufacturing Co.** (400 North Weaver Street, Annville, PA 17003) in Annville Township, **Lebanon County**. The facility's major source of emissions is a paint line that primarily emits glycol ethers and volatile organic compounds (VOC).

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.*

**47-318-009B: Aldan Acquisition, Inc.** (115 Woodbine Road, Danville, PA 17821) for construction of a festoon drying oven to dry rubber coated cloth in Mahoning Township, **Montour County**. The volatile organic compound emissions from the drying oven will be controlled by an existing thermal oxidizer.

**14-310-017L: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) for construction of various conveyors, etc. in a nonmetallic mineral processing plant in Spring Township, **Centre County**. These conveyors are subject to Subpart 000 of the federal Standards of Performance for New Stationary Sources.

**47-303-003A: HRI, Inc.** (P. O. Box 155, State College, PA 16804-0155) for modification of a drum mix asphalt plant and associated air cleaning device (a fabric collector) to burn reprocessed oil as fuel in place of Virgin #2 Fuel Oil in Liberty Township, **Montour County**. This plant is subject to Subpart I of the federal Standards of Performance for New Stationary Sources.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222.*

**65-00065A: Pioneer Mid-Atlantic, Inc.** (400 Industrial Boulevard, New Kensington, PA 15068) for construction of a Crusher and Conveyor Belt at Lower Burrell Plant in Lower Burrell City, **Westmoreland County**.

**11-403A: Senate Coal Mines, Inc.** (One Energy Place, Suite 5100, Latrobe, PA 15650) for operation of a Dry Screening Operation at Mine #42 in Adams Township, **Cambria County**.

**04-00083A: Beaver Valley Alloy Foundry Company** (1899 Brodhead Road, Monaca, PA 15061) for installation of a Dust Collector at Monaca Plant in Monaca Borough, **Beaver County**.

**04-00013A: J & L Specialty Steel Inc** (1200 1200, Midland Avenue, Midland, PA 15059) for installation of a Melt Shop Upgrade and New Steckel Mill at Midland Facility in Midland Borough, **Beaver County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**42-151B: Werzalit of America, Inc.** (40 Holley Avenue, Bradford, PA 16701) for modification to existing plan approval to improve operating flexibility in Bradford, **McKean County**. No new sources of air emissions are being constructed.

**43-011A: Greenville Metals, Inc.** (99 Crestview Drive Extension, Transfer, PA 16154) for construction of an MnS exothermic reaction vessel, crushing, grinding, and screening process (200 lbs/hour), with baghouse and cyclone control in Pymatuning Township, **Mercer County**.

**10-037F: Crompton Corp.** (100 Sonneborn Lane, Petrolia, PA 16050) for minor modification of AQ Plan Approvals 10-037A and 10-037C in Petrolia, **Butler County**. The company is requesting that the SO<sub>2</sub> emission limits in each of these permits be combined to provide more flexibility for various product mixes. The sources are the V-5 Flash Drum and V-63 Low Pressure Spray Chamber. The facility is a Title V facility.

**10-037G: Crompton Corp.** (100 Sonneborn Lane, Petrolia, PA 16050) for minor modification of AQ Plan Approvals 10-037A and 10-037C in Petrolia, **Butler County**. The company is requesting that the SO<sub>2</sub> emission limits in each of these permits be combined to provide more flexibility for various product mixes. The sources are the V-5 Flash Drum and V-63 Low Pressure Spray Chamber. The facility is a Title V facility.

#### MINING ACTIVITY APPLICATIONS

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

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

Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for such certification.

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

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

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

#### *Coal Applications Received*

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

**49663009R3. Mallard Contracting Company, Inc.** (Lehigh and Poplar Streets, Mt. Carmel, PA 17851-1293), renewal of an existing anthracite surface mine operation in Mt. Carmel and Conyngham Townships, **Northumberland** and **Columbia Counties**, affecting 1,200 acres, receiving stream—Shamokin Creek. Application received February 1, 2001.

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

**03930108. Mears Enterprises, Inc.** (P. O. Box 157, Clymer, PA 15728). Renewal application received for continued operation and reclamation of a bituminous surface mine located in Wayne and Cowanshannock Townships, **Armstrong County** affecting 281.7 acres. Receiving streams: unnamed tributary to South Fork Pine Creek. Renewal application received: February 8, 2001.

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

**56010102. PBS Coals, Inc.** (P. O. Box 260, Friedens, PA 15541), commencement, operation and restoration of bituminous surface-limestone removal mine in Summit & Brothersvalley Townships, **Somerset County**, affecting 90.5 acres, receiving stream unnamed tributaries (CWF) to Blue Lick Creek (CWF) to Casselman River (CWF). Application received January 24, 2001.

**11010101. E. P. Bender Coal Company, Inc.** (P. O. Box 594, Carrolltown, PA 15722), commencement, operation and restoration of bituminous surface-auger mine in Reade Township, **Cambria County**, affecting 71.0 acres, receiving stream Fallentimber Run and Clearfield Creek (topographic drainage only). Application received January 31, 2001.

**11910101. Permit Renewal, E. P. Bender Coal Company, Inc.** (P. O. Box 594, Main and Lehmier Streets, Carrolltown, PA 15722), for continued operation of a bituminous surface and auger mine in Reade Township, **Cambria County**, affecting 88.0 acres, receiving stream unnamed tributary to/and Powell Run. Application received February 1, 2001.

**56960103. Permit Renewal for reclamation only, Marquis Mining Corporation** (3889 Menoher Blvd., Johnstown, PA 15905), for continued restoration of a bituminous surface mine in Quemahoning Township, **Somerset County**, affecting 110.0 acres, receiving stream Beaverdam Creek to/and Stonycreek River. Application received February 5, 2001.

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

**16831602. C & K Coal Company,** (P. O. Box 69, Clarion, PA 16214), to renew the permit for the Rimersburg Prep Plant in Toby Township, **Clarion County** to renew the existing permit for reclamation only, no additional discharges. Application received December 15, 2000.

**56773708. Miller Springs Remediation Management, Inc.,** (2480 Fortune Drive, Suite 300, Lexington, KY 40509), to renew the permit for the Strayer CRDA in Conemaugh Township, **Somerset County** to renew permit, no additional discharges. Application received December 20, 2000.

**11841601. E. P. Bender Coal Co., Inc.,** (Main and Lehmier St., P. O. Box 594, Carrolltown, PA 15722), to renew the permit for the Fallentimber Prep Plant in Reade Township, **Cambria County** to renew permit, no additional discharges. Application received January 25, 2001.

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

**33010101. Sky Haven Coal, Inc.** (R. D. 1, Box 180, Penfield, PA 15849). Commencement, operation, and restoration of a bituminous surface strip operation in Winslow and Sandy Townships, **Jefferson** and **Clearfield Counties** affecting 84.3 acres. Receiving streams: Unnamed tributary "A" to Sandy Lick Creek. Application received February 5, 2001.

**24900105. Tamburlin Brothers Coal Co., Inc.** (P. O. Box 1419, Clearfield, PA 16830). Renewal of and existing bituminous surface strip and fly ash/bottom ash disposal operation in Horton Township, **Elk County** affecting 30.0 acres. Receiving streams: Johnson Run and an unnamed tributary to Johnson Run. Application for reclamation only. Application received: January 5, 2001.

**1550-24970104-E-2. TDK Coal Sales, Incorporated** (P. O. Box 259, Brockway, PA 15824). Revision to an

existing bituminous surface strip and auger operation to add 31 acres in Jay Township, **Elk County**. Total SMP acres will be 325.5. Receiving streams: Wolf Lick Run to Spring Run. Application received February 8, 2001.

*Noncoal Applications Received*

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

**21950302C. Steve A. Hurley**, (50 Frystown Road, Newville, PA 17241), renewal of NPDES Permit #PA0223611 in Lower Frankford Township, **Franklin County**, receiving stream—unnamed tributary to Opossum Creek. Application received January 31, 2001.

**5476SM4A1C2. Glasgow, Inc.**, (P. O. Box 1089, Glenside, PA 19038), renewal of NPDES Permit #PA0612049 in Montgomery Township, **Montgomery County**, receiving stream—unnamed tributary to Little Neshaminy Creek. Application received February 2, 2001.

**Pioneer Aggregates, Inc.**, (202 Main Street, Laflin, PA 18702), renewal of NPDES Permit #PA0593133 in Newport Township, **Luzerne County**, receiving stream—Newport Creek. Application received February 9, 2001.

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

**26840402. Commercial Stone Company, Inc.** (2200 Springfield Pike, Connellsville, PA 15425). Renewal application received for a large non-coal surface mine located in Connellsville Township, **Fayette County** affecting 229.5 acres. Receiving stream: Connell Run to Youghiogheny River. Renewal application received: February 5, 2001.

**3472SM18. Commercial Stone Company, Inc.** (2200 Springfield Pike, Connellsville, PA 15425). Renewal application received for a large non-coal surface mine located in Rostraver Township, **Westmoreland County** affecting 70 acres. Receiving stream: unnamed tributary to Monongahela River. Renewal application received: February 5, 2001.

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

**32010801, Alverda Enterprises, Inc.** (P. O. Box 87, Alverda, PA 15710), commencement, operation and restoration of a small noncoal (industrial minerals) operation in Pine Township, **Indiana County**, affecting 7.9 acres, receiving stream unnamed tributaries to Yellow Creek and Dutch Run. Application received February 1, 2001.

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

**4876SM5. Erie Aggregates, Inc.** (P. O. Box 10801, Erie, PA 16514-10801). Transfer of an existing sand and gravel operation in Waterford and Amity Township, **Erie County** affecting 31.8 acres. Receiving streams: Two unnamed tributaries to French Creek. Transfer from Mervin Troyer. Application received February 2, 2001.

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

The following permit applications and requests for Environmental Assessment approval and requests for Water Quality Certification have been received by the Department of Environmental Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as

relevant State requirements. Initial requests for 401 Water Quality Certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed, and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

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

**WATER OBSTRUCTIONS & ENCROACHMENTS**

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

**E15-659. Vito A. Genua Assistant District Engineer—Design**, 7000 Geerdes Road, King of Prussia, PA 19406-1525, West Brandywine and West Caln Townships, **Chester County**, ACOE Philadelphia.

To perform the following activities associated with the bridge replacement and roadway improvements for Cedar Knoll Road:

1. To remove an existing two-span steel I-beam bridge and to construct and maintain, to its left, a single span prestressed concrete I-beam bridge across west branch of Brandywine creek (TSF,MF) and to construct and maintain associated stormwater facilities. The proposed structure will have a clear span of 93.5 feet and an underclearance of 13.0 feet.

The site is located approximately 1,600 feet west of the intersection of Cedar Knoll Road (S.R. 4005, Sec. 34s) and Hibernia Road (Wagontown, PA USGS Quadrangle N: 5.9 inches; W: 11.7 inches).

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

**E40-565. John R. Hoffer**, 1317 Maplewood Park, Hazleton, PA 18201, in Butler Township, **Luzerne County**, Baltimore District (Freeland, Quadrangle N: 6.3 inches; W: 11.1 inches).

To remove the existing structure and to construct and maintain a 20-foot by 20-foot log cabin along the left bank within the floodway of Nescopeck Creek (HQ-CWF). The proposed structure will be constructed within the footprint of the existing structure. The project is located on Lot 18 along Nesco Manor Drive in the Nesco Manor Residential Development, approximately 800 feet west of S.R. 0309 (Freeland, PA Quadrangle N: 6.3; W: 11.1), Butler Township Township, Luzerne County (Baltimore District, U.S. Army Corps of Engineers).

**E35-336. Lackawanna County Railroad Authority**, 701 Wyoming Avenue, Scranton, PA 18509-3017. Rehabilitation of Historic Trolley—Phase II, in City of Scranton and Borough of Moosic, **Lackawanna County**, Baltimore District (Scranton, Quadrangle N: 4.6 inches; W: 3.8 inches).

To repair and maintain five existing structures, in and across Roaring Brook (CWF), Stafford Meadow Brook (HQ-CWF) and a tributary to Stafford Meadow Brook (HQ-CWF), for the purpose of restoring train and trolley service along the Laurel Line between the Trolley Museum and the Lackawanna County Visitor's Center. Work will include replacement of the superstructures and bearings of four bridges, replacement of the roof of a concrete culvert, repointing stone masonry and repairing concrete abutments/piers, and placing riprap scour protection around abutments and piers. The project begins at a point approximately 0.4 mile northwest of Interchange 53 of Interstate 81 (at the railroad bridge across Roaring Brook), and extends in a southwesterly direction along the existing railroad alignment, for approximately three miles.

**E40-563. CanDo Inc.**, 1 South Church Street, Hazleton, PA 18201, in Hazle Township, **Luzerne County**, Baltimore District (Conyngham, Quadrangle N: 13.0 inches; W: 7.0 inches).

To place fill in approximately 0.99 acre of wetlands for the purpose of constructing six road crossings and five railroad crossings associated with the proposed 705 acre expansion of the Humboldt Industrial Park. This project, known as Humboldt Industrial Park North, also includes six utility line stream crossings and is located in the watersheds of Stony Creek (CWF) and Cranberry Creek (CWF) on the north side of S.R. 0924, approximately one mile east of S.R. 0081.

**E40-564. Richard Angelicola**, 180 Wellington Drive, Dallas, PA 18612, in Harveys Lake Borough, **Luzerne County**, Baltimore District (Harveys Lake, Quadrangle N: 22.3 inches; W: 6.6 inches).

To remove the existing structures and to construct and maintain two boathouses in Harveys Lake (HQ-CWF). The boathouses (30 feet x 50 feet and 50 feet x 60 feet) will be constructed on piers and both will be connected to the shore with a deck. Both structures will have an overall length of 64 feet (extending lakeward from the shoreline), with a combined areal coverage of 5,760 square feet. The project is located along Lakeside Drive (SR 0415), between Poles 156 and 157.

**E58-239. Tennessee Gas Pipeline Co.**, 1001 Louisiana Street, Houston, TX 77002, Attn: Mark Johnson. Stagecoach Storage and Expansion Project, in Lathrop Township, Lenox Township, **Susquehanna County**, Baltimore District (Hop Bottom, PA Quadrangle N: 17.2; W: 3.9, continuing east, parallel to existing Tennessee Gas Pipeline to Sta. MP320-2 + 17.6 (end of loop) in Lenox Township, Susquehanna County (Lenoxville, PA Quadrangle N: 15.8 inches; W: 11 inches); 9 utility

wetland crossings and accompanying temporary road crossings at Mile Post 320-2 + 14.1, 320-2 + 14.6, 320-2 + 15.3, 320-2 + 15.9, 320-2 + 16.1, 320-2 + 16.2, 320-2 + 17.2, 320-2 + 17.3, and 320-2 + 17.6 that are bisected by the Susquehanna Loop Pipeline between M.P. 320-2 + 13.7 in Lathrop Township, and ending at M.P. 320-2 + 17.6 in Lenox Township, Susquehanna County.

To construct and maintain three utility line stream crossings of Hop Bottom Creek (CWF), Martins Creek (CWF), and Partners Creek (CWF) and accompanying temporary road crossings for the purpose of constructing a 3.9 mile, 30-inch diameter loop pipeline (known as the Susquehanna Loop Pipeline). The project extends from Sta. M.P. 320-2 + 13.7 in Lathrop Township, Susquehanna County.

**E54-283. Jan W. Crocker**, 1115 Elm Street, Bethlehem, PA 18018-2909, in South Manheim Township, **Schuylkill County**, Philadelphia District (Friedensburg, Quadrangle N: 16.9 inches; W: 6.8. Inches).

To expand the reservoir area of Lake Wynonah by modifying an existing railroad tie retaining wall to accommodate a ski boat lift area having dimensions of 14 feet wide by 12 feet long. The project is located in Pinto Cove of the Lake Wynonah Resort Development along the northern shore of the lake.

**E35-326. Lackawanna County Conservation District**, 1300 Old Plank Road, Mayfield, PA 18433-1958. Grassy Island Creek Restoration, in Jessup Borough, **Lackawanna County**, Baltimore District (Olyphant, Quadrangle N: 19.0 inches; W: 8.3. Inches).

To relocate 440 feet of Grassy Island Creek (CWF) along with the construction of 420 feet of trapezoidal channel with work consisting of 165 feet of R6 riprap bank protection, rock veins and rock vortex weirs. The project includes the removal of a 150 foot long, 20 foot wide culm deposition delta along the southwestern bank of the Lackawanna River (WWF). The project is located at the confluence of Grassy Island Creek and the Lackawanna River.

**E64-216. Pennsylvania Department of Transportation**, District 4-0, Attn: Robert T. Doble, P.E., P. O.Box 111, Scranton, PA 18501. Shadigee Creek Bridge Replacement, in Starrucca Borough, **Wayne County**, Baltimore District (Starrucca, PA-NY, Quadrangle N: 4.4 inches; W: 13.1. Inches).

To remove the existing structure and to construct and to maintain a single span, precast concrete, rigid frame bridge structure on a 75° skew having a normal clear span of 38.64 feet and an underclearance of 7.42 feet along Shadigee Creek (CWF). The project is located along S.R. 4012, approximately 400 feet northeast of the intersection of S.R. 4012 and S.R. 4039.

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

**E01-221. Mark Burkhead**, PennDOT 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Mount Joy Township, **Adams County**, ACOE Baltimore District.

To remove the existing structure and to construct and maintain a pre-stressed concrete spread box beam bridge having a clear span of 44.6-feet with an underclearance at mid-span of 11.6-feet across White Run (WWF) on SR 0097, Segment 0180, Offset 2085. A de minimis area of wetlands less than 0.01 acre will be impacted by the extension of the northwest wingwall (Wing D) of the bridge. Rock riprap will be placed for scour protection at

the bridge abutments and wingwalls. The bridge is located (Gettysburg, PA Quadrangle N: 8.4 inches; W: 10.1 inches).

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

**E57-093. James Eppley**, PA DCNR, Bureau of Forestry, P. O. Box 8451, Harrisburg, PA 17105-8451. Shredded tire/rip-rap stream bank stabilization, in Hillsgrove Township, **Sullivan County**, ACOE Baltimore District (Hillsgrove, PA Quadrangle N: 8.2 inches; W: 10.8 inches).

To construct and maintain approximately 320 linear feet of stream bank stabilization consisting of baled shredded car tires covered by R-6 riprap on the bank of Dry Run stream approximately 0.2 miles east of the intersection of Dry Run Road with Route 87 in Hillsgrove Township Sullivan County. The project will not impact wetlands while impacting approximately 320 feet of waterway. Dry Run is a high quality cold water fisheries stream.

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

**E10-271-A, Recmix of PA, Inc.**, 586 Plum Run Road, Canonsburg, PA 15317. Recmix of PA, Inc.—Sarver facility, in Winfield Township, **Butler County**, ACOE Pittsburgh District (Curtisville, PA Quadrangle N: 22.5 inches; W: 1.5 inches).

To place fill (Reclime) in 0.42 acre of wetlands (PEM) associated with the expansion of the Recmix stainless steel and slag processing facility located 1.25 miles south of Knox Chapel. The project proposes contribution to the Pennsylvania Wetland Replacement Fund for replacement of impacted wetlands.

**E10-326, LBHB D'Orsay Associates, L.P.**, 215 Executive Drive, Cranberry Township, PA 16066. The "Preserve" Planned Residential Development, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 16.5 inches; W: 13.0 inches).

To conduct the following activities associated with the construction of a single-family residential development north of Goehring Road approximately 0.5 mile east of Interstate 79:

1. To fill a total of 0.24 acre of wetlands (PEM, PSS, and PEM/PSS) for widening of Goehring Road, lot development and stormwater basin outlets.

2. To enclose approximately 500 feet of a tributary to Brush Creek (WWF) having a contributory drainage area less than 100 acres for roadway and lot construction at the northwest corner of the project site.

3. To enclose approximately 1,100 feet of a tributary to Brush Creek (WWF) having a contributory drainage area less than 100 acres for roadway and lot construction at the northeast corner of the project site.

4. To conduct grading associated with lot development and construction of a stormwater management facility within 50 feet of a tributary to Brush Creek (WWF) along the western side of the project site.

5. To remove the existing culvert and to install and maintain a 48-inch-diameter culvert in a tributary to Brush Creek (WWF) on Goehring Road.

**E10-330, Seneca Valley School District**, 124 Seneca School Road, Harmony, PA 16037-9134. Seneca Valley Middle School Renovation, in Jackson Township, **Butler**

**County**, ACOE Pittsburgh District (Evans City, PA Quadrangle N: 10.53 inches; W: 15.73 inches).

To grade and place approximately 1.25 feet of fill along 130 feet of the floodplain of Little Connoquenessing Creek for the creation of two separate athletic practice fields associated with the Seneca Valley Middle School Renovation located one-half mile east of the S.R. 3028 and I-79 interchange.

## ENVIRONMENTAL ASSESSMENTS

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6945.*

**EA25-003NW. Philip A. DeDionisio**, 903 Aurora Avenue, Girard, PA 16417. in Harborcreek Township, **Erie County**, ACOE Pittsburgh District, Hammett, PA Quadrangle, N: 21.6; W: 19.6 inches.

Restoration plan provided pursuant to Section 105.12(a)(16) for the filling of an approximately 0.5 acre human made pond located at 6122 Station Road, Harborcreek, PA 16510, southeast of the interchange between I-90 and Station Road .

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

**D42-017EA. Smethport Borough**, P. O. Box 427, Smethport, PA 16749-0427 Smethport Borough, **McKean County**, ACOE Pittsburgh District.

Project proposes to perform maintenance at the Hamlin Lake Park Dam across Marvin Creek (CWF). Maintenance will include repairs to the concrete overflow section of the dam, replace the steel girder bridge on top of the dam, and remove accumulated silts and sediments from approximately 14 acres of the reservoir impounded by the dam. The dam is located approximately 100 feet west of the Mechanic Street Bridge across Marvin Creek. (Smethport, PA Quadrangle N: 10.40 inches; W: 9.15 inches).

**D36-184EA. PA Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797 Elizabeth Township, **Lancaster County**, ACOE Baltimore District.

To breach and remove the Hammer Creek Dam across Hammer Creek (HQ-CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 300 feet east of the intersection of State Route 322 and Pumping Station Road (Lititz, PA Quadrangle N: 21.25 inches; W: 12.00 inches).

## DAM SAFETY

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

**D57-044A Dam. Robert R. Hewitt**, (Highview Farms, Inc., R. R. 1 Box 132, Muncy Valley, PA 17758). To modify, operate, and maintain Upper Boone Lake Dam across Spring Run (HQ-CWF), for the purpose of recreation. Modifications will not change the historical normal pool elevation. (Sonestown, PA Quadrangle N: 16.3 inches; W: 15.6 inches) in Shrewsbury Township, **Sullivan County**.

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**ACTIONS**


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**FINAL ACTIONS TAKEN UNDER THE  
PENNSYLVANIA CLEAN STREAMS LAW AND THE  
FEDERAL CLEAN WATER ACT**
**National Pollution Discharge Elimination System  
Program (NPDES)**
**INDUSTRIAL WASTE AND SEWERAGE  
WASTEWATER**

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

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

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


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

**WQM Permit No. 2300412** Sewerage. **Chadds Ford Township**, P. O. Box 816, Chadds Ford, PA 19317. Applicant is granted approval for the construction and operation of a new pump station, associated gravity collection pipe and force main known as Brandywine Summit Pump Station located in Chadds Ford Township, **Delaware County**.

**NPDES Permit No. PA0058238.** Sewage. **Warren Manger**, 130 Beaumont Drive, Newtown, PA 18940. Is authorized to discharge from a facility located in Upper Makefield Township, **Bucks County** to an unnamed tributary to Jericho Creek-2E Common Watershed.

**NPDES Permit No. PA0036447.** Industrial Waste. **Naval Surface Warfare Center-Carderock Division**, Philadelphia Naval Business Center, Building 4, Philadelphia, PA 19112-5083. Is authorized to discharge from a facility located in the **City of Philadelphia**, into Delaware Estuary-Zone 4.

**NPDES Permit No PA0020290. Amendment No.1** Sewage. **Borough of Quakertown**, 15-35 North 2nd Street, Box 727 Quakertown, PA 18951-1378. This amendment revises the effluent limit for Total Residual Chlorine located in Richland Township, **Bucks County** into Tohickon Creek.

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

**WQM Permit No. PA-0060321**, Sewerage, **Century Enterprises**, Route 202, Box 502, Montgomeryville, PA 18936.

This proposed facility is located in Overfield Township, **Wyoming County**.

Description of Proposed Action/Activity: to discharge from a facility to an unnamed tributary to the South Branch of Tunkhannock Creek.

**WQM Permit No. 5212207**, Industrial Stormwater, **Cempro, Inc.**, P. O. Box 21007, Lehigh Valley, PA 18002-1007.

This proposed facility is located in Lower Nazareth Township, **Northampton County**.

Description of Proposed Action/Activity: to discharge from a facility to Monocacy Creek.

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

**WQM Permit No PA0088277**, Sewerage. **Test Enterprises, Inc.**, (Test Estates), 1235 Abbottstown Pike, Hanover, PA 17331 is authorized to discharge from a facility located in Berwick Township, **Adams County** to the receiving waters of an unnamed tributary to Beaver Creek in Watershed 7-F.

**WQM Permit No. PA0084468.** Industrial Waste. **Durabond Coating Company, Inc.**, P. O. Box 38, Highspire, PA 17034 is authorized to discharge from a facility located in Steelton Borough, **Dauphin County** to the receiving waters named Laurel Run in Watershed 7-C.

**WQM Permit No. PA0083917.** Industrial Waste. **Polytek Pennsylvania, Inc.**, 811 Progress Road, Chambersburg, PA 17201 is authorized to discharge from a facility located in Chambersburg Borough, **Franklin County** to the receiving waters named Dry Swale to Conococheague Creek in Watershed 13-C.

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**NPDES STORMWATER INDIVIDUAL PERMITS**
**(PAS)**

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

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

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

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10F093	K C Lezzer Grandview Dev Group LP P. O. Box 163 Curwensville, PA 16833	Centre County Benner & Spring Townships	HQ-CWF CWF

**APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS**

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

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

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

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

**List of NPDES and/or Other General Permit Types**

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-10	General Permit for Discharge Resulting From Hydrostatic Testing of Tanks and Pipelines
PAG-11	To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

*General Permit Type—PAG-2*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Lehigh County S. Whitehall Township	PAR10Q087-1	Self Storage City, Inc. George Busch 1925 PA Route 309 Allentown, PA 18104	Jordan Creek TSF, MF	Lehigh Co. Cons. Dist. Lehigh Ag. Ctr., Ste. 102 4184 Dorney Park Rd. Allentown, PA 18104 (610) 391-9583
Luzerne County Hanover Township	PAR10R218	Robert C. Wittenburg Sears Logistics Srv. 3333 Beverly Rd. Hoffman Estates, IL 61079	Warrior Creek CWF	Luzerne Co. Cons. Dist. R485 Smith Pond Rd. Lehman, PA 18627 (570) 674-7991
St Thomas Township Franklin County	PAR10M228	Jefferson & Eastgern Leo Rocca 730 Fox Gap Rd Middletown, MD 21769	UNT Campbell Run CWF	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074

*General Permit Type—PAG-3*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Lancaster County East Cocalico Township	PAR233539	Sylvin Technologies, Inc. P. O. Box 308 Denver Road Denver, PA 17517	Stony Run WWF	DEP-Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707



<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Springdale Borough Allegheny County	PAR216150	R I Lampus Co 816 R I Lampus Ave P. O. Box 167 Springdale, PA 15144	Allegheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
<i>General Permit Type—PAG-8 (SSN)</i>				
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Maidencreek Township Berks County	PAG070003 PAG080001 PAG080002 PAG080003 PAG080006 PAG080007 PAG080008 PAG080009 PAG082201 PAG082203 PAG083501 PAG083502 PAG083506 PAG083515 PAG083517 PAG083522 PAG083542 PAG083547 PAG083551 PAG083825	Synagro Mid-Atlantic 1605 Dooley Rd. P. O. Box B Whiteford, MD 21160	Koller Farm Maidencreek Township Berks County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Maidencreek Township Perry Township Berks County	PAG070003 PAG080001 PAG080002 PAG080003 PAG080006 PAG080007 PAG080008 PAG080009 PAG082201 PAG082203 PAG083501 PAG083502 PAG083506 PAG083515 PAG083517 PAG083522 PAG083542 PAG083547 PAG083551 PAG083825	Synagro Mid-Atlantic 1605 Dooley Rd. P. O. Box B Whiteford, MD 21160	Gerhard Farm Perry and Maidencreek Townships Berks County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Maidencreek Township Perry Township Berks County	PAG070003	Synagro Mid-Atlantic 1605 Dooley Rd. P. O. Box B Whiteford, MD 21160	Hafer Farm Perry & Maidencreek Township Berks County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
	PAG080001			
	PAG080002			
	PAG080003			
	PAG080006			
	PAG080007			
	PAG080008			
	PAG080009			
	PAG082201			
	PAG082203			
	PAG083501			
	PAG083502			
	PAG083506			
	PAG083515			
	PAG083517			
Maidencreek Township Perry Township Berks County	PAG070003	Synagro Mid-Atlantic 1605 Dooley Rd. P. O. Box B Whiteford, MD 21160	Zimmerman Farm Perry & Maidencreek Townships Berks County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
	PAG080001			
	PAG080002			
	PAG080003			
	PAG080006			
	PAG080007			
	PAG080008			
	PAG080009			
	PAG082201			
	PAG082203			
	PAG083501			
	PAG083502			
	PAG083506			
	PAG083515			
	PAG083517			
East Donegal Township Lancaster County	PAG083546	Mt. Joy Borough Authority P. O. Box 25 Mounty Joy, PA 17552-0025	Garber (Colebrook Rd.) Farm East Donegal Township Lancaster County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
	PAG083546			
	PAG083546			
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East Donegal Township Lancaster County	PAG083546	Mt. Joy Borough Authority P. O. Box 25 Mount Joy, PA 17552-0025	Authority Farm East Donegal Township Lancaster County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
	PAG083546			
	PAG083546			
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## SAFE DRINKING WATER

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

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

**Permit No. 0900510**, Public Water Supply.

Applicant	<b>Warminster Municipal Authority</b> 415 Gibson Avenue Warminster, PA 18974
Township	Warminster
County	<b>Bucks</b>
Type of Facility	Public Water Supply System

Consulting Engineer           CKS Engineers, Inc.  
88 S. Main Street  
Doylestown, PA 18901

Permit to Construct Issued   January 24, 2001

**Permit No. 4600508**, Public Water Supply.

Applicant                       **Citizens Utilities Water Company of Pennsylvania**

Township                       Limerick

County                         **Montgomery**

Type of Facility               Public Water Supply System

Consulting Engineer           Entech Engineering, Inc.  
4 South Fourth Street  
Reading, PA 19603

Permit to Construct Issued   February 7, 2001

**Operations Permit** issued to: **City of Coatesville**, 114 East Lincoln Highway, Coatesville, PA 19320-5441, City of Coatesville, **Chester County** on February 6, 2001.

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

**Permit No. 5200502**, Public Water Supply.

Applicant                       **Michael Sibio, Community Mgr.**  
Hemlock Farms Community Assoc.  
1007 Hemlock Farms  
Hawley, PA 18428

Borough or Township         Blooming Grove Township

County                         **Pike County**

Type of Facility               PWS

Consulting Engineer           Roswell McMullen, P.E.  
Entech Engineering, Inc.  
P. O. Box 32  
Reading, PA 19603

Permit to Construct Issued   January 19, 2001

**Permit No. 4000501-T1**, Public Water Supply.

Applicant                       **Paul Maeder**  
Total Environmental Solutions, Inc.  
P. O. Box 4037  
Houma, LA 70361

Borough or Township         Butler Township

County                         **Luzerne County**

Type of Facility               PWS

Consulting Engineer

Permit to Construct Issued   January 26, 2001

**Permit No. 2640028, Operations Permit**. Public Water Supply.

Applicant                       **Frank Sargent**  
Hawley Water Co.  
255 Belmont St., P. O. Box S  
Waymart, PA 18472

Borough or Township         Palmyra Township

County                         **Wayne County**

Type of Facility               PWS

Consulting Engineer           Roswell McMullen, P.E.  
Entech Engineering, Inc.  
P. O. Box 32  
Reading, PA 19603

Permit to Operate Issued     January 24, 2001

**Permit No. 2400114, Operations Permit.** Public Water Supply.

Applicant **Paul Maeder**  
Total Environmental Solutions, Inc.  
P. O. Box 4037  
Houma, LA 70361

Borough or Township Butler Township

County **Luzerne County**

Type of Facility PWS

Consulting Engineer

Permit to Operate Issued January 26, 2001

**Permit No. 5499507, Public Water Supply.**

Applicant **MC Resource Development Inc.**

Borough or Township East Brunswick Township

County **Schuylkill**

Type of Facility Source development and bulk water hauling.

Consulting Engineer Kenneth Justice, P.E.,  
Turner, Collie & Braden, Inc.

Permit to Construct Issued January 9, 2001

**Permit No. 3396420, Operations Permit.** Public Water Supply.

Applicant **Great Spring Waters of America, Inc.**

Borough or Township Upper Macungie Township

County **Lehigh**

Type of Facility Bottling plant: add fluoridation, second filler at line 2 & 13 tankers for bulk water hauling.

Consulting Engineer Crouse and Company  
Gary Toplak, P.E.

Permit to Operate Issued January 11, 2001

**Permit No. 3396420, Operations Permit.** Public Water Supply.

Applicant **Great Spring Waters of America, Inc.**

Borough or Township Upper Macungie Township

County **Lehigh**

Type of Facility Bottling plant: add production lines 7 and 8.

Consulting Engineer Crouse and Company  
Gary Toplak, P.E.

Permit to Operate Issued January 11, 2001

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

**Permit No. 1400503, Public Water Supply.**

Applicant **Pennsylvania American Water Company**

Borough Philipsburg Borough

County **Centre**

Type of Facility Public Water Supply

Consulting Engineer Gannett-Fleming, Inc.  
P. O. Box 67100  
Harrisburg, PA 17106-7100

Permit to Construct Issued February 12, 2001

**Permit No. 1400504, Public Water Supply.**

Applicant **Pennsylvania American Water Company**

Township Rush Township

County **Centre**

Type of Facility Public Water Supply

Consulting Engineer Gannett-Fleming, Inc.  
P. O. Box 67100  
Harrisburg, PA 17106-7100

Permit to Construct Issued February 12, 2001

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

**Permit No. 0200502**, Public Water Supply.

Applicant **Oakmont Water Authority**  
Borough or Township Harmar Township  
County **Allegheny**  
Type of Facility Rich Hill Pump Station

Consulting Engineer KLH Engineers, Inc., 5173 Campbells Run Road, Pittsburgh, PA 15205

Permit to Construct Issued February 6, 2001

**Permit No. 5688501-A1**, Public Water Supply.

Applicant **Siemon's Lakeview Manor Estates**  
Borough or Township Somerset Township  
County **Somerset**  
Type of Facility Wells No. 1 and 2

Consulting Engineer Earthtech, Inc., 336 Bloomfield Street, Suite 201 PA 15904

Permit to Construct Issued February 6, 2001

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan approvals granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).**

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
West Mahanoy Township	190 Pennsylvania Ave. Shenandoah Heights, PA 17976	Schuylkill

**Plan Description:** The Department has completed its review of the Act 537 Sewage Facilities Plan (Plan) for West Mahanoy Township, Schuylkill County, dated June 2000. The Department has found that the Plan is acceptable and granted planning approval on February 2, 2001.

The selected alternatives for the 10 planning areas are as follows: Shenandoah Heights and Weston Place—Construct a sewerage collection system that is tributary to the Shenandoah Municipal Sewer Authority's (SMSA's) system; Upper Brownsville and Lower Brownsville—Construct a sewerage collection system. Wastewater to be treated at a to be constructed package sewage treatment plant (STP) or at the SMSA's STP; East William Penn—Construct a sewerage collection system and package STP; West William Penn and Lost Creek No. 2—Construct a sewerage collection system and package STP; Lost Creek—Construct a sewerage collection system and package STP; Raven Run—Implement a Sewage Management Program; and Altamont—Continue to use the Frackville Area Municipal Authority's sewerage collection system and treatment facility.

The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Borough of Weissport	440 Allen Street Weissport, PA 18235	Carbon

**Plan Description:** The approved plan provides for replacement of the Borough's entire existing wastewater collection system. The selected wastewater disposal alternative is described in the Plan Update Revision as "Low-Pressure Sewer Alternative No. 2". The alternative also proposes a limited rehabilitation of the Weissport Borough Municipal Authority's (Authority) existing main pumping station.

Replacement of the Borough's entire wastewater collection system was found to be the only cost-effective alternative which would successfully eliminate excessive amounts of infiltration/inflow (I/I) from the Borough's wastewater collection system. Elimination of the excessive amounts of I/I is required to eliminate the existing hydraulic overload at the existing Leighton Sewerage Authority's Wastewater Treatment Facility. Wastewater from the proposed, replacement collection system will be discharged to the existing Leighton Sewerage Authority's Wastewater Treatment Facility for treatment and discharge. Upon completion of the proposed Central Carbon Municipal Authority's (CCMA) Wastewater Treatment Facility, wastewater from the Borough's wastewater collection system will be conveyed to and treated at the CCMA facility.

Financing of the proposed wastewater collection/conveyance system is to be provided by the Pennsylvania Infrastructure Investment Authority (PENNVEST). Financing of the Borough of Weissport's portion of the CCMA Wastewater Treatment Facility is to be provided by the United States Department of Agriculture's—Rural Utilities Service.

The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required

NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
South Londonderry Township	West Market and Center Streets Campbelltown, PA 17010	Lebanon

Plan Description: The approved plan provides for a transfer of part of the Campbelltown West sewer service area into the adjacent Campbelltown East sewer service area. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Quincy Township	7575 Mentzer Gap Rd Waynesboro, PA 17268	Franklin

Plan Description: The approved plan provides for a sewer extension to serve a portion of Anthony Highway between Barkdoll Road and the Borough of Mont Alto. The anticipated sewage flow from this extension will be 12,581 gpd. Also included were ordinances pertaining to the use of interim holding tanks and pretreatment of industrial waste. This project expands the scope of previously approved planning in Quincy Township.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Greene Township	P. O. Box 215 Scotland, PA 17254	Franklin

Plan Description: The approved plan provides for a sewer extension to serve 6 existing residences with flows of 2,400 gpd. Sewer service is provided by the Greene Township Municipal Authority, with treatment at the Borough of Chambersburg wastewater treatment plant. The project is located on the south side of SR 0030, 5,500 feet west of SR 0233.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Brecknock Township	1026 Dry Tavern Road Denver, PA 17517	Lancaster

Plan Description: The approved plan provides for Sewage facilities along PA Route 625 north and south of Bowmansville. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
North Middleton Township	2051 Spring Road Carlisle, PA 17013	Cumberland

Plan Description: The approved plan provides for the construction of a new sewage treatment facility with a capacity of 0.25 MGD and an on-lot sewage disposal system management program. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Smithfield Township	RR1 Box 49 Milan, Pa 18831	Bradford County

Plan Description: The approved plan provides for construction of a new 60,000 GPD Extended Air STP with Gravity Sewers and Pressure Sewers in low lying areas to serve the village of East Smithfield. The STP will be built on land currently owned by the municipality. The discharge will be to Tomjack Creek. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
City of St Marys	808 South Michael Road P. O. Box 1994 St Marys, PA 15857	Elk

Plan Description: The approved plan provides for construction of a Split Process Treatment at the STP, which will involve the installation of a splitter box to divert 50% of the influent flow to the existing treatment facilities and 50% to a new SBR plant. The expanded facilities will have an annual daily maximum monthly design flow of 4.31 MGD. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

**NOTICE OF PROMPT INTERIM RESPONSE UNDER THE HAZARDOUS SITES CLEANUP ACT**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1305) has initiated a prompt interim response at the Clements Landfill site. This response has been undertaken under

Section 505(b) of the HSCA (35 P. S. §§ 6020.505(b)). The site is located at: Ontelaunee and Perry Townships, Berks County, PA.

The Clements Landfill Site (Site) is located approximately one and one-half miles east of Route 61, and is bordered by Birch Hill Road to the north, Shoemakersville Road to the east, Ontelaunee Drive to the south, and Kerns Road extending from the south to west-side of the site. The entire area surrounding the Site consists of residential and agricultural lands. The Site, an inactive landfill since 1970, is 68.29 acres on which approximately 25 acres are land filled.

In June 2000, the Department sampled 13 residential wells adjacent to the Site. Three adjacent properties south of the Site, located on a geologic fracture trace running through the land filled area, have volatile organic compounds (VOC) contaminations above regulatory standards. Trichloroethylene (TCE) levels ranged from 24 micrograms per liter ( $\mu\text{g/L}$ ) to 73  $\mu\text{g/L}$ , vinyl chloride from 4  $\mu\text{g/L}$  to 27  $\mu\text{g/L}$  and cis-1, 2-Dichloroethylene (cis-1,2-DCE) from 79 to 140  $\mu\text{g/L}$ . The regulatory limits for these VOCs in groundwater are 5  $\mu\text{g/L}$ , 2  $\mu\text{g/L}$ , and 70  $\mu\text{g/L}$  respectively. Re-sampling of the impacted well water supplies confirmed these levels of VOC contamination.

The Department proposes a prompt interim response at this site to protect public health and safety or the environment. This determination is based on the continued release of VOCs to the groundwater, and the actual human exposure to hazardous substances via inhalation, ingestion and dermal contact.

The Department considered three alternatives: 1. No action, which allows the residents to have continued exposure to the VOC contamination; 2. Bottled water, which effectively removes the risk posed by ingestion, but would not remove the risk posed by inhalation and dermal contact; 3. Point-of-use water treatment systems that will treat the contaminated water to effectively remove the current human ingestion, inhalation and dermal contact threats. This alternative will be protective of human health and the environment.

The Department is providing this notice under sections 505(b) and 506(b) of HSCA (35 P. S. §§ 6020.505(b) and 6020.506(b)), and the publication of this notice starts the administrative record period under HSCA. The Administrative Record which contains information about this site and which supports the Department's decision to perform this action at the site is available for public review and comment. The Administrative Record can be examined from 8 a.m. to 4 p.m. at the Department's Southcentral Regional Office located at 909 Elmerton Avenue, Harrisburg, PA 17110, by contacting Richard Morgan at (717) 705-4844. The Administrative Record can also be reviewed at the Department's Reading District Office located at 1005 Crossroads Boulevard, Reading, PA 19605 from 8 a.m. to 4 p.m. by contacting Donna Good at (610) 916-0100.

The Administrative record will be open for comment from the date of publication of this notice in the *Pennsylvania Bulletin* and will remain open for 90 days. Persons may submit written comments regarding this action to the Department before May 25, 2001, by mailing them to Richard Morgan at PA Department of Environmental Protection, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

The public will have an opportunity to present oral comments regarding the proposed action at a public hearing. The hearing has been scheduled for March 28,

2001 at 7 p.m. at the Schuylkill Valley Middle School located at 114 Ontelaunee Drive, Leesport, PA. Persons wishing to present formal oral comment at the hearing should register before 4 p.m., March 23, 2001 by calling Sandra Roderick at (717) 705-4931.

If no person registers to present oral comments by March 23, 2001, the hearing will not be held, but will be replaced with an informational meeting. Persons interested in finding out if anyone has registered, and if the hearing will be held, should also contact Sandra Roderick at the same number above. An informational meeting will be held following 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 proceedings, should call Sandra Roderick at the above number or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 2

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

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

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

The Department has received the following final reports:

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

**Willis Residence**, Lower Makefield Township, **Bucks County**. Peter Kuyk, Environmental Compliance & Control, Inc., 400 Morris Ave., Denville, NJ 07834 (on behalf of Mr. & Mrs. John Willis, 3860 James Way, Boca Raton FL 33434) has submitted a Final Report concerning remediation of site soil and groundwater contaminated

with BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**3207 Kennedy Road Property**, East Norriton Township, **Montgomery County**. Michael Williams, Clayton Services Corp., 111 North 2nd St., North Wales, PA 19454 (on behalf of Don Vaughn, 3207 Kennedy Road, East Norriton, PA 19403) has submitted a Final Report concerning remediation of site soil contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Former Sunoco Station #0004-8017**, Radnor Township, **Delaware County**. Jennifer L. O'Reilly, P.G. and Micharl Sarcinello, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 110, Exton, PA 19341, (on behalf of Sunoco, Inc., (R&M) Bradford Fish, P.G., 4041 Market St., Aston PA 19014) has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet Statewide Health and Site-specific Standards.

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

**Keystone Fuels Onestop V (Formerly Burroughs Fuels)**, Kidder Township, **Carbon County**. Samuel S. Harrison, Hydrogeologist, Harrison Hydrosciences, 435 Main Street, P. O. Box 908, Saegertown, PA 16433 has submitted an Final Report (on behalf of his client, Richard Burroughs, Burroughs Fuels, Inc. 2940 Woods Hollow Lane, Allentown, PA 18103) concerning the remediation of site soils and groundwater found or suspected to have been contaminated with BTEX (benzene, toluene, ethylbenzene, and xylenes) constituents. The report was submitted to document remediation of the site to meet the Statewide health standard. A Notice of Intent to Remediate was simultaneously submitted.

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

**Exxon RAS 2-7395**, Upper Allen Township, **Cumberland County**. Groundwater & Environmental Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of Elvin B. Hess, 145 Gettysburg Pike, Mechanicsburg, PA 17055-5695, and ExxonMobil Supply & Refining Company, 220 Commerce Drive, Suite 205, Fort Washington, PA 19034, has submitted a Final Report concerning remediation of site soils contaminated with BTEX and PHCs. The report is intended to document remediation of the site to the Statewide health standard.

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

**ARCO Chemical Company, Beaver Valley Plant (Over-The-Hill Tank Farm & Central Plant/Styrene II Areas)**, Potter Township, **Beaver County**. Thomas J. Walsh (on behalf of ARCO Chemical Company 3801 West Chester Pike, Newton Square, PA 19073) has submitted a Final Report concerning remediation of site soil, groundwater and surface water contaminated with polycyclic aromatic hydrocarbons, petroleum hydrocarbons, benzene, toluene, ethylbenzene and xylene. The report is intended to document remediation of the site to meet the Site Specific Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 3

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**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).**

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

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

The Department has received the following final reports:

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

**Vivian Mendenhal Residence**, Sadsbury Township, **Lancaster County**. Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, on behalf of Vivian Mendenhal, 15 Sadsbury Avenue, Christiana, PA 17509, submitted a combined remedial investigation and final report concerning the remediation of site soils and groundwater contaminated with BTEX and PAHs. The report demonstrated attainment of the site-specific standard, and was approved by the Department on February 7, 2001.



**HAZARDOUS WASTE TRANSPORTER LICENSE**

**Hazardous Waste Transporter License revoked, suspended, denied or re-instated under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.**

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

**HAZARDOUS WASTE TRANSPORTER LICENSE RE-INSTATED**

**Price Trucking Corp.**, 67 Beacon Street, Buffalo, NY 14220. License No. PA-AH 0371. Effective February 6, 2001.

**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.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**35-320-004: Panel Prints, Inc.** (1001 Moosic Road, Old Forge, PA 18518) for construction and operation of three sheet fed lithographic presses in Old Forge Borough, **Lackawanna County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**26-0483B: Great Lakes Energy Partners, L.L.C.—Rumbaugh Compressor Station** (P. O. Box 235, Yatesboro, PA 16263) on February 9, 2001, for construction and operation of one Caterpillar, Model No. G3516LE, 1340 BHP, natural gas-fired Compressor Engine in Lower Tyrone, **Fayette County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**27-019: PA Department of Corrections—Forest County Prison** (Route 66, Marienville, PA 16239) on February 5, 2001, for construction of natural gas fired boilers in Jenks Township, **Forest County**.

**Administrative Operating Permit Amendments Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450 (relating to administrative operating permit amendments).**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**23-0006A: Foamex International, Inc.** (1500 East Second Street, Eddystone, PA 19022) on February 8, 2001, for Facility VOC/NOx RACT in Eddystone Borough, **Delaware County**.

**09-0027: Fres-Co System USA, Inc.** (3005 State Road, Telford, PA 18969) on February 8, 2001, for Press Station 203 in West Rockhill Township, **Bucks County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**06-05063: Boyertown Foundry Co.** (Box G, New Berlinville, PA 19545) on February 8, 2001, for an administrative amendment to the Title V Operating Permit to increase the maximum production rate from the

gray iron cupola from 14 to 16 tons in Boyertown Borough, **Berks County**. This amendment is Revision #2 of the facility's Title V Operating Permit.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**20-00145: PPG Industries, Inc.** (Kebert Industrial Park, Meadville, PA 16335) on February 1, 2001, for an administrative amendment to correct a typographical error in the Title V Operating Permit in Greenwood Township, **Crawford County**.

**Operating Permit Minor Modifications Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**40-309-036C: Schott Glass Technologies, Inc.** (400 York Avenue, Duryea, PA 18642) for minor modification of a glass production operation in Duryea Borough, **Luzerne County**.

**40-313-026C: National Starch and Chemical Co.** (504 White Birch Road, Hazleton, PA 18201) for minor modification of seven blending and mixing tanks in Hazle Township, **Luzerne County**.

**40-313-027A: National Starch and Chemical Co.** (504 White Birch Road, Hazleton, PA 18201) for minor modification of six blending and mixing tanks in Hazle Township, **Luzerne County**.

**Operating Permits Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).**

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**61-00180: National Roll Co.—subsidiary, Vertical Seal Co.** (RD 1, Box 147, Pleasantville, PA 16341) issued a Natural Minor Operating Permit for air emissions from rebuilding and machining of large mill components in Harmony Township, **Forest County**.

**61-00016: Calumet Lubricants Co., L.P.** (2 Main Street, Rouseville, PA 16344) issued a Title V Operating Permit on December 11, 2000, for their facility in Cornplanter Township, **Venango County**.

**42-00004: American Refining Group** (77 North Kendall Avenue, Bradford, PA 16701) issued a Title V Operating Permit on November 13, 2000, for their facility in Bradford, **McKean County**.

**24-00083: Carbone of America** (1032 Trout Run Road, St. Marys, PA 15857) issued a Title V Operating Permit on December 29, 2000, for their facility in Benzinger Township, **Elk County**.

**37-00003: Essroc Cement** (2<sup>nd</sup> Street, Bessemer, PA 16112) issued a Title V Operating Permit on November 2, 2000, for their facility in Bessemer Borough, **Lawrence County**.

**25-00025: General Electric Transportation Systems** (2901 East Lake Road, Erie, PA 16531) issued a Title V Operating Permit on November 2, 2000, for their facility in Lawrence Park, **Erie County**.

**10-00021: INDSPEC Chemical Corp.** (133 Main St., Petrolia, PA 16050) issued a Title V Operating Permit on November 2, 2000, for their facility in Petrolia Borough, **Butler County**.

**25-00028: International Paper Co.** (1540 East Lake Road, Erie, PA 16533) issued a Title V Operating Permit on November 13, 2000, for their facility in the City of Erie, **Erie County**.

**37-00023: Orion Power Midwest, L.P.** (Route 168, West Pittsburg, PA 16160) issued a Title V Operating Permit on December 28, 2000, for their facility in Taylor Township, **Lawrence County**.

**37-00013: Southdown, Inc.** (2001 Portland Park, Wampum, PA 16157) issued a Title V Operating Permit on November 13, 2000, for their facility in Wampum Borough, **Lawrence County**.

**62-00017: United Refining Co.** (Bradley and Dobson Streets, Warren, PA 16365) issued a Title V Operating Permit on December 26, 2000, for their facility in Warren, **Warren County**.

**10-00037: Witco Corp.** (Route 268, Petrolia, PA 16050) issued a Title V Operating Permit on November 2, 2000, for their facility in Fairview Township, **Butler County**.

**Plan Approvals Extensions Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.13 (relating to extensions).**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**15-0029A: Dopaco, Inc.** (241 Woodbine Road, Downingtown, PA 19335) on February 5, 2001, for operation of a Flexographic Printing Press in Downingtown Borough, **Chester County**.

**15-320-023: Dopaco, Inc.** (241 Woodbine Road, Downingtown, PA 19335) on February 5, 2001, for operation of a Flexographic Printing Press in Downingtown Borough, **Chester County**.

**09-0027A: Fres-co System USA, Inc.** (3005 State Road, Telford, PA 18969) on February 5, 2001, for operation of Graphic Arts in West Rockhill Township, **Bucks County**.

**15-301-086: Pet Memorial Services Corp.** (319 Westtown Road Ste. Q, West Goshen, PA 19380) on February 5, 2001, for operation of a Cremator for Animal Remains in West Goshen Township, **Chester County**.

**23-312-194: Sunoco, Inc. (R&M)** (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on February 5, 2001, for operation of five storage tanks in Marcus Hook Borough, **Delaware County**.

**23-312-044E: Sunoco, Inc. (R&M)** (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on February 5, 2001, for operation of a Gasoline Storage Tank #242 in Marcus Hook Borough, **Delaware County**.

**15-0037: Oberthur Card Systems, Inc.** (523 James Hance Court, Exton, PA 19341) on February 6, 2001, for operation of a Non-heatset Lithographic Press in West Whiteland Township, **Chester County**.

**46-0199: Alcom Printing Group, Inc.** (140 Christopher Lane, Harleysville, PA 19438) on February 8, 2001, for operation of a Lithographic Printing Presses in Lower Salford Township, **Montgomery County**.

**09-0053: Van Leer Containers, Inc.** (695 Louis Drive, Warminster, PA 18974) on February 8, 2001, for operation of a Lining Surface Coating Booth in Warminster Township, **Bucks County**.

**15-0067A: Herr Foods, Inc.** (273 Old Baltimore Pike, Nottingham, PA 19362) on February 8, 2001, for operation of a Natural Gas Fueled Boiler & Fryer in West Nottingham Township, **Chester County**.

tion of a Natural Gas Fueled Boiler & Fryer in West Nottingham Township, **Chester County**.

**46-0036: Visteon Systems LLC** (2750 Morris Road, Lansdale, PA 19446) on February 9, 2001, for operation of a Selective Soldering Machine No. 6 in Worcester Township, **Montgomery County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**67-05016A: R. H. Shepard Co., Inc.** (P. O. Box 877, Hanover, PA 17331) on February 6, 2001, for operation of Sand Shakeout Lines A and B controlled by a fabric collector at Plant 3 in Hanover Borough, **York County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.*

**18-329-001: Dominion Transmission, Inc.—Finnecroff Compressor Station** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) on January 31, 2001, for operation of a 4200 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine #6), a 778 horsepower natural gas-fired auxiliary generator and a 2.75 million BTU per hour natural gas-fired boiler on a temporary basis until May 31, 2001, in Leidy Township, **Clinton County**.

**18-329-001A: Dominion Transmission, Inc.—Finnecroff Compressor Station** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) on January 31, 2001, for operation of a 4000 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine #4), on a temporary basis until May 31, 2001, in Leidy Township, **Clinton County**.

**60-318-010: Nickelson Plastics, Inc.** (RR 2, Box 575, Lewisburg, PA 17837) on January 31, 2001, for operation of a PVC coating operation on a temporary basis until May 31, 2001 in Buffalo Township, **Montour County**.

**08-399-047: OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848) on January 30, 2001, for operation of two CVD phosphor coaters and associated air cleaning device (a catalytic oxidizer) on a temporary basis until May 30, 2001 in North Towanda Township, **Bradford County**.

**53-0003B: Dominion Transmission, Inc.—Greenlick Compressor Station** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) on January 31, 2001, for operation of a 26.5 million BTU per hour natural gas-fired pipeline heater on a temporary basis until May 31, 2001, in Stewardson Township, **Potter County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**04-009A: Maverick Tube, L.P.** (4400 West Fourth Avenue, Beaver Falls, PA 15010) on January 31, 2001, for operation of boiler and metal heat furnaces at the Beaver Falls Site in Beaver Falls, **Beaver County**.

**65-858A: American Video Glass Co.** (777 Technology Drive, Mt. Pleasant, PA 15666) on February 6, 2001, for installation of Line 22 Lehr at New Stanton in Mount Pleasant Township, **Westmoreland County**.

**04-688A: Nova Metals, L.P.** (2301 Duss Avenue, Suite 14, Ambridge, PA 15003) on January 31, 2001, for installation of Metals Reprocessing at Ambridge Regional Center in Ambridge Borough, **Beaver County**.

**04-307-094A: J & L Specialty Products** (1500 West Main Street, Midland, PA 15059) on February 6, 2001, for operation of Direct Roll A & P Line at Midland Facility in Midland Borough, **Beaver County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**25-069E: Engelhard Corp.** (1729 East Avenue, Erie, PA 16503) on January 31, 2001, for a stearic acid removal oven in Erie, **Erie County**.

**25-069D: Engelhard Corp.** (1729 East Avenue, Erie, PA 16503) on December 31, 2000, for a metal oxide catalyst in Erie, **Erie County**.

**25-070C: Gunite EMI Corp.** (603 West 12<sup>th</sup> street, Erie, PA 16501) on January 31, 2001, for an in-line roto-pour and holding furnace in Erie, **Erie County**.

**37-013B: Southdown, Inc.** (2001 Portland Park, Wampum, PA 16157) on January 31, 2001, for a cement storage dome in Wampum Borough, **Lawrence County**.

**Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**15-0095A: Longwood Gardens, Inc.** (401 East Street Road, Kennett Square, PA 19348) on February 8, 2001, for operation of two 800 kW Emergency Generators in East Marlborough Township, **Chester County**.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes Barre, PA 18711-0790.*

**39-304-023: Bethlehem Casting** (Howmet Aluminum Casting, Inc., 2175 Avenue C, Bethlehem, PA 18017-2119) on February 7, 2001, for modification of workbenches, grinding and metal blast operations in Bethlehem, **Lehigh County**.

**66-315-042: The Procter and Gamble Paper Products Co.** (P. O. Box 32, Route 87 South, Mehoopany, PA 18629) on February 5, 2001, for construction of diaper converting lines and associated air cleaning devices in Washington Township, **Wyoming County**.

**66-399-002: The Procter and Gamble Paper Products Co.** (P. O. Box 32, Route 87 South, Mehoopany, PA 18629) on February 5, 2001, for construction of a central dust handling system in Washington Township, **Wyoming County**.

**13-399-008: Horsehead Resource Development Co., Inc.** (900 Delaware Avenue, Palmerton, PA 18071) on February 6, 2001, for construction of a calcine receiving bin and associated air cleaning device in Palmerton borough, **Carbon County**.

**40-399-043: Bridon American Corp.** (280 New Commerce Boulevard, Wilkes-Barre, PA 18706) on February 8, 2001, for modification of a pickling line and dip tanks with associated air cleaning device in Ashley Borough, **Luzerne County**.

**54-399-029: Silberline Manufacturing Co., Inc.** (130 Lincoln Drive, P. O. Box B, Tamaqua, PA 18252-0420) on February 8, 2001, for construction of an aluminum pigment process and associated air cleaning device in Rush Township, **Schuylkill County**.

**66-399-003: The Procter and Gamble Paper Products Co.** (P. O. Box 32, Route 87 South, Mehoopany, PA 18629) on February 8, 2001, for construction of a central vacuum system in Washington Township, **Wyoming County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**21-05026A: Carlisle SynTec, Inc.** (P. O. Box 7000, Carlisle, PA 17013) on February 5, 2001, for modification of the rubber roofing manufacturing facility which includes to install a fabric filter in Carlisle Borough, **Cumberland County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**65-807A: Pioneer Mid-Atlantic, Inc.** (400 Industrial Boulevard, New Kensington, PA 15068) on February 6, 2001, for operation of a Limestone Quarry at Whitney Quarry in Unity Township, **Westmoreland County**.

**04-681A: Joseph J. Brunner, Inc.** (1206 Prospect Road, Prospect, PA 16063) on February 8, 2001, for operation of a Leachate Evaporator Unit at Brunner Landfill in New Sewickley Township, **Beaver County**.

**11-414A: Senate Coal Mines, Inc.** (One Energy Place, Suite 5100, Latrobe, PA 15650) on February 7, 2001, for operation of Coal Refuse Reprocessing at St. Michael Pile in Adams Township, **Cambria County**.

**32-297B: Creps United Publications** (1163 Water Street, P. O. Box 746, Indiana, PA 15701) on February 7, 2001, for operation of a Printing Press at Christy Park Drive Facility in White Township, **Indiana County**.

**56-282A: Rollock, Inc.** (156 Rollock Road, Stoystown, PA 15563) on February 8, 2001, for operation of a Scrapburner in at Rollock in Stoystown Boro, **Somerset County**.

**63-015B: Flexsys America L.P.** (829 Route 481, Monongahela, PA 15063) on February 7, 2001, for operation of an Air Cleaning Device at Monongahela Plant in Carroll Township, **Washington County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**25-971D: Erie Plating, Inc.** (656 West 12<sup>th</sup> Street, Erie, PA 16501) on February 7, 2001, for post construction of nine solution tanks and scrubber in Erie, **Erie County**.

**42-176G: Temple Inland Forest Products Corp.—Mt. Jewett** (Hutchins Road, Mt. Jewett, PA 16740) on January 31, 2001, for compliance measures and plant improvements in Sargeant Township, **McKean County**.

**42-176H: Temple Inland Forest Products Corp.—Mt. Jewett** (Hutchins Road, Mt. Jewett, PA 16740) on January 31, 2001, for compliance measures and plant improvements in Sargeant Township, **McKean County**.

**42-176I: Temple Inland Forest Products Corp.—Mt. Jewett** (Hutchins Road, Mt. Jewett, PA 16740) on January 31, 2001, for compliance measures and plant improvements in Sargeant Township, **McKean County**.

**42-158B: Temple Inland Forest Products Corp.—Mt. Jewett** (Hutchins Road, Mt. Jewett, PA 16740) on January 31, 2001, for compliance measures and plant improvements in Sargeant Township, **McKean County**.

**42-158E: Temple Inland Forest Products Corp.—Mt. Jewett** (Hutchins Road, Mt. Jewett, PA 16740) on January 31, 2001, for compliance measures and plant improvements in Sargeant Township, **McKean County**.

**42-158C: Temple Inland Forest Products Corp.—Mt. Jewett** (Hutchins Road, Mt. Jewett, PA 16740) on January 31, 2001, for compliance measures and plant improvements in Sargeant Township, **McKean County**.

**42-158D: Temple Inland Forest Products Corp.—Mt. Jewett** (Hutchins Road, Mt. Jewett, PA 16740) on January 31, 2001, for compliance measures and plant improvements in Sargeant Township, **McKean County**.

**37-315A: A. R. Oliastro, Inc.** (245 Portersville Road, Ellwood City, PA 16117) on February 4, 2001, for operation of a slag processing facility in Ellwood City, **Lawrence 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); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).**

#### Coal Permits Issued

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

**49850701R3. Reading Anthracite Company**, (P. O. Box 1200, Pottsville, PA 17901), renewal of an existing coal refuse disposal operation in Coal Township, **Northumberland County** affecting 29.8 acres, receiving stream—none. Renewal issued February 7, 2001.

**54850103R3. Michael Coal Company**, (RR 1 Box 40A, Tower City, PA 17980-9718), renewal of an existing anthracite surface mine operation in Tremont Township, **Schuylkill County** affecting 217.6 acres, receiving stream—Lower Rausch Creek and Goodspring Creek. Renewal issued February 7, 2001.

**54950104R. City of Philadelphia** (Girard Estate), (21 South 12<sup>th</sup> Street, Philadelphia, PA 19107), renewal of an existing anthracite surface mine operation in West Mahanoy Township, **Schuylkill County** affecting 397.3 acres, receiving stream—none. Renewal issued February 7, 2001.

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

**17970105. E. P. Bender Coal Co., Inc.** (Main & Lehmier Streets, P. O. Box 594, Carrolltown, PA 15722), renewal of an existing bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 132 acres. Receiving streams: unnamed tributaries to Clearfield Creek to the West Branch of the Susquehanna River. Application issued January 30, 2001.

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

**03000103. Rosebud Mining Company** (RD 9, Box 379A, Kittanning, PA 16201). Permit issued for commencement, operation, and reclamation of bituminous surface mine located in Plumcreek Township, **Armstrong County**, affecting 65.9 acres. Receiving streams: un-

named tributary "D" to Plum Creek to Cessna Run to Plum Creek. Application received: December 4, 2000. Permit issued: February 9, 2001.

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

**30841317. Consol Pennsylvania Coal Co.**, (Waynesburg Operations, P. O. Box 174, Graysville, PA 15337), to renew the permit for the Enlow Fork Mine in Richhill Township, **Greene County** to renew permit, no additional discharges. Permit issued January 20, 2001.

**63831302. Eighty Four Mining Co.**, (P. O. Box 284, Eighty Four, PA 15330), to revise the permit for Mine No. 84 in Somerset Township, **Washington County** to revise the existing permit to add 13.5 acres of surface permit area in order to install a fresh water pipeline from an existing borehole to the existing surface facilities at the Somerset Portal.

**63831302. Eighty Four Mining Co.**, (RD 4, Box 425, Moundsville, WV 26041), to revise the permit for Mine No. 84 in Somerset Township, **Washington County** to revise subsidence control plan per changes to 25 Pa. Code 89.38.

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

**37900106. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous strip and tippel refuse disposal operation in Hickory Township, **Lawrence County** affecting 171.5 acres. This renewal is issued for reclamation only. Receiving streams: Three unnamed tributaries to Hottenbaugh Run and one unnamed tributary to Neshannock Creek. Application received: December 14, 2000. Permit Issued: February 5, 2001.

**33950105. Swisher Contracting, Inc.** (P. O. Box 1223, Clearfield, PA 16830) Renewal of an existing bituminous strip and auger operation in Snyder Township, **Jefferson County** affecting 105.0 acres. This renewal is issued for reclamation only. Receiving streams: Three unnamed tributaries to Walburn Run and Walburn Run. Application received: December 13, 2000. Permit issued: February 5, 2001.

#### Noncoal Permits Issued

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

**58900303C3. Cecil Kilmer**, (RR 1 Box 1130, Nicholson, PA 18446), renewal of NPDES Permit #PA0595004 in New Milford Township, **Susquehanna County**, receiving stream—unnamed tributary to Beaver Creek. Renewal issued February 8, 2001.

**6478NC3C3. Glen-Gery Corporation**, (P. O. Box 7001, Wyomissing, PA 19601), renewal of NPDES Permit #PA0123218 in Oxford Township, **Adams County**, receiving stream—unnamed tributary to South Branch Conewago Creek. Renewal issued February 8, 2001.

**7574SM5A3C7. Pennsy Supply, Inc.**, (P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit #PA0613711 in Dickinson Township, **Cumberland County**, receiving stream—unnamed tributary to Yellow Breeches Creek. Renewal issued February 8, 2001.

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

**56000802. Brantview Farms Excavating, Inc.** (365 Vanyo Road, Berlin, PA 15530), commencement, operation and restoration of small noncoal (industrial minerals)

operation in Stonycreek Township, **Somerset County**, affecting 5.0 acres, receiving stream unnamed tributary to Stonycreek River. Application received October 19, 2000. Issued February 6, 2001.

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

**43910304. Meadville Redi-Mix Concrete, Inc.** (P. O. Box 418, Meadville, PA 16335) Renewal of NPDES No. PA0208361, French Creek Township, **Mercer County**. Receiving streams: Two unnamed tributaries to Powdermill Run. Application received: December 15, 2000. Permit Issued: February 5, 2001.

#### ABANDONED MINE RECLAMATION

Bond Forfeiture Contract Awarded	<b>BF 439-101.1</b>
Location	Bullskin Township, <b>Fayette County</b>
Description	Abandoned Mine Reclamation Solomon and Teslovich
Contractor	<b>Steve Patterson Excavating</b>
Amount	\$137,800.00
Date of Award	February 5, 2001 Contact: Mary Jane Olsen (717) 783-4800

#### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Any person aggrieved by this action may appeal, pursuant to section 4 of the Environmental Hearing Board Act (35 P. S. § 751.4) 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, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

*Permits Issued and Actions on 401 Certifications:*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E15-652. Pennsylvania Department of Transportation, Engineering District 6-0**, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525. East Nottingham Township, **Chester County**, ACOE Baltimore District.

To perform the following activities associated with the bridge replacement and roadway improvement for Hopewell Road (S.R. 4016, Section 63S) and its intersection with Rodney Corner Road (Kirkwood, PA Quadrangle N: 5.3 inches; W: 1.8 inches).

To remove an existing 20-foot single span bridge over the East Branch of Tweed Creek (TSF-MF), and to construct and maintain a 32-foot long, 12-foot wide by 7-foot high twin-cell pre-cast box culvert and associated wing walls. The culverts will be depressed 1.0 foot below the streambed. The eastern cell will carry the low flow and western cell will have a 2.5-foot weir at each end of the box culvert to carry the flood flow. Work also includes reconstruction of approximately 625 linear feet of Hopewell Road and its intersection with Rodney Corner Road and associated stormwater facilities. The amount of wetland impact is considered a de minimis impact of 0.005 acre and wetland mitigation is not required.

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

**E52-161. Pennsylvania Department of Conservation and Natural Resources**, Bureau of Forestry, Delaware Forest District, HC 1, Box 95A, Swiftwater, PA 18370-9723, Milford Township, **Pike County**, ACOE Philadelphia District.

To construct and maintain two low-flow road crossings as follows: (1) a crossing of Craft Brook and adjacent wetlands, consisting of five 21-inch by 15-inch CMP arch culverts and rock fill, and (2) a crossing of a Tributary to Sawkill Creek and adjacent wetlands, consisting of two 21-inch by 15-inch CMP arch culverts and rock fill. The project includes the placement of fill in 0.13 acre of wetlands. The crossings are to be part of the Delaware State Forest trail system. The permittee is required to provide for 0.13 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is located along an existing natural gas pipeline right-of-way, within a tract of land known as the Milford Reservation. Crossing 1 is located approximately 3,000 feet north and upstream of Lily Pond (Milford, PA-NJ Quadrangle N: 22.4 inches; W: 14.3 inches), and Crossing 2 is located approximately 3,000 feet northeast of Lily Pond (Milford, PA-NJ Quadrangle N: 22.2 inches; W: 13.3 inches).

**E39-367. County of Lehigh**, 17 South Seventh Street, Allentown, PA 18101-2400. City of Allentown, **Lehigh County**, ACOE Philadelphia District.

To maintain the existing bridge, having three normal spans of approximately 58 feet, 61 feet and 62 feet, with an underclearance of approximately 22 feet, across Little Lehigh Creek. Work will consist of (1) the placement of R-6 riprap scour protection along one of the bridge piers and at a sanitary sewer manhole, (2) installation of two gabion deflectors along the left bank of Trout Creek, just upstream of the bridge, and (3) removal of debris and gravel at the confluence of Trout Creek and Little Lehigh Creek, extending downstream within the right side of the channel of Little Lehigh Creek for a distance of approximately 200 feet. The project is located along Basin Street (Allentown East, PA Quadrangle N: 18.6 inches; W: 11.6 inches).

**E64-213. Pennsylvania Department of Transportation Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501, in Dreher Township, Wayne County and Greene Township, **Pike County**, ACOE Philadelphia District.

To remove the existing structure and to construct and maintain a prestressed concrete spread box beam bridge having a single span of 62.3 feet (19.00 meters) and underclearance of approximately 13.2 feet (4.03 meters) across Wallenpaupack Creek and to permanently place fill in a de minimis area of wetlands equal to 0.03 acre. The project also includes the construction of a temporary bridge, upstream of the existing structure, having a single span of 77.4 feet (23.59 meters) and underclearance of approximately 9.2 feet (2.80 meters) and the temporary placement of fill in 0.4 acre of wetlands for the purpose of maintaining a temporary roadway during construction of the new bridge. The project is located along S.R. 0507, Segment 0230, Offset 1187 (Newfoundland, PA Quadrangle N: 12.0 inches; W: 9.1 inches).

**E54-269. Pennsylvania Department of Transportation Engineering District 5-0**, 1713-41 Lehigh Street, Allentown, PA 18103-4727, ACOE Philadelphia District.

To remove two 48-inch diameter R.C.P. culverts and five R.C.P. stormwater outfall structures and to construct and maintain the following in a tributary to the Little Schuylkill River: 1) a 90-inch x 60-inch concrete box culvert stream enclosure under S.R. 0061 having a length of approximately 228 feet and depressed 12 inches below the streambed; 2) a channel change having a length of approximately 222 feet for the purpose of redirecting said tributary into the S.R. 0061 box culvert; and 3) three R.C.P. stormwater outfall structures to convey runoff from S.R. 0061 directly to said tributary. The project is associated with the reconstruction of the S.R. 0061/S.R. 0895/T715 intersection to lessen the incident of accidents and address public safety concerns (Auburn, PA Quadrangle N: 20.0 inches; W: 4.4 inches).

**E45-397. Redeeming Love, Christian Center**, 145 West Route 59, Nanuet, NY 10954-2200, in Stroud Township, **Monroe County**, ACOE Philadelphia District.

To construct and maintain two 6-inch diameter water intake structures in two separate ponds situated on a tributary to Wigwam Run to be used as dry hydrants to provide fire protection at the Christian Center. The project is located north of the intersection of Cranberry Road and Wigwam Park Road (East Stroudsburg, PA Quadrangle N: 3.2 inches; W: 16.7 inches).

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

**E67-692. William Erwin**, 19796 Grove Mill Road, Stewartstown, PA 17363 in Hopewell and East Hopewell Townships, **York County**, ACOE Baltimore District.

To construct and maintain a treated timber footbridge having a clear span of 18-foot with a 5-foot underclearance across an unnamed tributary to the South Branch of Muddy Creek (HQ-CWF). The bridge will provide walking access to private property located near Grove Mill (Stewartstown, PA Quadrangle N: 2.9 inches; W: 3.0 inches).

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

**E17-352. Pennsylvania Department of Transportation, Engineering District 2-0**, 1924-30 Daisy Street, Clearfield, PA 16830. Bridge SR 001, Sect. A03, in Lawrence Township, **Clearfield County**, ACOE Baltimore District (Clearfield, PA Quadrangle N: 0.6 inches; W: 5.1 inches).

To remove an existing structure and construct, operate and maintain a single span adjacent box beam bridge to carry SR 1001, Section A03 across Montgomery Creek for the improvement of public highway safety. The single span bridge shall be constructed with a center-to-center bearing span of 39.4-feet, underclearance of 6.2-feet, and skew of 90-degrees. The project is located along the southern right-of-way of SR 0879 approximately 2,200-feet north of SR 1001 and SR 0879 intersection in Lawrence Township, Clearfield County. This permit also authorizes the construction, operation, maintenance and removal of temporary stream diversions and a minor road crossing. Upon removal of all temporary structures, Montgomery Creek shall be shall be restored to natural geometry, profile and pattern.

**E18-307. PA DCNR**, Bureau of Facility Design, P. O. Box 8451, Harrisburg, PA 17105-8451. Robbins Road over Shintown Run, in Noyes Township, **Clinton County**, ACOE Baltimore District (Renovo West, PA Quadrangle N: 17.6 inches; W: 11.3 inches).

To remove an existing structurally deficient bridge and to construct and maintain a reinforced concrete box culvert with a clear span of 15.50 feet and an underclearance of 5.50 feet with the associated concrete wingwalls, R-6 riprap choked with R-4 stone or equivalent sized native stone aprons and fish baffles in Shintown Run all of which are located 2 miles southeast on Robbins Road from its intersection with Basin Road. This project proposes to impact 66 feet of Shintown Run, which is classified as High Quality—Cold Water Fishery. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E49-240. Lisa and Penn Seiple**, 920 East Drive, Sunbury, PA 17801. Floodway fill, in Upper Augusta Township, **Northumberland County**, ACOE Baltimore District (Northumberland, PA Quadrangle N: 2.75 inches; W: 4.00 inches).

To construct and maintain a private drive and parking area composed of fill to a depth of 5 feet in the floodway of the North Branch Susquehanna River on the east side of the Sunbury Airport Landing Strip on Packers Island in Upper Augusta Township, Northumberland County. This permit was issued under Section 105.13(e) "Small Projects."

**E53-351. Pennsylvania Department of Conservation and Natural Resources**, Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-

8451. Forestry Bridge No. 15-0019, in Stewardson Township, **Potter County**, ACOE Baltimore District (Young Womans Creek, PA Quadrangle N: 19.5; W: 7.8).

To remove existing Forestry Bridge No. 15-0019 and construct, operate and maintain a single span Bebo pre-cast concrete arch bridge to carry Twelve Mile Road across Left Branch Young Womans Creek (High Quality-Cold Water Fishery). The single span bridge shall be constructed and maintained with a span of 28.9-feet, rise of 8.5-feet and underclearance of 8.7-feet. The project will not impact wetlands while impacting 110-feet of waterway which is located along the western right-of-way of SR 0044 approximately 3.4-miles north of Greenlick Road and Twelve Mile Road intersection in Stewardson Township, Potter County. This permit also authorizes construction, operation, maintenance and removal of temporary stream diversions and a road crossing. The temporary structures shall be constructed with non-erodible rock that is free of silts and fines. Upon removal of the temporary structures, Left Branch Young Womans Creek shall be restored to natural stream geometry, profile and pattern. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E59-412. PA DCNR**, Bureau of Facility Design, P. O. Box 8451, Harrisburg, PA 17105-8451, in Shippen Township, **Tioga County**, ACOE Baltimore District (Asaph, PA Quadrangle N: 7.2 inches; W: 10.1 inches).

DCNR, Bureau of Forestry is proposing to 1) remove an existing bridge, 2) construct and maintain a prestressed concrete spread box beam bridge with a normal span of 7.07-meters and a minimum underclearance of 2.02-meters in Left Asaph Run, 3) temporarily construct and maintain three 915-millimeters corrugated aluminum culvert pipes placed on Class 4 geotextile with the associated R-4 rock fill over the pipes to be placed 25 meters upstream of the existing bridge, 4) temporarily construct and maintain a concrete and sand bag diversion dike at the existing bridge site, all of which are located 643 meters south west of the intersection of Left Asaph Run Road and Right Asaph Run Road. This project proposes to temporarily impact 35-meters and permanently impact 22-meters of Left Asaph Run, which is classified as a High Quality-Cold Water Fishery.

**E60-147. Raymond Young and Carol Brink Young**, RR 2, Box 1048, New Columbia, PA 17856. 24-inch culvert crossing, in White Deer Township, **Union County**, ACOE Baltimore District (Allenwood, PA Quadrangle N: 5.21; W: 1.56).

The permit application proposes to maintain a 24-inch culvert crossing on an unnamed tributary to the West Branch of the Susquehanna River for a private residence. The crossing contains 25 feet of fill above the culvert, is 175-feet long and is 15-feet wide. This project is located .5 mile north on Milroy Road from the intersection with SR 1004. This project proposes to impact 100 linear feet of unnamed tributary to the West Branch of the Susquehanna River, which is designated a Warm Water Fishery and does not propose to impact any wetlands. This permit was issued under Section 105.13(e) "Small Projects."

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

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

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

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

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

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

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

#### Water Quality Certifications

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

#### Final Actions Under

##### Section 401 of the Federal Water Pollution Control Act

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 (33 U.S.C.A. § 1341(a)).

These actions of the Department may be appealed 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, by any aggrieved person under the Environmental Hearing Board Act (35 P. S. § 7514); 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Environmental Hearing Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

*Certification Request Initiated By: Sunoco, Inc., 3144 Passyunk Avenue, Philadelphia, PA 19145-5299.*

*Project Description:* This activity involves the discharge of supernatant from the U.S. Army Corps of Engineers Fort Mifflin Dredge Disposal Basin into the Delaware Estuary—Zone 4. The supernatant will be generated through the disposal of approximately 49,000 cubic yards of sediment dredged from the Sunoco Girard Point Wharf facility at the Philadelphia Refinery. A hydraulic suction dredge and pipeline will be used to move the sediment directly to the disposal basin.

**Final Action on Request:** Certification Granted.

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## SPECIAL NOTICES

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### Public Notice of Proposed Consent Order and Agreement

#### Former Avtex Fibers, Inc. Site, Vernon Township, Crawford County

Under Section 1113 of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), notice is hereby provided that the Department of Environmental Protection (Department) has agreed to a Consent Order and Agreement (Agreement) with FMC Corporation, 200 E. Randolph Drive, Chicago, Illinois 60601 (FMC) concerning the resolution of their liability for the mercury contamination at the former Avtex Fibers, Inc. facility's wastewater treatment plant (site), located in Vernon Township, Crawford County.

Between 1929 and 1986, mercury from the mercury seals leaked into the trickling filter tanks and the trickling filter media in the wastewater treatment plant at the Avtex Fibers, Inc. facility in Vernon Township, Crawford County, Pennsylvania. In 1995, certain aspects of the wastewater treatment plant, including the trickling filter media and mercury-lubricated distribution arms were dismantled. During and subsequent to this dismantling, mercury leaked into the trickling filter tanks, trickling filter media and soils near the trickling filter tanks. This leaking of mercury constituted a "release" and "threat of release" as defined by Section 103 of HSCA. Mercury is also defined in Section 103 of HSCA as a "hazardous substance".

As an owner during a period of time that hazardous substances were released at the site, FMC is a "responsible person" as defined in Section 103 of HSCA. Under the terms of the Agreement, FMC shall: 1) Collect the elemental mercury for off-site disposal or recycling to the extent possible from the trickling filter tanks; 2) Test the trickling filter media, if it fails a characteristically hazardous waste determination it will be treated to a level that allows on-site containment or disposed off-site as a hazardous waste; 3) Permanently contain all other sediments, wastes, and apparatus within a trickling filter tank, following any necessary decontamination. Following the completion of these actions, FMC shall be relieved of further liability concerning the release and threat of release of mercury from the wastewater treatment facility at the site, pursuant to Section 501(a) of the Land Recycling Act (35 P. S. § 6026.501(a)).

The specific terms of this settlement are set forth in the Agreement between the FMC and the Department. The Department will receive and consider comments relating to the Agreement for 60 days from the date of this Public Notice. The Department has the right to withdraw its consent to the Agreement if the comments concerning the Agreement disclose facts or considerations, which indicate that the Agreement is inappropriate, improper, or not in the public interest. After the public comment period, the Department's settlement with FMC shall be effective upon the date that the Department notifies FMC, in writing, that this Agreement is final and effective in its present form, and that the Department has filed a response to significant written comments to the Agreement, or that no such comments were received.

The Agreement is available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing, to Mark Gorman, Program Manager, Department of Environmental Protection, Hazardous Sites Cleanup, 230

Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Mark Gorman at 814-332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

### Consent Order and Agreement Borough of Kane

#### Borough of Kane Authority, McKean County

The Department of Environmental Protection (Department) has entered into a Consent Order and Agreement with the Borough of Kane and the Borough of Kane Authority (hereinafter collectively referred to as "Kane") concerning the Pine Street wastewater treatment plant and sewerage collection and conveyance system.

On January 17, 2001, the Department of Environmental Protection signed a Consent Order and Agreement with the Borough of Kane and the Borough of Kane Authority. The Consent Order and Agreement requires Kane to pay a civil penalty of \$7,500 for past National Pollutant Discharge Elimination System Permit violations and sewage overflows from the sewerage collection and conveyance system. Kane will also submit a long term control plan to the Department, focusing on a comprehensive solution to any outstanding environmental issues.

The specifics of the Department's settlement with Kane are set forth in the Consent Order and Agreement. Copies of the Consent Order and Agreement are available for inspection at the Department's office at 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Paul Tunno at (814) 332-6942. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

### Proposed Coastal Zone Management Program Section 309 Assessment

#### Available for Public Review and Comment

The Department of Environmental Protection, Office for River Basin Cooperation has voluntarily developed a draft Assessment of the Coastal Zone Management Program in accordance with Section 309 of the Coastal Zone Management Act (CZMA), as amended in 1990 and 1996. States and territories are encouraged to develop program changes in one or more of nine coastal enhancement areas, including wetlands, public access, coastal hazards, cumulative and secondary impacts, energy and government facility siting, marine debris, ocean resources, special area management plans and aquaculture. Under this program, the U. S. Secretary of Commerce is authorized to make awards to states and territories to develop and submit for Federal approval program changes that support attainment of the objectives of one or more of the enhancement areas.

The assessment is available for public review and comment at the following locations:

Erie County Department of Planning  
Erie County Courthouse  
140 W. 6<sup>th</sup> St.  
Erie, PA 16501

Delaware Valley Regional Planning Commission  
111 South Independence Mall East  
8<sup>th</sup> Floor  
Philadelphia, PA 19106-2515

The assessment is also available on the Department of Environmental Protection's World Wide Web site at <http://www.dep.state.pa.us/subjects/Office for River Basin Cooperation> or from the contact person listed below.



Persons wishing to comment on the draft assessment are invited to submit their statements to the contact identified below within 30 days from the date of this public notice. Responses received within this 30-day period will be considered in the formulation of the final assessment. 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 the comment and the relevant facts upon which it is based.

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

Department of Environmental Protection, Office for River Basin Cooperation, Coastal Zone Management Program, P. O. Box 2036, Harrisburg, PA 17105-2036, Attention: John Booser, (717) 772-1101 or send Email to John Booser at jbooser@state.pa.us.

[Pa.B. Doc. No. 01-323. Filed for public inspection February 23, 2001, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are on DEP's world wide website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the public participation center. The "December 2000 Inventory" heading is the governor's list of non-regulatory guidance documents. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its non-regulatory documents, as necessary, throughout 2001.

#### *Ordering paper copies of DEP Technical Guidance*

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

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

#### *Changes to Technical Guidance Documents*

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

#### *Notice to Rescind Technical Guidance Documents*

DEP ID: 362-2218-009 Title: Erosion/Sedimentation Control: Plan Development Worksheets/Details/Notes Description: This document has been incorporated into the recently completed Erosion and Sediment Control Manual (DEP ID: 363-2134-008). Effective Date: February 24, 2001 Contact: John Mank at (717) 772-5158 or email at: Mank.John@dep.state.pa.us.

DEP ID: 362-2134-011-009 Title: Soil Erosion and Sediment Control Manual for Agriculture Description: This information has been replaced by Fact Sheet 3630-FS-

DEP2416, revised March, 2000. Effective Date: February 24, 2001 Contact: John Mank at (717) 772-5158 or email at: Mank.John@dep.state.pa.us.

#### *Final Guidance*

DEP ID: 013-0830-004 Title: Loan of DEP Personal Computers to Local Procurement Units Description: The purpose of this policy is to provide guidance to DEP organizational units wishing to provide personal computers to be used for environmental education in selected activities. Effective Date: February 24, 2001 Contact: Mary Gelnett at (717) 787-0398 or email at: Mgelnett@state.pa.us.

DEP ID: 013-0830-003 Title: DEP's Locational Data Policy Description: This policy ensures the uniformity, reliability and compatibility of DEP's locational data, thereby promoting the enhanced use of DEP's extensive data resources for cross-media environmental analyses and management decisions. This policy underscores DEP's commitment to establishing the data infrastructure necessary to enable data sharing and secondary data use. Effective Date: February 24, 2001 Contact: Gail Jackson at (717) 772-4786 or email at: gajackson@state.pa.us.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 01-324. Filed for public inspection February 23, 2001, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Advisory Health Board Meeting

The Department of Health hereby gives notice that the Advisory Health Board will meet on March 6, 2001, from 10 a.m. until 12 p.m. in Room 100E of the Labor and Industry Building for the following purposes:

1. To review and approve final rulemaking relating to amendments to the School Immunization Regulations currently found at 28 Pa. Code § 23.83 (relating to application).

A copy of the draft final rulemaking may be obtained by contacting Alice Gray, Department of Health, Division of Immunizations, P. O. Box 90, Harrisburg, PA 17108, (717) 787-5681.

2. To review and approve proposed amendments to the Communicable Disease Regulations relating to confidential name-based case reporting for HIV infection, including certain positive HIV test results; low CD4 T-lymphocyte counts; and perinatal exposure of newborns to HIV. The proposed amendments would also clarify the requirement to report presumptive diagnoses of AIDS based on AIDS defining illnesses.

A copy of the draft proposed regulations may be obtained by contacting Joel Hersh, Department of Health, Bureau of Epidemiology, P. O. Box 90, Harrisburg, PA 17108, (717) 783-4677.

Persons with a disability who desire to attend the meeting and require an auxiliary aid service or other accommodation to do so, or who require a copy of either document in an alternative format, should contact either Alice Gray at (717) 787-5681 (immunizations), or Joel Hersh at (717) 783-4677 (confidential name-based reporting), V/TT (717) 783-6514 for speech and/or hearing

impaired persons or the Pennsylvania AT & T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-325. Filed for public inspection February 23, 2001, 9:00 a.m.]

### Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; Public Meetings

The Statewide HIV Community Prevention Planning Committee, established by the Department of Health under sections 301 and 317 of the Public Health Service Act, (42 U.S.C.A. § 241(a) and 247(b)), will hold a public meeting on Tuesday, March 13, 2001, and Wednesday, March 14, 2001.

The meeting will be held at the Best Western Inn and Suites, 815 Eisenhower Boulevard, Middletown, Pennsylvania, 17057, from 9 a.m. to 3 p.m.

For additional information please contact Thomas M. DeMelfi, Department of Health, Bureau of Communicable Diseases, P. O. Box 90, Room 1010 Health and Welfare Building, Harrisburg, PA 17108, (717) 783-0572.

Persons with a disability who desire to attend the meeting and require an auxiliary aid service or other accommodation to do so, should contact Thomas DeMelfi at (717) 783-0572, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT & T Relay Services at (800) 654-5984[TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-326. Filed for public inspection February 23, 2001, 9:00 a.m.]

### Lead-Based Paint and Hazard Control Action Located within Floodplain

Montgomery County and the cities of Erie, Harrisburg, Johnstown and Scranton are proposing to use Federal funds under the Lead-Based Paint Hazard Control Vacant, Rental and Privately-Owned Housing Grant Program within a 100-year floodplain. The proposed program would involve individual projects located in any/all parts of the jurisdictions listed, and could contain sites located within Flood Zones 4204490005B, 420380A, HN1-012, 4202310010C, 420231005C, 42091C0404E, 42091C0D19E, 403E, 069E, 401B, 352E, 4205380015-A and 4205380010-A, as designated by the Federal Emergency Management Agency Flood Insurance Rate Maps. The Department of Health (Department) is the lead agency for this program and has the responsibility for environmental review and floodplain management requirements.

**Project:** Lead-Based Paint Hazard Control Grant Program

**Purpose:** Funds will be used to provide assistance to property owners to make their units lead safe through lead inspections, risk assessments and lead hazard control, including temporary relocation during hazard control work.

**Location:** Montgomery County and the cities of Erie, Harrisburg, Johnstown and Scranton.

An Environmental Review Record (ERR) regarding the project has been made by the Department as the lead agency, which documents the floodplain information and contains a full description of the proposed action. The ERR is on file at the Department of Health, Room 725 Health & Welfare Building, Harrisburg, PA 17108, and is available for public examination and copying upon request between the hours of 8 a.m. and 5 p.m.

All interested agencies, groups, and persons disagreeing with the proposed action are invited to submit written comments for consideration to Jennifer H. Thompson, Department of Health, Bureau of Family Health, Division of Maternal and Child Health, P. O. Box 90, Room 725 Health & Welfare Building, Harrisburg, PA 17108. The written comments should be received at the above address on or before March 11, 2001. Persons with a disability who desire to comment in alternative format should notify Jennifer H. Thompson at (717) 783-8451, V/TT: (717) 783-6514 or Pennsylvania AT&T Relay Services at (800) 654-5884 [TT].

Information regarding the U.S. Department of Housing and Urban Development's regulations concerning floodplain management may be obtained by contacting Karen M. Choi, Environmental Clearance Officer, U.S. Department of Housing and Urban Development, 611 W. Sixth St., Suite 800, Los Angeles, California 90017 (213) 894-8000.

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-327. Filed for public inspection February 23, 2001, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Monthly Bonus Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Monthly Bonus.

2. *Price:* The price of a Pennsylvania Monthly Bonus instant lottery game ticket is \$5.00.

3. *Play Symbols:* Each Pennsylvania Monthly Bonus instant lottery game ticket will contain one play area featuring one "Winning Numbers" area and one "Your Numbers" area. The play symbols and their captions located in the "Winning Numbers" area and the "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENTY), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT) and 29 (TWYNIN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$2.<sup>00</sup> (TWO DOL), \$5.<sup>00</sup> (FIV DOL), \$6.<sup>00</sup> (SIX DOL), \$7.<sup>00</sup> (SVN DOL), \$10.<sup>00</sup> (TEN DOL), \$12\$ (TWLV), \$15\$

(FIFTN), \$20\$ (TWENTY), \$50\$ (FIFTY), \$200 (TWO HUN), \$2,000 (TWO THO), \$10,000 (TEN THO) and \$240,000 (20K/MO/YR).

5. *Prizes:* The prizes that can be won in this game are \$2, \$5, \$6, \$7, \$10, \$12, \$15, \$20, \$50, \$200, \$2,000, \$10,000 and \$240,000. The player can win up to ten times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 3,360,000 tickets will be printed for the Pennsylvania Monthly Bonus instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$240,000 (20K/MO/YR) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$240,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$10,000 (TEN THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$2,000 (TWO THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2,000.

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

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$50\$ (FIFTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$20\$ (TWENTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$15\$ (FIFTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$12\$ (TWLV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$7<sup>00</sup> (SVN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(m) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$2<sup>00</sup> (TWO DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

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

*When Any of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) of:*

	<i>Win</i>
\$5	\$5
\$6	\$6
\$10	\$10
\$2 x 5	\$10
\$5 x 2	\$10
\$12	\$12
\$10 + \$2	\$12
\$5 x 2 + \$2	\$12
\$7 + \$5	\$12
\$15	\$15
\$5 x 3	\$15
\$10 + \$5	\$15

<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,360,000 Tickets</i>
1:6.67	504,000
1:60	56,000
1:60	56,000
1:37.50	89,600
1:150	22,400
1:600	5,600
1:600	5,600
1:300	11,200
1:600	5,600
1:300	11,200
1:300	11,200
1:300	11,200

When Any of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) of:

Prize(s) of:	Win	Approximate Odds	Approximate No. of Winners Per 3,360,000 Tickets
\$2 x 4 + \$7	\$15	1:150	22,400
\$15 + \$5	\$20	1:300	11,200
\$2 x 10	\$20	1:300	11,200
\$5 x 4	\$20	1:60	56,000
\$10 x 2	\$20	1:300	11,200
\$5 x 2 + \$10	\$20	1:60	56,000
\$20	\$20	1:150	22,400
\$20 x 2 + \$10	\$50	1:1,000	3,360
\$15 x 3 + \$5	\$50	1:1,000	3,360
\$5 x 10	\$50	1:631.58	5,320
\$10 x 5	\$50	1:600	5,600
\$50	\$50	1:3,000	1,120
\$200	\$200	1:13,333	252
\$2,000	\$2,000	1:168,000	20
\$10,000	\$10,000	1:336,000	10
\$20,000/Month/ 1 Year	\$240,000	1:1,120,000	3

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

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

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

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

LARRY P. WILLIAMS,  
Secretary

[Pa.B. Doc. No. 01-328. Filed for public inspection February 23, 2001, 9:00 a.m.]

**Pennsylvania Rub A Dub Doubler Instant Lottery Game**

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

1. *Name:* The name of the game is Pennsylvania Rub A Dub Doubler.

2. *Price:* The price of a Pennsylvania Rub A Dub Doubler instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Rub A Dub Doubler instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$8<sup>00</sup> (EGT DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$80\$ (EIGHTY), \$500 (FIV HUN), \$3,000 (THR THO) and a Duck Symbol (DUCK).

4. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$5, \$8, \$10, \$20, \$40, \$80, \$500 and \$3,000.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 14,400,000 tickets will be printed for the Pennsylvania Rub A Dub Doubler instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching play symbols of \$3,000 (THR THO) in the play area on a single ticket, shall be entitled to a prize of \$3,000.

(b) Holders of tickets with three matching play symbols of \$500 (FIV HUN) in the play area on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets with three matching play symbols of \$80\$ (EIGHTY) in the play area on a single ticket, shall be entitled to a prize of \$80.

(d) Holders of tickets with two matching play symbols of \$40\$ (FORTY) and a Duck Symbol (DUCK) play symbol in the play area on a single ticket, shall be entitled to a prize of \$80.

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

(f) Holders of tickets with two matching play symbols of \$20\$ (TWENTY) and a Duck Symbol (DUCK) play symbol in the play area on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the play area on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets with two matching play symbols of \$10<sup>00</sup> (TEN DOL) and a Duck Symbol (DUCK) play symbol in the play area on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets with three matching play symbols of \$10<sup>00</sup> (TEN DOL) in the play area on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets with two matching play symbols of \$5<sup>00</sup> (FIV DOL) and a Duck Symbol (DUCK) play symbol in the play area on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets with three matching play symbols of \$8<sup>00</sup> (EGT DOL) in the play area on a single ticket, shall be entitled to a prize of \$8.

(l) Holders of tickets with two matching play symbols of \$4<sup>00</sup> (FOR DOL) and a Duck Symbol (DUCK) play symbol in the play area on a single ticket, shall be entitled to a prize of \$8.

(m) Holders of tickets with three matching play symbols of \$5<sup>00</sup> (FIV DOL) in the play area on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets with three matching play symbols of \$4<sup>00</sup> (FOR DOL) in the play area on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets with two matching play symbols of \$2<sup>00</sup> (TWO DOL) and a Duck Symbol (DUCK) play symbol in the play area on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets with three matching play symbols of \$2<sup>00</sup> (TWO DOL) in the play area on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets with two matching play symbols of \$1<sup>00</sup> (ONE DOL) and a Duck Symbol (DUCK) play symbol in the play area on a single ticket, shall be entitled to a prize of \$2.

(r) Holders of tickets with three matching play symbols of \$1<sup>00</sup> (ONE DOL) in the play area on a single ticket, shall be entitled to a prize of \$1.

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

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 14,400,000 Tickets</i>
3-\$1	\$1	1:8.82	1,632,000
2-\$1 + Duck	\$2	1:18.75	768,000
3-\$2	\$2	1:50	288,000
2-\$2 + Duck	\$4	1:50	288,000
3-\$4	\$4	1:150	96,000
3-\$5	\$5	1:150	96,000
2-\$4 + Duck	\$8	1:200	72,000
3-\$8	\$8	1:600	24,000
2-\$5 + Duck	\$10	1:150	96,000
3-\$10	\$10	1:600	24,000
2-\$10 + Duck	\$20	1:1,500	9,600
3-\$20	\$20	1:1,500	9,600
2-\$20 + Duck	\$40	1:3,000	4,800
3-\$40	\$40	1:9,600	1,500
2-\$40 + Duck	\$80	1:9,600	1,500
3-\$80	\$80	1:24,000	600
3-\$500	\$500	1:120,000	120
3-\$3,000	\$3,000	1:960,000	15

Duck = Doubler

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

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

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

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

LARRY P. WILLIAMS,  
*Secretary*

[Pa.B. Doc. No. 01-329. Filed for public inspection February 23, 2001, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Application for Lease of Right-of-Way

Notice is hereby given that under 67 Pa. Code § 495.4(d) (relating to application procedure), an application to lease highway right-of-way has been submitted to the Department by Burnell I. Cochran, 4161 Oregon Pike, Ephrata, PA, to lease highway right-of-way located at 4170 Oregon Pike, Ephrata, PA, West Earl Township, Lancaster County, .3575 acres +/- adjacent to SR 272, formerly L. R. 1072, section 2, for the purpose of parking.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Barry G. Hoffman, P.E., District Engineer, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699.

Questions regarding this application or the proposed use may be directed to Kim J. Smith, Right-of-Way Representative, 2140 Herr Street, Harrisburg, PA 17103-1699, (717) 772-5119.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 01-330. Filed for public inspection February 23, 2001, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

**Township of Paradise and Lake Swiftwater, Inc. v. DEP and Aventis Pasteur, Inc., Permittee; EHB Doc. No. 2001-024-L 12-15-00 NPDES Permit No. PA-0060071**

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

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

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

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

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 01-331. Filed for public inspection February 23, 2001, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Special Reports and Requests for Data

The Health Care Cost Containment Council (Council), according to Act 89 as amended by Act 34, is required to publish a list of all special reports and data that have been prepared during the previous calendar year. The following represents a summary of the reports and requests for data generated by the Council in calendar year 2000. Questions about procedures for obtaining access to Council data should be addressed to Tina Haines, Supervisor, Special Requests Unit, PA Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101, (717) 232-6787, www.phc4.org.

#### 2000 PA Bulletin Listing of Data Releases

<i>Company Name</i>	<i>Description</i>
Agency for Healthcare Research	A custom 1997, 1998 and 1999 statewide inpatient discharge data set will be used for research purposes in the <i>Healthcare Cost and Utilization Project (HCUP)</i> .
Allied Services	A custom 1999 inpatient discharge data set for rehabilitation patients in regions 4, 6, & 7 will be used for market share analysis and planning for FRGs implementation.
Altoona Hospital	A custom report of mortalities and morbidities for selected physicians using 1990 through 1998 inpatient discharge data will be used to compare the hospital's physician volumes with a physician practice in the hospital's area.
AmeriNet Central, Inc.	A standard statewide 1999 and first quarter 2000 inpatient and ambulatory data set will be used in a commercial software product.

<i>Company Name</i>	<i>Description</i>
Brandywine Hospital	A custom 1998 data set reflecting the <i>Hospital Performance Report</i> data will be used to compare Brandywine hospital with other hospitals in the area and to view trends.
Capital Blue Cross	A custom 1999 financial data set will be used to provide customers and board members with information about the financial condition of hospitals.
Cardinal Health Information Companies	A standard statewide 1999 and 1st quarter 2000 inpatient discharge data set will be used in a commercial software product.
Catholic HealthCare Partners	A standard 1999 inpatient discharge data set for regions 6 and 4 will be used for market share analysis.
Charles Cole Memorial Hospital	This request is for the Council to process Charles Cole Memorial Hospital 4th quarter 1998 and 1st and 2nd quarter 1999 inpatient discharge and ambulatory data through Council edit and quality processes to apply the confidentiality flags that privatize Zip codes.
Children's Healthcare of Atlanta	A standard 1998 inpatient discharge data set for Children's Hospital of Pittsburgh and Children's Hospital of Philadelphia will be used to compare Commonwealth children's hospitals with children's hospitals in Georgia for market share and utilization patterns.
Children's Hospital of Boston	A custom 1997 and 1998 inpatient discharge data set for patients less than 18 years of age will be used for pediatric cardiac disease analysis.
Children's Hospital of Philadelphia	A custom 1995 and 1996 inpatient data set will be used to match CHOP discharge data to HCFA's Medicare data.
Children's Hospital of Philadelphia	A custom 1996, 1997, and 1998 ambulatory data set for patients under the age of 20 will be used for a pediatric outcomes study.
CHPS Consulting	A custom 1998 inpatient discharge data set for Bradford and Tioga counties will be used to conduct population migration analysis for inpatient services in these counties.
City of Philadelphia, Department of Public Health	A custom 1989 through 1999 inpatient discharge data set of respiratory patients for all non-Philadelphia residents will be used to determine daily variations in hospital admissions for respiratory-related diseases and their correlation with variations in environmental factors.
City of Philadelphia, Department of Public Health	A custom 1989 through 1999 inpatient discharge data set for Philadelphia residents will be used to conduct epidemiological surveillance and to monitor the health status of the population, health service access, utilization and quality.
DeBrunner & Associates	A custom 1995 through 1999 hospital name/ownership changes data set will be used for research for consulting purposes.
DeBrunner & Associates	A custom 1997 and 1998 financial data set of restated net patient revenue and uncompensated care figures will be used to evaluate the impact of legislation.
Easton Hospital	A custom 1998 inpatient discharge data set by specific Zip code and Easton Hospital will be used for market share analysis and utilization of specific services by geographic location.
Good Samaritan Regional Medical Center	A second quarter 1999 standard inpatient market share report will be used for market share analysis.
Good Shepherd Rehabilitation Hospital	A standard fourth quarter 1998 and first, second and third quarter 1999 inpatient discharge data set for select facilities will be used for market share analysis and internal strategic planning.

<i>Company Name</i>	<i>Description</i>
Greater Hazleton Health Alliance	A custom report of 1999 inpatient discharges for select Zip codes and DRGs will be used to identify and subsequently recruit physicians for a new neurosurgery program at Hazleton General Hospital.
HCIA-Sachs	A standard Statewide 1999 and first quarter 2000 inpatient and ambulatory data set will be used in a commercial software product.
Health Central, Inc.	A standard Statewide 1997, 1998 and 1999 inpatient discharge data set will be used to study Health Central's hospital utilization experience against state and national normative data.
Healthcare Information Corporation, Inc.	A standard Statewide 4th quarter 1999 inpatient discharge and ambulatory data set will be used in a commercial software product.
Healthshare Technologies, Inc.	A standard 1998 inpatient discharge data set and revenue code detail data for region 1 will be used to analyze severity-adjusted lengths of stay, charges and costs across hospitals and physicians for various clinical specialties.
Healthshare Technologies, Inc.	A standard Statewide 1999 inpatient discharge data set and revenue code detail will be used to analyze severity-adjusted lengths of stay, charges and costs across hospitals and physicians.
Highmark, Inc.	A second quarter 1999 standard inpatient market share report will be used for industry research and understanding of marketplace.
Highmark, Inc.	A custom 1998 and 1999 inpatient discharge data set will be used to conduct account and community reporting and consulting, selective contracting, utilization review and applied health services research.
Hospital and Healthsystem Association of Pennsylvania	A 1996, 1997, 1998 and 1999 financial data set will be used to supplement the Association's voluntary data collection which will allow them to model the potential affects of policy changes and support their representation and advocacy initiatives in support of member hospitals.
Lehigh Valley Hospital	A standard Statewide 1997, 1998, 1999 and first quarter 2000 ambulatory data set will be used for internal market research.
Lehigh Valley Hospital	A standard Statewide 1999 and 1st quarter 2000 inpatient discharge data set will be used for internal market and clinical research functions.
Managed Care Association of Pennsylvania	A standard Statewide 1993, 1995 and 1999 inpatient discharge data set will be used in preparation for potential antitrust litigation.
Managed Care Association of Pennsylvania	A standard 1993, 1995 and 1999 ambulatory data set for regions 4, 5 and 6 will be used in preparation for potential antitrust litigation.
Massachusetts Rehabilitation Commission	A custom 1996 through 1998 inpatient discharge data set for African-Americans will be used to test a hypothesis that certain medical conditions are protective against certain types of cancer.
Medcom USA, Inc.	A standard 1999 inpatient discharge and ambulatory data set for one facility will be used to test a commercial software package.
Merck & Company, Inc.	A custom 1996, 1997 and 1998 inpatient and ambulatory discharge data set of patients found by linking with a file of Merck employees, supplied by the client, will be used, in phases, to assess the quality of health care provided to their employees, to evaluate the employee health care plan and employee education.



<i>Company Name</i>	<i>Description</i>
Merck & Company, Inc.	A standard 1998 inpatient discharge and ambulatory data set for 2 facilities will be used in phases, to assess the quality of health care provided to their employees, to evaluate the health care plans offered to their employees and to educate their employees.
Mercy Health Partners	A custom 4th quarter 1998 and 1st, 2nd, and 3rd quarter 1999 inpatient discharge data set for select DRGs and counties will be used for market share analysis.
Mercy Hospital of Scranton	A custom third and fourth quarter 1998 and first and second quarter 1999 inpatient discharge data set for select counties and DRGs will be used for market share analysis.
Mifflin County Community Surgical Center	A custom 1996 and 1998 inpatient discharge and ambulatory data set for regions 4 and 5 will be used for planning purposes, reporting to state government and to assess hospital charges.
Mifflin County Community Surgical Center	A standard Statewide 1996, 1998 and 1999 ambulatory data set will be used for planning and to determine if any hospital maintains a monopoly status.
Milliman & Robertson, Inc.	A 1998 standard Statewide inpatient discharge data set will be used in a commercial software product and regularly published reports.
New Solutions, Inc.	A custom 1998 inpatient discharge data set for New Jersey patients admitted to Commonwealth hospitals; and 1996 inpatient discharge data for all patients from Northampton County will be used in a commercial software product and for consulting purposes.
New York University, Center for Health and Public Service Research	A standard 1998 and 1999 inpatient discharge data set for regions 1, 8 and 9 will be used in two research projects: <i>Urban Health Initiative</i> and <i>Safety Net Assessment Project</i> .
North Philadelphia Health Systems	A standard 1999 inpatient discharge data set for region 9 will be used to perform comparisons between North Philadelphia Health System and other similar facilities.
O'Conco Healthcare Consultants	A standard 1998 inpatient discharge data set for regions 8 and 9 will be used to perform market share consulting.
O'Conco Healthcare Consultants	A custom 1999 inpatient discharge data set for select Zip codes for New Jersey, New York, and Delaware patients who were admitted to Commonwealth hospitals will be used for research and analysis.
PA Department of Aging—PACE	A custom 1998 inpatient and ambulatory surgery data set for PACE enrollees will be used to conduct 3 research projects on health outcomes of PACE and PACENET beneficiaries.
PA Department of Health	A custom 1994 through 3rd quarter 1999 inpatient discharge data set for select diagnoses identifying communicable disease admissions will be used to supplement the Department's surveillance systems for vaccine-preventable and other communicable diseases.
PA Department of Health	A standard Statewide 1998 inpatient discharge and ambulatory data set will be used for developing and evaluating algorithms for sampling discharges for a hospital licensing project.
PA Department of Health	A custom 1998 and 1999 inpatient discharge data set for babies born with birth defects will be used for evaluation of the development of a birth defect registry.
PA Department of Health	A custom 1996-1999 Statewide inpatient and ambulatory report for specific DRGs will be used in an updated report: <i>Breast Cancer and Mastectomy Facts and Figures</i> .
PA Department of Health	A standard Statewide 1998 inpatient discharge data set will be used for the <i>Crash Outcomes and Data Evaluation (CODES)</i> project.

<i>Company Name</i>	<i>Description</i>
PA Department of Public Welfare	A custom 1999 financial data set for uncompensated care, payer market share of hospital revenue, operating costs, etc., will be used for ongoing hospital rate analysis and deliberations concerning the distribution of tobacco settlement moneys.
PA Department of Public Welfare	A standard Statewide 1998/1999 inpatient data set will be used for discussions concerning the distribution of tobacco settlement monies to hospitals.
PA Department of Public Welfare	A custom report of 1999 inpatient discharge data for children with a primary payor of Medical Assistance will be used for research.
PA Legislative Office for Research Liaison	A custom report of hospitalization counts for anaphylactic shock for calendar year 1999 will be used for research.
PA Office of Attorney General	A standard Statewide 1999 inpatient discharge and ambulatory data set will be used in an economic study of the mergers of hospitals.
Pennsylvania Governor's Office of the Budget	A custom report on hospitalizations for FY 98-99 where Medicare or Medicaid was the primary payer will be used to determine Medicare and Medicaid utilization and reimbursement levels.
Pennsylvania State Data Center	A standard 1997 and 1998 inpatient financial data set will be used in the <i>2000 PA Statistical Abstract</i> .
Pennsylvania State Data Center	A custom report of 1998 financial data will be used in the <i>2001 Pennsylvania County Data Books</i> .
Pfizer, Inc.	A custom 1998 inpatient discharge and ambulatory data set for select diagnoses will be used to determine the frequency and cost of GI bleed related encounters in order to inform and collaborate with hospital pharmacy administrators and physicians about the efficacy and benefits of using alternative drugs for GI bleed patients in order to reduce the GI complications, hospitalizations and overall health care costs.
Pocono Medical Center	A custom report of 1996 and 1999 inpatient discharge data by DRG and Zip Code for specific Northeastern Commonwealth counties will be used for market share analysis and internal strategic planning.
Presidio Excess Insurance Services	A standard 1998 and 1999 inpatient discharge data set for Regions 1, 2, and 3 will be used to develop "Per Member Per Month" rates for the client's <i>First Dollar, Specific and Aggregate Stop Loss</i> insurance products.
Roxborough Memorial Hospital	A custom 1998 inpatient discharge data set of ventilator admissions will be used in a feasibility study to support the development of a sub-acute ventilator facility.
South Hills Health System	A standard 1999 and first quarter 2000 inpatient discharge data set for region 1 will be used for market share analysis.
The MEDSTAT Group/Inforum, Inc.	A standard Statewide 1999 and 1st quarter 2000 inpatient discharge and ambulatory data set will be used in a commercial software product.
The Reading Hospital and Medical Center	A custom report of 1997, 1998 and 1999 inpatient discharges and average length of stay for vaginal and C-section deliveries for select hospitals will be used for internal quality improvement.
The Wharton School	A standard 1998 and 1999 inpatient discharge data set for regions 8 and 9 will be used for researching hospitals in the Delaware Valley and their comparative abilities in customer relationship management.
Thomas Jefferson University Hospital	A custom 1995 through first quarter 2000 inpatient discharge data set for Philadelphia residents admitted with asthma will be used in an epidemiological research project.

*Company Name*

Thomas Jefferson University Hospital

*Description*

A custom report using 1994, 1995 and third quarter 1997 through second quarter 1999 inpatient discharge data for select DRGs will be used in a review of the severity-adjusted morbidity and mortality for patients undergoing CABG surgery before and after the demise of the *Certificate of Need* (CON) legislation in this Commonwealth.

Thomas Jefferson University Hospital

Standard 1997, 1998, 1999 inpatient discharge and financial data for Regions 8 and 9 will be used in a collaborative research project that will identify changes in patterns of care and health outcomes that may be attributable to market changes in the Philadelphia area.

University of Medicine and Dentistry of New Jersey

A custom report of 1986 through 1996 inpatient acute care hospital admissions for select Zip codes in NJ and diagnosis codes for AMI will be used to indicate the out-migration trends of NJ residents for a research study.

University of Pennsylvania

A custom Statewide 1999 inpatient discharge data set will be used in an NIH-funded study—*Outcomes of Hospital Staffing*.

University of Pennsylvania

A custom 1997 and 1998 inpatient discharge data set of patients who have been readmitted to the hospital merged with Department of Health vital statistics data will be used in a NIH funded study entitled *Outcomes of Hospital Staffing*.

University of Pittsburgh

A standard Statewide 1997 inpatient discharge data set will be used for a National Institute of Justice funded research project entitled *A Population-Based Study of Assaultive Injury Patterns Among Hospitalized Pregnant Women Compared to all Women of Reproductive Age*.

VHA Pennsylvania

A standard Statewide 1998 ambulatory data set will be used to provide reports to their member hospitals.

Warren General Hospital

Two custom reports using 1996 through 1999 inpatient discharge and ambulatory data for Warren County will be used in market share analysis.

West Penn Allegheny Health System

A standard 1999 inpatient discharge data set for select facilities will be used for market share analysis and planning.

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 01-332. Filed for public inspection February 23, 2001, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Keystone Health Plan West, Inc.; Rate Filing

Keystone Health Plan West, Inc. (KHPW) requested approval to increase the premium rates for its Direct Pay HMO Plan. The proposed increase of 15.3% of current premium or \$36.05 per contract per month for the medically underwritten product and \$77.40 per contract per month for the guaranteed issue product. This will affect about 16,579 contract holders and produce additional premium income of \$7.25 million. At the same time KHPW is also requesting to utilize 5-year age banded rates instead of its current 10-year age band structure for the medically underwritten product. The guaranteed issue product will remain in the current 10-year age band structure. In addition, KHPW is proposing to add a deductible to the prescription drug benefit for this product.

The requested effective date of these changes is May 1, 2001.

This filing is available for public inspection during normal working hours at the Harrisburg, Pittsburgh and Erie Regional Offices.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Actuary, Insurance Department, Bureau of Accident and Health Insurance, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Secretary*

[Pa.B. Doc. No. 01-333. Filed for public inspection February 23, 2001, 9:00 a.m.]

**The Medical Protective Company; Physicians and Surgeons Professional Liability Rate and Rule Revision Occurrence, Standard and Enhanced Claims Made and MGMA PG East, Inc. Programs; Rate Filing**

On February 5, 2001, the Insurance Department (Department) received from The Medical Protective Company a filing for a rate level change for physicians and surgeons professional liability insurance.

The Medical Protective Company requests an overall 15.0% increase to be effective July 1, 2001.

Unless formal administrative action is taken prior to March 22, 2001, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection during normal working hours, by appointment, at the Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS, Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120, or e-mail at [kcreighton@state.pa.us](mailto:kcreighton@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Secretary*

[Pa.B. Doc. No. 01-334. Filed for public inspection February 23, 2001, 9:00 a.m.]

**Review Procedure Hearings; Cancellation or Refusal of Insurance**

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

The administrative hearings will be held in the Insurance Department's Office in Harrisburg or Philadelphia, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Insurance Department's Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Bonnie Jean Kloock; file no. 00-181-08936; State Farm Mutual Automobile Insurance Co.; doc. no. P01-02-011; March 13, 2001, at 10 a.m.;

Appeal of Devonna Drews; file no. 00-181-08943; Allstate Insurance Company; doc. no. P01-02-012; March 20, 2001, at 1 p.m.

The following hearings will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Thomas Nolen; file no. 01-280-00300; Nationwide Property and Casualty Insurance Co.; doc. no. PH01-02-010; May 10, 2001, at 9 a.m.;

Appeal of Laura J. and Anthony Valentino; file no. 00-215-04708; Liberty Mutual Fire Insurance Co.; doc. no. PH01-02-008; May 10, 2001, at 10 a.m.;

Appeal of Maronda Connor; file no. 01-280-00222; Rutgers Casualty Insurance Company; doc. no. PH01-02-013; May 10, 2001, at 12:30 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the 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 Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-335. Filed for public inspection February 23, 2001, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Luzerne County, Facilities Maintenance Shop Wilkes-Barre, 106 Stevens Road, Wilkes-Barre, PA 18702-6726.

*Lease Expiration Date:* January 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board (PLCB) with approximately 6,500 to 9,000 net usable square feet of new or existing warehouse space suitable to house a PLCB maintenance operation within the city of Wilkes-Barre, Luzerne County. Facility must have an overhead bay door, a minimum ceiling height of 14 feet, off-street parking for a minimum of four vehicles, and easy access to traffic routes and I-81.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Ronald Hancher, Jr., (717) 657-4228

Luzerne County, Wine & Spirits Shoppe # 4015, 112 Stevens Road, Wilkes-Barre, PA 18702-6726.

*Lease Expiration Date:* January 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the PLCB with approximately 6,000 to 8,000 net usable square feet of new or existing warehouse space suitable for a PLCB wholesale operation within the city of Wilkes-Barre, Luzerne County. Facility must have a loading dock suitable for a tractor trailer, a minimum ceiling height of 14 feet, off-street parking for a minimum of four vehicles, and easy access to traffic routes and I-81.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Ronald Hancher, Jr., (717) 657-4228

[Pa.B. Doc. No. 01-336. Filed for public inspection February 23, 2001, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

Rate Center Consolidation; M-00011452

*Commissioners Present:* John M. Quain, Chairperson; Robert K. Bloom, Vice Chairperson; Nora Mead Brownell; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

Public Meeting held  
February 8, 2001

### Final Order

*By the Commission:*

#### Introduction

Because of the rapid depletion of area codes in this Commonwealth<sup>1</sup> the Pennsylvania Public Utility Commission (Commission) has been actively monitoring the need for area code relief while investigating and implementing various number conservation measures.<sup>2</sup> One number

<sup>1</sup> An area code becomes depleted when none of its "NXX codes" (which are the three digits following the area code in a 10-digit telephone number) are available for assignment to a carrier. Under the current infrastructure, telephone numbers are assigned to carriers by NXX code (which contains 10,000 numbers). Consequently, even if a carrier has only 10 customers, 10,000 numbers are still assigned in that area code causing 9,990 numbers to remain unused and unavailable. The result of this is that available NXX codes in an area code exhaust so that a new area code needs to be instituted to generate new NXX codes, and hence, make new numbers available for assignment.

<sup>2</sup> See *Relief Plan for the 570 NPA*, Docket No. P-00961071F0002 (Order entered September 15, 2000), 30 Pa. B. 5108 (September 30, 2000) (Commission seeking comments about industry consensus plan to institute an all services distributed overlay for the geographic area currently covered by the 570 area code.); *Implementation of Number Conservation Measures Granted to Pennsylvania by the Federal Communications Commission in its Order released March 31, 2000—NXX Code Reclamation*, Docket No. M-00001373 (Order entered August 22, 2000), 30 Pa.B. 4701 (September 2, 2000) (Commission established process for reclaiming NXX codes from carriers who have failed to activate them within 6 months of their availability for assignment to customers.); *Implementation of Number Conservation Measures Granted to Pennsylvania by the Federal Communications Commission in its Order released July 20, 2000—Thousand-Block Number Pooling*, Docket Nos. M-00001427 and P-00961061F0002 (Order entered December 27, 2000) (Commission ordered 1,000 block

conservation measure that the Commission has previously investigated in 1997 and 1998 is rate center consolidation (RCC).<sup>3</sup> RCC is a number conservation measure that permits the combination of existing rate centers<sup>4</sup> into a smaller number of larger rating areas. Fewer rate centers in an area code allows certain carriers to use fewer NXX codes when entering a market to provide service.<sup>5</sup> Implementation of this measure has the potential of decreasing the need for additional numbering resources in the area codes located in this Commonwealth, thereby prolonging the current area codes or numbering plan areas (NPAs).

The Federal Communications Commission (FCC) has permitted the Commission and other states to consider RCC as a number conservation measure that may reduce number usage and decrease the frequency of the need for additional area codes.<sup>6</sup> The FCC affirmed this grant of authority for states to consider RCC in its delegation order issued July 20, 2000.<sup>7</sup> Specifically, the FCC emphasized that state commissions do not require any additional delegation of authority to engage in rate center consolidation because this number conservation measure involves local calling scopes and ratings which clearly fall under a state commission's ratemaking authority.<sup>8</sup>

In its most recent order of December 29, 2000<sup>9</sup>, the FCC further discussed RCC. The FCC strongly encouraged state commissions to proceed as expeditiously as possible to consolidate rate centers located in their Numbering Plan Areas (NPA).

#### Discussion

The Commission is anxious to implement RCC in this Commonwealth as expeditiously as possible so that numbering resources can be used efficiently by all carriers operating in this Commonwealth. At the same time, the Commission realizes that the issues involved in RCC can be numerous.<sup>10</sup> However, by further investigating and implementing RCC, the Commission will better ensure that telecommunications carriers have adequate numbering resources without needing to resort to adding new area codes.

On December 20, 2000, in its Final Pooling Order, the Commission established a Number Steering Committee to

pooling in the 610/484 area codes to be implemented on April 2, 2001); *Implementation of Number Conservation Measures Granted to Pennsylvania by the Federal Communications Commission in its Order released July 20, 2000—NXX Code Rationing*, Docket Nos. M-00001427F0002 and P-0961027F0002 (Order entered December 27, 2000) (Commission ordered that NXX code rationing would continue in the 412 and 878 area codes at a rate of six per month until February 17, 2002).

<sup>3</sup> See *Petition of NPA Relief Coordinator regarding 412, 215/610, and 717 Area Code Relief Plans*, Docket Nos. P-00961027, P-00961061, and P-00961071 (Order entered December 19, 1997) (Commission established Joint Task Force to receive and analyze comments on rate center consolidation and other number conservation measures in Commonwealth area codes).

<sup>4</sup> The FCC defines rate centers generally as creations of the incumbent local exchange carriers to facilitate billing and routing of calls. *In the Matter of Numbering Resource Optimization*, CC Docket Nos. 99-200, 96-98, NSD File No. L-99-101, ¶59 (FCC's Delegation Order).

<sup>5</sup> Presently, Competitive Local Exchange Carriers (CLECs) desiring to provide service to a specific market area require NXX codes in each and every rate center in the area they wish to serve. Under the present system of utilizing telephone numbers for rating purposes, a given NPA-NXX code may only be assigned to a single rating area; the more rating areas in an NPA, the more NXX codes that must be assigned.

<sup>6</sup> *Petition for Declaratory Ruling and Request for Expedited Action on the July 15, 1997 Order of the Pennsylvania Public Utility Commission Regarding Area Codes 412, 610, 215 and 717*, Memorandum Opinion and Order and Order on Reconsideration, 13 FCC Rcd 19009, 19025 (1998) (*Pennsylvania Order*).

<sup>7</sup> *In the Matter of Numbering Resource Optimization*, CC Docket Nos. 99-200, 96-98, NSD File No. L-99-101 (FCC's Delegation Order).

<sup>8</sup> *Id.* at ¶59.

<sup>9</sup> *In the Matter of Numbering Resource Optimization*, Second Report and Order, CC Docket No. 99-200, CC Docket No. 96-98, December 29, 2000 (FCC's *Second NRO Order*).

<sup>10</sup> For example, in the Commission's previous investigation of consolidating rate centers, participants in a Joint Task Force found that impact may occur to local exchange and intraLATA toll rates in this Commonwealth, which prompted concerns about billing systems and recovery of lost revenues. Also, this same Joint Task Force identified issues relating to the impact on 911 systems and geographic location of those centers to be consolidated.

monitor the progress of the pool in the 610 and 484 NPAs and to resolve issues that may arise during implementation of that number conservation measure.<sup>11</sup> The Commission ordered that the Number Steering Committee be chaired by staff and be comprised of representatives from the pool participants, the interim pooling administrator, and the Offices of Consumer Advocate and Small Business Advocate.

The Commission now directs that a Subcommittee of the Number Steering Committee be established to investigate and propose an implementation plan to consolidate rate centers in all NPAs in this Commonwealth. The Subcommittee will also be chaired by staff and will be comprised of representatives of the telecommunications industry, the Office of Consumer Advocate, and the Office of Small Business Advocate as well as the Pennsylvania Code Administrator. The present members of the Number Steering Committee will assist in finding those individuals who handle RCC for their organizations to serve on this Subcommittee.

The Commission expects that this Subcommittee will work diligently to produce an RCC plan that can be easily implemented in a timely fashion in this Commonwealth's NPAs. Also, the Commission directs that any proposed RCC plan fully consider customer impact and education. Thus, the Commission directs that the Subcommittee meet initially no later than March 15, 2001. At that point, the Commission expects that the Subcommittee will establish a regular meeting schedule and possibly divide into additional subcommittees or working groups to address the specific technical and rate issues inherent to an RCC implementation plan.

Also, the Commission directs the RCC Subcommittee to conclude its work and file a proposed implementation plan to consolidate any and all rate centers in this Commonwealth's area codes by August 1, 2001. The plan should include maps redrawing rate center boundaries to reflect the proposed consolidation. It should also include a proposed implementation schedule to provide for sufficient network testing and customer notification. At that time, the Commission will review and approve the plan accordingly.

#### *Conclusion*

Because the Commission is concerned about the current availability and usage of numbering resources and the impact of proliferating new area codes on consumers as well as telecommunications carriers, the Commission intends to investigate rate center consolidation through a Subcommittee of the Number Steering Committee. By taking this step to investigate and implement this additional number conservation measure, the Commission will better ensure that telecommunications carriers have adequate numbering resources to operate in this Commonwealth. *Therefore,*

#### *It is Ordered That:*

1. A Subcommittee of the Number Steering Committee be established to devise and implement an RCC plan in any and all area codes in this Commonwealth.
2. The RCC Subcommittee, chaired by Commission staff, shall convene its first meeting no later than March 15, 2001, to set forth a meeting schedule and assignment of issues to internal working groups.

<sup>11</sup> *Implementation of Number Conservation Measures Granted to Pennsylvania by the Federal Communications Commission in its Order released July 20, 2000—Thousand-Block Number Pooling*, Docket Nos. M-00001427 and P-00961061F0002 (Order entered December 27, 2000) (Commission ordered 1,000 block pooling in the 610/484 area codes to be implemented on April 2, 2001).

3. The RCC Subcommittee file with the Commission a proposed RCC implementation plan no later than August 1, 2001.

4. A copy of this order be served on all parties listed at this docket, all jurisdictional telecommunications carriers, wireless carriers, the Office of Consumer Advocate, the Office of Small Business Advocate, and the North American Numbering Plan Administrator.

5. A copy of this final order shall be published in both the *Pennsylvania Bulletin* and on the Commission's website at <http://puc.paonline.com>.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-337. Filed for public inspection February 23, 2001, 9:00 a.m.]

### Service of Complaint

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Affordable Limousine, Inc.; Doc. No. A-00113633C0001*

#### Complaint

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers within this Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Affordable Limousine, Inc., respondent, maintains a principal place of business at 845 Sir Thomas Court, Suite D-1, Harrisburg, PA 17112.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00113633.
3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.
4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.
5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience held by Affordable Limousine, Inc. at Docket No. A-00113633, for failure to maintain current evidence of insurance on file with the Commission.

Respectfully submitted,  
George T. Mahan, Director  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

**Verification**

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

George T. Mahan

**Notice to Plead**

A. You must file an answer within twenty (20) days of the date of service. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice to plead. 52 PA Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two (2) copies sent to:

James J. McNulty, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-338. Filed for public inspection February 23, 2001, 9:00 a.m.]

**Telecommunications**

**A-310845F0002. United Telephone Company of Pennsylvania d/b/a Sprint and Direct-Tel USA, LLC.** Joint Application of the United Telephone Company of Pennsylvania d/b/a Sprint and Direct-Tel USA, LLC for approval of an opt-in resale agreement under section 252(a)(1) and (e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Sprint and Direct-Tel USA, LLC, by its counsel, filed on February 6, 2001, at the Pennsylvania Public Utility Commission (PUC), a joint petition for approval of a resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the United Telephone Company of Pennsylvania d/b/a Sprint and Direct-Tel USA, LLC Joint Petition are on file with the PUC and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-339. Filed for public inspection February 23, 2001, 9:00 a.m.]

## STATE EMPLOYEES' RETIREMENT BOARD

**Hearings Scheduled**

Hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

April 4, 2001	Anthony G. Kondracki (Purchase of Non-Intervening Military Service Credit for Service Rendered as a Merchant Marine)	1 p.m.
April 19, 2001	Margaret M. Harlan (Effective Date of Disability Retirement)	1 p.m.
April 25, 2001	Francis P. Eagen III (Pension Forfeiture Due to Criminal Conviction)	1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code, Part II (relating to the General Rules of Administrative Practice and Procedure), unless specific exemption is granted.

JOHN BROSIUS,  
*Secretary*

[Pa.B. Doc. No. 01-340. Filed for public inspection February 23, 2001, 9:00 a.m.]

# STATE CONTRACTS INFORMATION

## DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

**EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.**

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

30 days after the later of the receipt of a proper invoice or receipt of goods or services.

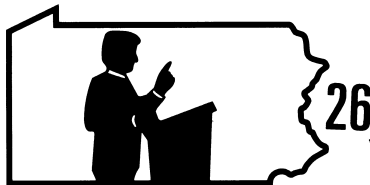
The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center

PA Department of Community and Economic Development  
 374 Forum Building  
 Harrisburg, PA 17120  
 800-280-3801 or (717) 783-5700

### Reader's Guide



Legal Services & Consultation

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

**B-54137.** Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services  
 Location: Harrisburg, Pa.  
 Duration: 12/1/93-12/30/93  
 Contact: Procurement Division  
 787-0000

③ Contract Information

④ Department

⑤ Location

⑥ Duration

⑦

(For Commodities: Contact:)  
 Vendor Services Section  
 717-787-2199 or 717-787-4705

#### REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

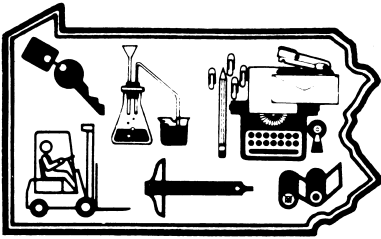


## GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**  
 Pennsylvania State Treasury  
 Room G13 Finance Building  
 Harrisburg, PA 17120  
 717-787-2990  
 1-800-252-4700

BARBARA HAFER,  
*State Treasurer*



### Commodities

**6350-03** Surveillance & Security Equipment & Supplies. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Surveillance & Security Equipment & Supplies, 6350-03. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 6350-03; to ensure receipt by the Commonwealth on or before 1:30 PM on the last Commonwealth business day of each quarter (the deadline). A quarter is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**5850-01** Microcomputer, LAN Hardware & Peripherals. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Microcomputer & Local Area Network (LAN) Hardware & Peripherals, 5850-01. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 5850-01; to ensure receipt by the Commonwealth on or before 1:30 PM on the last Commonwealth business day of each quarter (the deadline). A quarter is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**5810-03** Microcomputer & Local Area Network (LAN) Software. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Microcomputer & Local Area Network (LAN) Software, 5810-03. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 5810-03; to ensure receipt by the Commonwealth on or before 1:30 PM on the last Commonwealth business day of each quarter (the deadline). A quarter is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**6350-01** Security System Services. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Security System Services, 6350-01. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 6350-01; to ensure receipt by the Commonwealth on or before 1:30 PM on the last Commonwealth business day of each quarter (the deadline). A quarter is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**8159460** Portland Cement Based Fast-Setting Concrete Mix. IFSCEM 115 Fast Set Patch #80. No Substitute. For a copy of bid package fax request to (717) 787-0725. If you have problems downloading a bid, please call our Fax Back System at (717) 705-6001.

**Department:** Transportation  
**Location:** Scranton, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**8252590** Chipper, Stone, Self-Propelled. For a copy of bid package fax request to (717) 787-0725. If you have problems downloading a bid, please call our Fax Back System at (717) 705-6001.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1412340** Wide Band Matrix Switcher. For a copy of bid package fax request to (717) 787-0725.

**Department:** PA Public TV Network  
**Location:** Hershey, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1393110** High Mast Lighting System Parts. For a copy of bid package fax request to (717) 787-0725.

**Department:** Corrections  
**Location:** Camp Hill, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1400110** Hooks, Collapsible Safety. For a copy of bid package fax request to (717) 787-0725.

**Department:** Corrections  
**Location:** Pittsburgh, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**State Bid #220** #12 Gauge Movable Unitrut

**Department:** General Services  
**Location:** Pennsylvania State University Plant Pathology, Greenhouse C-154, University Park, PA  
**Duration:** Due Date: February 28, 2001  
**Contact:** Steven Blazer, (814) 865-5418

**State Bid #218** Greenhouse Equipment

**Department:** General Services  
**Location:** Pennsylvania State University Plant Pathology, Greenhouse F-153, University Park, PA  
**Duration:** Due Date: February 28, 2001  
**Contact:** Steven Blazer, (814) 865-5418

**State Bid #219** Lighting contactors for existing Wadsworth System.

**Department:** General Services  
**Location:** Pennsylvania State University Plant Pathology, Wadsworth PLC System, University Park, PA  
**Duration:** Due Date: February 28, 2001  
**Contact:** Steven Blazer, (814) 865-5418

**8505590** Vehicle Mounted Infrared Sensor. For a copy of bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1403230** Grass Seed. For a copy of bid package fax request to (717) 787-0725.

**Department:** Game Commission  
**Location:** Ligionier, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**7314490** Safe, Money, Safe Body 1" Carbon Steel, external door equipped with key change combination. For a copy of bid package fax request to (717) 787-0725.

**Department:** Liquor Control Board  
**Location:** Various, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1365130** Latest Model Cutaway Cab and Chassis with Omnibus Conversion. For a copy of bid package fax request to (717) 787-0725.

**Department:** Military Affairs  
**Location:** Hollidaysburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1371110** Automatic Textile Folding Machine, Universal Model 1500. For a copy of bid package fax request to (717) 787-0725.

**Department:** Corrections  
**Location:** Waymart, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1378200** Oil Filters, Sparkplugs and Air Filters. For a copy of bid package fax request to (717) 787-0725.

**Department:** State Police  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**2509-00** JERSEY KNIT MATERIAL; TO BE DOMESTIC 50/50 POLY/COTTON BLEND, MEDIUM WEIGHT MINIMUM WEIGHT OF 8.2 OZ/SQ.YD. (WEIGHT MEASURED TUBULAR) BLEACHED WHITE. TO BE BID AS NEEDED.

**Department:** Corrections  
**Location:** CORRECTIONAL INDUSTRIES, STATE CORRECTIONAL INST., DALLAS, PA. 18612  
**Duration:** FY-00  
**Contact:** JOSEPH P. KANJORSKI, (570) 773-2158

**LE-00001** 2 Each— Mercury Optimax Model MER200XL Saltwater Outboard Engine.

**Department:** Fish and Boat Commission  
**Location:** Harrisburg, PA  
**Duration:** One time purchase  
**Contact:** Dennis Grove, (717) 705-7915

**LE-00002** Rain Jacket, Blauer Model 9560 and Rain Paints, Blauer Model 9561.

**Department:** Fish and Boat Commission  
**Location:** Harrisburg, PA  
**Duration:** One Time Purchase  
**Contact:** Dennis Grove, (717) 705-7915

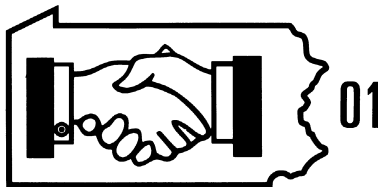
**134-00** Automated Pharmaceutical Night Cabinet, issues single or multi-dose med packs and records transactions. Stores 350 meds and 1,200 packages. Request bid packet #134-00 for detailed specifications.

**Department:** Public Welfare  
**Location:** Norristown State Hospital, 1001 Sterigere Street, Norristown, PA 19401  
**Duration:** 60/90 days a.r.o.  
**Contact:** Sue Brown, Purchasing Agent, (610) 313-1026

**Proposal No. N-2007** YDC New Castle intends to purchase one (1) each, 26-foot hydraulic scissors lift work platform. Please call for specifications, (724) 656-7310.

**Department:** Public Welfare  
**Location:** Youth Development Center, Frew Mill Road, R. R. 6, Box 21A, New Castle, PA 16101  
**Duration:** Undetermined at this time.  
**Contact:** T. E. Mateja, PA, (724) 656-7310

## SERVICES



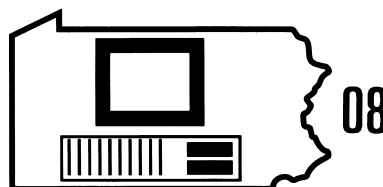
### Advertising

**7** Publication Design Services.

**Department:** State System of Higher Education  
**Location:** Clarion University of PA  
**Duration:** Up to 5 years  
**Contact:** Mr. Terry Pierucci, (814) 393-2233

**RFP 20010108** Provide the PLCB public relations, marketing consultations and related services.

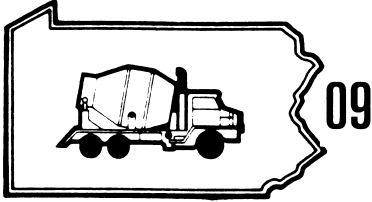
**Department:** Liquor Control Board  
**Location:** Primarily Harrisburg, PA, some services may be required throughout the Commonwealth.  
**Duration:** Five (5) years.  
**Contact:** Nelson McCormick, (717) 787-9851



### Computer Related Services

**4** Maintenance/repair of Digital brand minicomputers and multi-vendor network equipment.

**Department:** State System of Higher Education  
**Location:** Clarion University of PA  
**Duration:** Up to 5 years  
**Contact:** Mr. Terry Pierucci, (814) 393-2233



### Construction & Construction Maintenance

**1509** Slab jack existing interior concrete slab, rework exterior door, rebuild block wall around door and repoint joints which are cracked.

**Department:** Military Affairs  
**Location:** OMS # 16, 599 Chesapeake St, Lancaster PA  
**Duration:** DOA - 12/31/01  
**Contact:** Brenda Lower, (717) 861-2118

**DGSA251-572BCRF** PROJECT TITLE: Design, Construct and Test New Water Supply System. BRIEF DESCRIPTION: This request for proposal is for the design, construction and testing of a water system to supply potable water to designated parcels located near Mount Cobb, Jefferson Township, Lackawanna County, PA. The work must be submitted to and approved by all Federal and State governmental authorities having jurisdiction over the project. ESTIMATED RANGE: \$1,000,000.00 to \$2,500,000.00. PLANS DEPOSIT: \$75.00 (Includes PA Sales Tax) per RFP. Payable to: COMMONWEALTH OF PA. This price is nonrefundable. Contact the office listed to arrange for delivery of documents. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: 717/787-3923. Bid Date: TUESDAY, March 27, 2001 at 2:00 P.M. All questions regarding the RFP or to clarify matters concerning the proposers responsibilities must be submitted in writing to Tom Rados, FAX: 717/772-2036, by no later than 5:00 P.M., WEDNESDAY, March 14, 2001. Only firms requesting the RFP will receive a copy of all submitted questions and answers.

**Department:** General Services  
**Location:** Mount Cobb, Jefferson Township, Lackawanna County, PA  
**Duration:** June 28, 2002  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGSA970-139REVISEDREBID** PROJECT TITLE: Roof Replacement. BRIEF DESCRIPTION: Remove existing single ply membrane system from the drill hall, built-up system from front section and asbestos panels from storage buildings. Install single ply system and standing seam metal roofs. ESTIMATED RANGE: \$100,000.00 to \$500,000.00. General Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5.00 per set or provide your express mail account number to the office listed. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: (717) 787-3923. Bid Date: WEDNESDAY, March 7, 2001 at 1:00 P.M.

**Department:** General Services  
**Location:** PA National Guard Armory, Allentown, Lehigh County, PA  
**Duration:** 120 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**1508** Modification and reconditioning of the army's envelope shall included: removal of five below grade windows and the erection of blind windows, stabilization of loose masonry units and repointing of approx 3000 sq feet of brick and stone. For copy of the bid, please fax your request to 717-861-2118, Attn: Brenda Lower. Bid opening will be Wednesday, March 21, 2001 at 2:00 PM.

**Department:** Military Affairs  
**Location:** PA Army National Guard Armory, 820 Frank Ave, New Castle PA 16101  
**Duration:** DOA - 12/31/01  
**Contact:** Brenda Lower, (717) 861-2118

**SP38210006** Services required to supply and install bituminous paving at Big Pocono and Tobyhanna State Parks.

**Department:** Conservation and Natural Resources  
**Location:** Big Pocono and Tobyhanna State Park  
**Duration:** Must be completed by May 15th  
**Contact:** Sandra Lewis, (215) 453-5030

**1511** New wash point: 53'x33'x10" thick concrete driveway (elevated); also retaining walls, trench drains, ramp. For copy of the bid package, fax your request to (717)861-2932.

**Department:** Military Affairs  
**Location:** PA National Guard Facility, CSMS—Bldg 10-102, Ft Indiantown Gap, Annville, PA 17003  
**Duration:** DOA— 12/31/01  
**Contact:** Gene Ollar, (717) 861-2921

**1510** New sewer laterals 4" approx 151 linear feet and 6" SDR approx 156 linear feet. Includes restoring asphalt pavement. For copy of bid package fax request to (717) 861-2932.

**Department:** Military Affairs  
**Location:** PA National Guard Facility & OMS # 21, Johnstown, PA  
**Duration:** DOA— 12/31/01  
**Contact:** Gene Ollar, (717) 861-2921

**C11:26-101.1** St. Clair Run Streambank Stabilization involves approximately 500 c.y. common excavation, 175 c.y. unclassified fill, 40 s.y. R-7 riprap, 6,400 s.f. cable concrete mats, stream diversion and dewatering, and seeding. This contract issues February 23, 2001; payment in the amount of \$10.00 must be received before the bid documents will be sent.

**Department:** Environmental Protection  
**Location:** Lower Yoder Township, Cambria County  
**Duration:** 130 calendar days after notice to proceed  
**Contact:** Construction Contracts Section, (717) 783-7994

**FDC-422-637R** Miscellaneous Dam Repairs at Nockamixon State Park in Bucks County. Work includes sluice gate stem work; chain link fencing; cast-in-place concrete; epoxy painting; bitumastic coating; and dispersion cone valve. NOTE: Requests for Bid Documents will be taken ON or AFTER February 26, 2001.

**Department:** Conservation and Natural Resources  
**Location:** Nockamixon Township  
**Duration:** Complete all work by August 31, 2001  
**Contact:** Construction Management Section, (717) 787-5055

**DGSA573-35** PROJECT TITLE: Replace Cell Locking System— Special Management Unit. BRIEF DESCRIPTION: Replacement of cell locking system for 128 cell doors and 4 security doors to include key releases, door guides, rollers, hangers, control panel and PLC's. ESTIMATED RANGE: \$500,000.00 to \$1,000,000.00. General (Detention Equipment) Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: (717) 787-3923. Bid Date: WEDNESDAY, March 14, 2001 at 2:00 P.M.

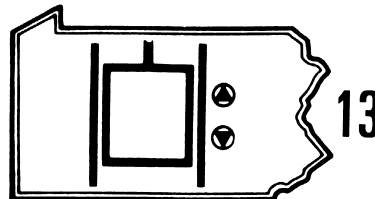
**Department:** General Services  
**Location:** State Correctional Institution, Camp Hill, Cumberland County, PA  
**Duration:** 190 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556



### Court Reporting

**CLDALS5685** Provide court reporting services for the Seventeenth Statewide Investigating Grand Jury to be housed in Allegheny County, Courthouse. Reporting services are required four to five days per month for eighteen months.

**Department:** Attorney General  
**Location:** Pittsburgh, PA (downtown)  
**Duration:** April 2001 through October 2002 with possible extension through April 2003  
**Contact:** Patricia Robison, (717) 783-9384



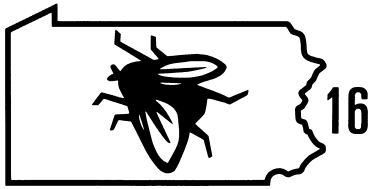
### Elevator Maintenance

**1500-08405** Elevator maintenance

**Department:** Corrections  
**Location:** State Correctional Institution at Camp Hill, P. O. Box 8837, 2500 Lisburn Road, Camp Hill, PA 17001-8837  
**Duration:** July 1, 2001 to June 30, 2004  
**Contact:** Michelle or Dee, (717) 975-5267

**6** Elevator maintenance and repair on multiple makes of elevators.

**Department:** State System of Higher Education  
**Location:** Clarion University of PA  
**Duration:** Up to 5 years  
**Contact:** Mr. Terry Pierucci, (814) 393-2233



### Extermination Services

**Bid #8265** Pest control (extermination) services at the Philadelphia Headquarters. Service to be rendered monthly. Services will be rendered for the period July 1, 2001, to June 30, 2004. Detailed Work Schedule & Bid must be obtained from Facility Management Division, 717-783-5484.

**Department:** State Police  
**Location:** Philadelphia Headquarters, 2201 Belmont Avenue, Philadelphia, PA 19131  
**Duration:** 7/1/01 to 6/30/04  
**Contact:** Donna Enders, (717) 783-5484



### Financial and Insurance Consulting

**024-01-502-0001** The Department of Community and Economic Development is in need of an auditor to provide auditing services, for the next 5 years, for the following Department programs: the Pennsylvania Industrial Development Authority, the International Foreign Representatives, and the Ben Franklin/IRC Partnership.

**Department:** Community and Economic Development  
**Location:** Worldwide  
**Duration:** Five years  
**Contact:** Marguerite Harris, (717) 787-6245

**IFB No. 01-I-004** The Department of State has a need in the Bureau of Commissions, Elections and Legislation for the services of a licensed certified public accountant or a licensed certified public accounting firm for the auditing of campaign finance statements and reports.

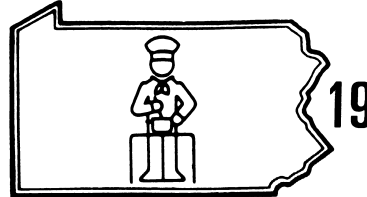
**Department:** State  
**Location:** 116 Pine Street, 2nd Floor, Harrisburg, PA 17101  
**Duration:** 2 years  
**Contact:** Judith L. Holjes, (717) 787-3945



### Firefighting Services

**1** Inspection and testing of Halon fire extinguishing system.

**Department:** State System of Higher Education  
**Location:** Clarion University of PA  
**Duration:** Up to 5 years  
**Contact:** Mr. Terry Pierruci, (814) 393-2233



### Food

**M-881** Meats & Meat Products; Poultry & Poultry Products; Fish; Cheeses. To be delivered only at request of facility.

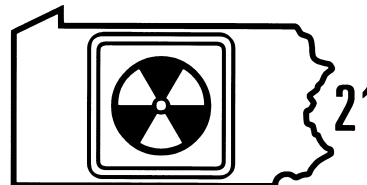
**Department:** Labor and Industry  
**Location:** F.O.B. Shipping Platform, 727 Goucher St., Johnstown, PA 15905  
**Duration:** April, May, June, 2001  
**Contact:** Christine A. Sloan, Purchasing Agent, (814) 255-8228

**7818** Perishable Foods: Meats, Poultry, Seafood/Fish, Miscellaneous, Juice, Prepared Salads, Prepared Produce, Fresh Fruits/Vegetables, Bread/Rolls, Ice Cream, Dairy Products, Frozen Fruits/Vegetables, Fresh Eggs, Cheese, Fresh Pies/Cakes, and Fresh Pastry.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** April 1, 2001— June 30, 2001  
**Contact:** Pamela Bauman, (570) 271-4578

**135-00** Poultry & Poultry Products, various items for delivery April 2001, through June, 2001. For more specifications and information request bid packet #135-00.

**Department:** Public Welfare  
**Location:** Norristown State Hospital, 1001 Sterigere St., Norristown, PA 19401  
**Duration:** April 2, 2001 through June 29, 2001  
**Contact:** Sue Brown, Purchasing Agent, (610) 313-1026



### Hazardous Material Services

**00200004** To provide an Industrial Hygienist to monitor asbestos removal and to monitor air quality during the renovation of the Allegheny County Assistance Office - Southern District Office. Complete details and specifications may be obtained by contacting the Procurement Office or faxing your request to (717) 787-3560.

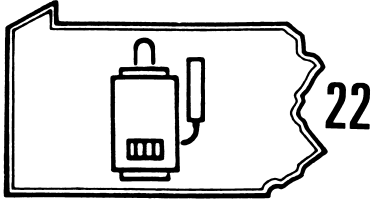
**Department:** Public Welfare  
**Location:** Department of Public Welfare, Allegheny County Assistance Office, Southern District Office, 300 Liberty Avenue—9th and 10 Floors, Pittsburgh, PA 15222  
**Duration:** April 1, 2001 through September 30, 2001  
**Contact:** Rose Wadlinger, (717) 783-3767

**061013** This Contract is for the removal and disposal of 2 piles (1 pile at each site) of Creosoted wood located at the PennDOT-Doylestown (Bucks County) Stockpile and the PennDOT-Route 309 (Bucks County) Stockpile. The Contractor will be responsible for the testing, manifesting, loading, transportation, and disposal of the Creosoted wood. The wood does contain nails, spikes, Bridge clips, etc. to be removed (if necessary) by the contractor. All applicable regulations must be followed, and proof of legal disposal must be supplied to PennDOT at the end of the job.

**Department:** Transportation  
**Location:** PA Department of Transportation, Bucks County Maintenance, 229 North Broad Street, Doylestown, PA 18901  
**Duration:** Approx. April 2, 2001 to July 31, 2001  
**Contact:** Scott Bitner, (215) 345-6060

**SP 00200003** To provide an asbestos abatement company for the removal of floor tiles containing asbestos in conjunction with the remodeling of the Allegheny County Assistance Office— Southern District Office. All work shall be performed between the hours of 7:30 a.m. to 5:30 p.m. Contractor must be out of the building no later than 5:45 p.m. Complete details and specifications may be obtained by contacting the Procurement Office or faxing your request to (717) 787-3560.

**Department:** Public Welfare  
**Location:** Department of Public Welfare, Allegheny County Assistance Office, Southern District Office, 300 Liberty Avenue—9th and 10 Floors, Pittsburgh, Pennsylvania 15222  
**Duration:** April 1, 2001 through September 30, 2001  
**Contact:** Geary Kauffman, (717) 787-3560



### HVAC Services

**083S04** The Contract is to provide Boiler Maintenance and Repair at PennDOT Maintenance District 8-3 Franklin County, 619 North Franklin Street, Chambersburg, Pa. Bid packages can be requested via Fax (717) 264-0960, or by telephone at (717) 264-4171. All requests must include Contractor's (company) name, address, phone number, FAX number (if available) and contact person.

**Department:** Transportation  
**Location:** 619 North Franklin Street, Chambersburg, Pa. 17201  
**Duration:** Two (2) years contract  
**Contact:** Beatrice Bryan, (717) 264-4171

**1507** Boiler Replacement—For bid documents fax request to (717) 861-2932, Attn: Aimmee Heffner. Bid opening will be held on Wednesday, March 21, 2001 at 2:00 p.m.

**Department:** Military Affairs  
**Location:** PA Army National Guard Armory, 327 Frankstown Road, Altoona, PA 16602  
**Duration:** Work must be completed by June 30, 2001  
**Contact:** Aimmee/Brenda, (717) 861-8519/2118

**PDAIT** Air Conditioning Unit for Department of Agriculture's computer room. Dim: 50'x30'x10', Raised Floor. Site visit is required. Vendor will remove old equipment and setup new equipment.

**Department:** Agriculture  
**Location:** Harrisburg  
**Duration:** 3 Months  
**Contact:** Ken Bellock, (717) 787-1413



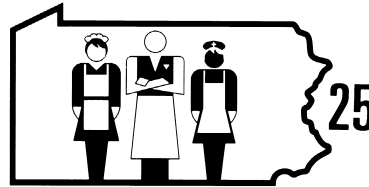
### Janitorial Services

**MAG99-0570** Janitorial services to include but not limited to general office cleaning three times per week, semi-annual services and annual services. All services are to be performed Monday through Friday between 8:00AM and 5:00PM. Office space requires the cleaning of two bathroom facilities. Office is a total of 20,900 square feet of space. Vendor will provide all necessary cleaning and restroom supplies per detailed specifications.

**Department:** Attorney General  
**Location:** MAGLOCLEN, a division of the Office of Attorney General, 140 Terry Drive, Suite 100, Newtown, PA 18940  
**Duration:** July 1, 2001 through June 30, 2004  
**Contact:** Jay Friske or Michael Zaffiri, 1-800-345-1322 ext. 570

**SP-31002400** The PA Emergency Management Agency (PEMA) is soliciting bids to provide Custodial Services on a monthly basis to PEMA's Western Regional Office, 276 Stormer Road, Indiana, PA 15701. To request a bid package contact Fiscal Management at (717) 651-2188 or send an e-mail to [guncan@state.pa.us](mailto:guncan@state.pa.us) referencing SP-31002400.

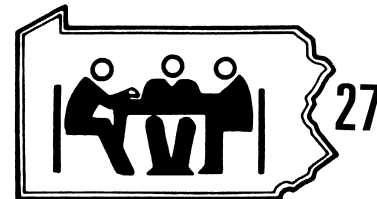
**Department:** PA Emergency Management Agency  
**Location:** PA Emergency Management Agency, Western Regional Office, 276 Stormer Road, Indiana, PA 15701  
**Duration:** April 2001— June 30, 2001 with a two (2) year renewal option for July 1, 2001— June 30, 2002 and July 1, 2002—June 30, 2003.  
**Contact:** Gaila Duncan, (717) 651-2188



### Laundry/Dry Cleaning & Linen/Uniform Rental

**113-0411** CONTRACTOR TO PROVIDE LAUNDRY SERVICES FOR RESIDENT CLOTHING. APPROXIMATE QUANTITY OF LAUNDRY IS 6,000 LBS. PER MONTH. SERVICE WILL REQUIRE MINIMUM TWICE WEEKLY PICKUP AND DELIVERY.

**Department:** Military Affairs  
**Location:** SOUTHWESTERN VETERANS CENTER, 7060 HIGHLAND DR., PITTSBURGH, PA 15206  
**Duration:** 10/01/01 TO 9/30/02  
**Contact:** KEN WILSON, (412) 665-6727



### Lodging/Meeting Facilities

**CLDALS5684** Provide hotel accommodations for the Seventeenth Statewide Investigating Grand Jury to be housed in Allegheny County. Housing for Grand Jury to be located downtown Pittsburgh for access to courthouse and is required four to 5 days each month for 18 months.

**Department:** Attorney General  
**Location:** Pittsburgh, PA (downtown)  
**Duration:** April 2001 through October 2002 with possible extension through April 2003  
**Contact:** Patricia Robison, (717) 783-9384

**3000 Quality Day** The Pennsylvania Department of Transportation (PennDOT) is soliciting bids from contractors to provide a meeting room, audio/visual equipment, and food service for PennDOT's annual "Administrative Deputate Quality Day." The Event is anticipated to be conducted on a specific day in May or June, 2001, from 7:00 a.m.—5:00 p.m. for approximately 275 employees. Interested contractors may request a bid package by FAXING the Company Name, Company Contact Name, Complete Address, Telephone Number and FAX Number to Vikki Mahoney at 717-783-7971. Please reference "3000 Quality Day."

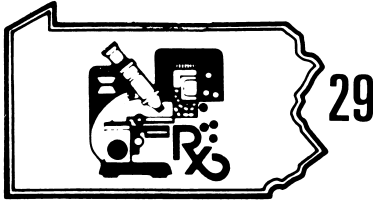
**Department:** Transportation  
**Location:** Harrisburg/Hershey/Carlisle Area.  
**Duration:** 1 year with possibility of renewal.  
**Contact:** Tonja Jackson, (717) 783-8910



### Mailing Services

**5** Bulk Mailing Services.

**Department:** State System of Higher Education  
**Location:** Clarion University of PA  
**Duration:** Up to 5 years  
**Contact:** Mr. Terry Pierucci, (814) 393-2233



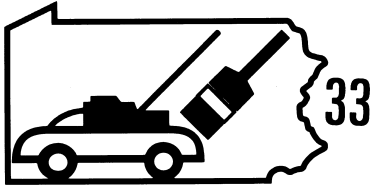
## Medical Services

**2166-G-R** Purchase of the following dental equipment and supplies: 1 each Gendex dental X-ray film processor; 1 each Gendex Daylight loader for film processor; 1 each Gendex Super Max developer/fixer; 1 each IRIX 70-E X-ray unit; 1 each Model 41 Pro + Asepsis delivery system (dental chair); and, 1 each Luxstar model UL 1000 operating light. The equipment shall carry standard manufacturers' warranties. The awarded vendor will be responsible for delivery, set-up, assembly, and in place installation of the equipment. The awarded vendor will also be required to provide on site training following installation of the equipment as well as service on the equipment during the warranty period. Installation and training shall be provided to the Institution at no additional cost to the Commonwealth.

**Department:** Corrections  
**Location:** State Correctional Institutional at Greensburg, R. D. # 10, Box 10, Route 119 South, Greensburg, PA 15601-8999  
**Duration:** 60 days ARO  
**Contact:** Charles Kovach, (724) 853-3503

**3** HIV/AIDS Education, Prevention and Case Management services in Erie, Mercer and Lawrence counties.

**Department:** State System of Higher Education  
**Location:** Clarion University of PA  
**Duration:** Up to 5 years  
**Contact:** Mr. Terry Pierucci, (814) 393-2233



## Property Maintenance

**00685-000-00-AS-1** Project Name: Repave Driveway—Project includes repair & resurfacing of asphalt driveway and parking area at Morton Homestead, in Prospect Park, PA. A site visit is suggested for all firms interested in submitting bids for the project. For directions to the site, and to arrange a site visit, contact Connie Stuckert at (215) 459-3342. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 or FAX (717) 214-2988. All proposals are due on Monday, April 2, 2001, at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Morton Homestead, 100 Lincoln Avenue, Prospect Park, PA 19076  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**SP382100008** Services required to complete the rehabilitation of a stone masonry barn at Tyler State Park.

**Department:** Conservation and Natural Resources  
**Location:** Tyler State Park  
**Duration:** 120 days after notice to proceed  
**Contact:** Sandra Lewis, (215) 453-5030

**00709-000-00-AS-4** Project Name: Exterior Painting of Shutters & Windows at the Mansion—Scope includes: Repair and paint 80 (approx.) historic wood window units and approximately 30 (approx.) pairs of historic wood shutters, at the Highlands, Fort Washington, PA., Montgomery County. For directions contact the Project Manager, Joe Lauver at (717) 772-4992. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX (717) 214-2988. All proposals are due on Monday, April 9, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** The Highlands, 7001 Sheaff Lane, Fort Washington, PA 19034.  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**00700-000-00-AS-4** Project Name: ADA Ramps— at Landis Valley Museum, Lancaster, PA., Lancaster County—Work includes construction of wooden ramps to access 4 historic buildings. Including; modifications to existing porches, doorways and thresholds. A pre-bid meeting will be held on March 15, 2001 at 2:00 pm at the Landis Valley Museum, Lancaster, PA for all firms interested in submitting bids for the project. For directions contact the site at (717) 569-0401 or the Project Manager, Ted Strosser at (717) 772-4992. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX (717) 214-2988. All proposals are due on Monday, April 2, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Landis Valley Museum, 2451 Kissel Hill Road, Lancaster, PA. 17156-9041  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**00676-000-00-OSF** Project Name: Repair to Fence & Grounds from Storm Damage—Bowman's Wildflower Preserve—Project includes repairing chain link fence, patching and repairing roadways, and repairing drainage swales at Washington Crossing Historic Park/Bowman's Hill Wildflower Preserve, Washington Crossing, PA., Bucks County. A Mandatory Prebid and sign in is scheduled for March 20, 2001 at 10:00 am at the site for all firms interested in submitting bids for the project. For directions to the site, contact the site at 215-493-4076 or the project manager, Mark Heeb at (717) 787-6944. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 or FAX (717) 214-2988. All proposals are due on Friday, April 6, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Washington Crossing Historic Park, Bowman's Hill Wildflower Preserve, P. O. Box 103, Washington Crossing, PA 18977. 215-493-4076  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**SP382100007** Services required to complete a roof rehabilitation at Tyler State Park approximately 24 squares of asphalt shingles and approximately 300 square feet of tin roof will be required.

**Department:** Conservation and Natural Resources  
**Location:** Tyler State Park  
**Duration:** 90 days after notice to proceed  
**Contact:** Sandra Lewis, (215) 453-5030

**02398-000-00-AS-1** Project Name: Dredge the Reflecting Pond & Replace Split Rail Fencing—Project includes dredging a small pond, disposing of material, installing sedimentation and erosion controls in addition to installing fencing & gates. A prebid meeting will be held on March 14, 2001 at 10:30 am at Graeme Park, Horsham, PA., Montgomery County for all firms interested in submitting bids for the project. For directions contact the Project Manager, Mark Heeb at (717) 787-7788 or the site at 215-343-0965. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 or FAX (717) 214-2988. All proposals are due on Monday, April 2, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Graeme Park, 859 County Line Road, Horsham, PA 19044  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**SP00882125** Contractor to replace Resilient Flooring in Residents Rooms, Building #1: 3rd, 4th, 5th, and 6th floors. To remove all sheet flooring in areas to be replaced with the new tile to prepare the sub-floor. The existing base is to remain. Provide new resilient tile, edging, and reducers in accordance with the manufacturer's recommendations. Work shall include removal of the existing floor tile, cleaning of the base and replacement with the new sheet flooring. Apply the floor-leveling compound to level the concrete floor prior to installing the new tile.

**Department:** Public Welfare  
**Location:** South Mountain Restoration Center, 10058 South Mountain Road, South Mountain, PA 17261  
**Duration:** To be completed within 140 calendar days from the effective date of the contract.  
**Contact:** Jennifer Karper, Financial Mgr., (717) 749-4012

**ESU 405-844** East Stroudsburg University is accepting bids on ESU 405-844, Repair Shower Room Ceramic Tile, Hawthorn Residence Hall. Gen Const. \$65K. FOR BID PACKAGE CALL 570-829-4200 or send \$25.00 non-refundable check to Quad Three Group 37 N Washington St, Wilkes-Barre, PA 18701. Pre-bid March 7, 2001 at 1PM. Bids Open March 27, 2001 at 2PM. For special accommodations and meeting locations call Ann Zaffuto at (570) 422-3595. All responsible bidders are invited to participate including MBE/WBE firms.

**Department:** State System of Higher Education  
**Location:** East Stroudsburg University, 200 Prospect St., East Stroudsburg, PA 18301  
**Duration:** 90 days ANP  
**Contact:** Quad Three Group, (570) 829-4200

**13750007167** Grass cutting services.

**Department:** Military Affairs  
**Location:** PAARNG Armory, 100 Valley-Hi Dr., Pittsburgh, PA 15229-1037  
**Duration:** DOA—31 Oct 03  
**Contact:** Vicky Lengel, (717) 861-8579

**00700-000-00-AS-6** Project Name: ADA Access—Museum Store and Visitor's Center at Landis Valley Museum, Lancaster, PA., Lancaster County—Work includes: new wood ramp, porch and doorway modifications to provide access into Museum Store. Modifications to doorways, grading and new walks to provide access into Visitor's Center. A pre-bid meeting will be held on March 15, 2001 at 1:00 pm at the Landis Valley Museum, Lancaster, PA for all firms interested in submitting bids for the project. For directions contact the site at (717) 569-0401 or the Project Manager, Ted Strosser at (717) 772-4992. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX 717-214-2988. All proposals are due on Monday, April 2, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Landis Valley Museum, 2451 Kissel Hill Road, Lancaster, PA 717-569-0401  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**00676-000-00-AS-6** Project Name: Sub-surface Drainage System— Project includes installation of sub-surface drain lines, minor gutter/downspout modification at Washington Crossing, PA., Bucks County. For directions to the site, contact the maintenance chief, Bob Barnett at (215) 493-4076 or the project manager, Mark Heeb at (717) 787-6944. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 or FAX (717) 214-2988. All proposals are due on Monday, April 2, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Washington Crossing Historic Park, P. O. Box 103, Washington Crossing, PA 18977. 215-493-4076  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**00700-000-00-AS-5** Project Name: ADA Surface Improvements—at Landis Valley Museum, Lancaster, PA., Lancaster County—Work includes short ramps and modifications to doorways and thresholds, re-grading of existing pathways and new pathways of brick, stone, and gravel to provide access into multiple buildings throughout the historic site. A pre-bid meeting will be held on March 15, 2001 at 3:00 pm at the Landis Valley Museum, Lancaster, PA for all firms interested in submitting bids for the project. For directions contact the site at (717) 569-0401 or the Project Manager, Ted Strosser at (717) 772-4992. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX (717) 214-2988. All proposals are due on Monday, April 2, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Landis Valley Museum, 2451 Kissel Hill Road, Lancaster, PA 717-569-0401  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**SP# 3002070025** Repairs to a slate roof and gutters at the Caretaker's House, Drake Well Museum, Titusville, Venango County, Pennsylvania. Work is on a building of historic significance and must comply with the Secretary of the Interior's Standards for Historic Preservation projects.

**Department:** Historical and Museum Commission  
**Location:** Drake Well Museum, RD # 3, Titusville, Pennsylvania  
**Duration:** Contract will begin approx. 4-1-01 and expire on 10-31-01.  
**Contact:** Helen Boemmel, (814) 827-2797

**00699-000-00-AS-3** Project Name: Exterior Carpentry Repairs & Parking - Fulton House & Carriage House. Scope Includes: Repair and paint exterior woodwork, replace four (4) square of wood shake, and install new gutter and downspout, at Robert Fulton Birthplace, Quarryville, Lancaster County, PA. A pre-bid meeting will be held on Tuesday, April 10, 2001 at 10:30 am at Robert Fulton Birthplace, Quarryville, Lancaster County, PA. for all firms interested in submitting bids for the project. For directions to the site, contact the Project Manager, Joe Lauver at (717) 787-6242. Bid packages will be available after March 26th. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX (717) 214-2988. All proposals are due on Thursday, April 26, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Robert Fulton Birthplace, Intersection of Route 222 and Swift Road, Quarryville, PA.  
**Duration:** April 1, 2001 to October 31, 2001  
**Contact:** Judi Yingling, (717) 772-2401

**CL-528—Replace Windows, Chandler** Clarion University of Pennsylvania is soliciting bids from qualified vendors to replace windows, doors and curtain walls in Chandler Dining Hall on the Clarion campus. Pre-Bid Meeting: 10:00 A.M., February 28, 2001 in McEntire Maintenance Building. Bid Opening: 2:00 P.M., March 8, 2001. Bid packages available from contact person upon receipt of check, nonrefundable, for \$25 made payable to the University.

**Department:** State System of Higher Education  
**Location:** Clarion University, Clarion, PA  
**Duration:** 60 Days from Notice to Proceed  
**Contact:** Judy McAninch, Contract Specialist, (814) 393-2240

**6200510004** West Chester University of Pennsylvania of the State System of Higher Education is issuing a request for bids for Project #62-0051 for the repair and refinishing of built-in furniture in Tyson Hall Dormitory. The total number of units consist of 456 wardrobes, 684 overhead storage units and 228 five drawer dressers in 228 student rooms. The bid package should be available on or about February 23, 2001. The work is to be completed during the summer 2001. Please contact Jacki Marthinsen, Contracts Manager at (610) 436-2705, via fax at (610) 436-2720 or e-mail at jmarthinsen@wcupa.edu

**Department:** State System of Higher Education  
**Location:** West Chester University, Tyson Hall, West Chester, PA  
**Duration:** Summer 2001  
**Contact:** Jacki Marthinsen, Contracts Manager, (610) 436-2705



### Railroad/Airline Related Services

**03379-000-00-AS-3 REMOVE ASBESTOS FROM EIGHT LOCOMOTIVES** — at the Railroad Museum of Pennsylvania, Strasburg, Lancaster County. The scope includes (but is not limited to) removal of locomotive boiler and back head jacketing to expose areas of known asbestos, removal of said asbestos and the priming/painting of exposed boilers. All asbestos removal work is to take place in a special building at the site, recently constructed specifically for asbestos removal operations. In addition, bidders will provide unit prices for additional asbestos removal work on locomotives and passenger cars on an as needed basis over the next four fiscal years. Bidders will be required to submit demonstrated prior experience working with historic railroad rolling stock. Bidders will also be required to make a Mandatory Site Visit & sign in and inspect the project during the bidding period. The visit must be arranged with the site at (717) 687-8628. Bids received from firms who have not visited the site and signed in will be rejected. Bids received for this project in excess of \$25,000 will be subject to Commonwealth Prevailing Wage requirements. All interested bidders should submit a \$25.00 (non-refundable) check (made out to PHMC) and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX request to (717) 214-2988. All proposals are due on Friday, March 22, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

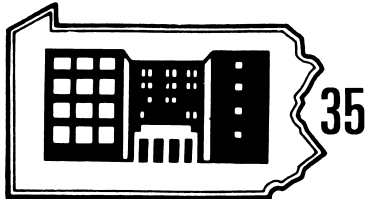
**Department:** Historical and Museum Commission  
**Location:** Railroad Museum of Pa., P. O. Box 15, Strasburg, PA 17579  
**Duration:** April 1, 2001 to June 30, 2005  
**Contact:** Judi Yingling, (717) 772-2401

**03379-000-00-AS-2 REALIGNMENT & REPLACEMENT OF RAILROAD TRACK** - The scope includes (but is not limited to) removal/reinstallation of rails, replacement of deteriorated wooden ties, installation of new ties, reconstruction of several yard turnouts, installation of new ballast, and limited site drainage. Bidders will be required to submit demonstrated prior experience in the laying of railroad track and the construction of turnouts along with their bids. Bidders will also be required to make a Mandatory Site Visit & Sign in and inspect the project during the bidding period. The visit must be arranged with the site at (717) 687-8628. Bids received from firms who have not visited the site and signed in will be rejected. Bids received for this project in excess of \$25,000 will be subject to Commonwealth Prevailing Wage requirements. All interested bidders should submit a \$25.00 (non-refundable) check (made out to PHMC) and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX request to (717) 214-2988. All proposals are due on Friday, March 22, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Railroad Museum of Pa., P. O. Box 15, Strasburg, PA 17579  
**Duration:** April 1, 2001 to June 30, 2002  
**Contact:** Judi Yingling, (717) 772-2401

**03379-000-00-AS-1** REPAIRS TO TURNTABLE — The scope includes (but is not limited to) removal/reinstallation of rails, replacement of deteriorated wooden ties, and cleaning/painting all metal turntable bridge elements. Bidders will be required to submit demonstrated prior experience working on historic turntables along with their bids. Bidders will also be required to make a Mandatory Site Visit & Sign in and inspect the project during the bidding period. The visit must be arranged with the site at 717-687-8628. Bids received from firms who have not visited the site and signed in will be rejected. Bids received for this project in excess of \$25,000 will be subject to Commonwealth Prevailing Wage requirements. All interested bidders should submit a \$25.00 (non-refundable) check (made out to PHMC) and a request for a bid package in writing to: PA. Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401 OR FAX request to (717) 214-2988. All proposals are due on Friday, March 22, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

**Department:** Historical and Museum Commission  
**Location:** Railroad Museum of Pa., P. O. Box 15, Strasburg, PA 17579  
**Duration:** April 1, 2001 to June 30, 2002  
**Contact:** Judi Yingling, (717) 772-2401



## Real Estate Services

**93185** LEASE SPACE TO THE COMMONWEALTH OF PA Proposals are invited to provide the Department of State with 45,000 useable square feet of office space in Dauphin County, PA. with a minimum parking for 45 vehicles, in the city limits of Harrisburg. For more information on SFP #93185 which is due on March 5, 2001, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call (717) 787-4394.

**Department:** State  
**Location:** 505 North Office Building, Harrisburg, Pa 17125  
**Contact:** Jennings Ward, (717) 787-7412

**93183** LEASE OFFICE SPACE TO THE COMMONWEALTH OF PA 17,022 sq. ft. of office space with 90 parking spaces within a 4 mile radius of PA Turnpike I-76 Exit #7 Irwin, or within Route 30 & Frye Farm Road, Frye Farm Road & Old Route 30, Old Route 30 & Mountainview Drive, Mountainview Drive & Seminary Drive, Seminary Drive & Route 30, Westmoreland County, PA. The Office of Attorney General, Criminal Law Division will occupy the space. Downtown locations will be considered. For more information on Solicitation #93183 which is due on March 26, 2001, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call (717) 787-4394.

**Department:** Attorney General  
**Location:** 505 North Office Building, Harrisburg, PA 17125  
**Contact:** Mrs. Cynthia T. Lentz, (717) 787-0952

**93180** LEASE SPACE TO THE COMMONWEALTH OF PA Proposals are invited to provide the Office of Inspector General with 6,997 useable square feet of office space in Wilkes-Barre, Luzerne County, PA with a minimum parking for 25 vehicles, in the city limits of Wilkes-Barre. For more information on SFP #93180 which is due on March 19, 2001 visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call (717) 787-4394.

**Department:** Inspector General  
**Location:** Room 505, North Office Building, Harrisburg, PA 17125  
**Contact:** Jennings Ward, (717) 787-7412

**93139** LEASE SPACE TO THE COMMONWEALTH OF PA Proposals are invited to provide the Department of Labor and Industry with 6,839 useable square feet of office space in Lackawanna County, PA. with a minimum parking for 13 vehicles, in the city limits of Scranton. For more information on SFP #93139 which is due on March 12, 2001, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call (717) 787-4394.

**Department:** Labor and Industry  
**Location:** Room 505, North Office Building, Harrisburg, PA 17125  
**Contact:** Jennings Ward, (717) 787-7412

**93140** LEASE SPACE TO THE COMMONWEALTH OF PA Proposals are invited to provide the Department of Labor and Industry with 20,110 useable square feet of office space in Dauphin County, PA. with a minimum parking for 20 vehicles, in the city limits of Harrisburg. For more information on SFP #93140 which is due on March 5, 2001, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call (717) 787-4394.

**Department:** Labor and Industry  
**Location:** 505 North Office Building, Harrisburg, PA 17125  
**Contact:** Jennings Ward, (717) 787-7412



## Sanitation

**3017** Contractor to provide services to furnish sanitary containers to collect and dispose of solid waste from the State Correctional Institution at Muncy.

**Department:** Corrections  
**Location:** State Correctional Institution at Muncy, Route 405, P. O. Box 180, Muncy, PA 17756  
**Duration:** For a two year period from 7/1/01 to 6/30/03  
**Contact:** Cindy Lyons, (570) 546-3171

**025007** This contract will provide for the rental of 4 cubic yard dumpsters at our main shed and three at our satellite sheds. They will be dumped according to specifications in bid package.

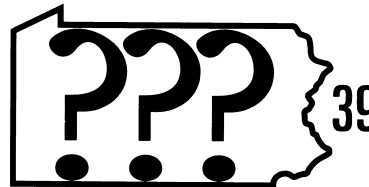
**Department:** Transportation  
**Location:** Pa. Dept. of Transportation, HC 1, Box 124, Cyclone, Pa. 16726  
**Duration:** This will be a one year contract, with four renewals.  
**Contact:** Warren Buchanan, (814) 465-7754

**SBC1106300005** REMOVAL AND DISPOSAL OF CONSTRUCTION WASTE. CONTRACT WILL CONSIST OF 30-CUYD CONTAINER RENTAL, LANDFILL DUMPING FEES (#TONS), AND CONTAINER PULL CHARGES. USAGE IS ESTIMATED AT THREE 6-TON HAULS PER YEAR.

**Department:** Corrections  
**Location:** QUEHANNA BOOT CAMP, H-C BOX 32, STATE ROUTE 1011, KARTHANUS, PA 16845  
**Duration:** ANTICIPATED DATES OF SERVICE: 07/01/01— 06/30/04  
**Contact:** JANINE E. PACKARD, PUR AGT I, (814) 263-4125, X3235

**6417112390** Collection and disposal of solid waste at Ricketts Glen State Park.

**Department:** Conservation and Natural Resources  
**Location:** Ricketts Glen State Park, 695 State Route 487, Benton, PA 17814  
**Duration:** 7-1-01 to 6-30-06  
**Contact:** Sharon Molyneux, (570) 477-5675



## Miscellaneous

**Bid #8273** Window cleaning service at the PA State Police, Greensburg Headquarters, Crime Lab, Garage, DNA & AFIS facilities, for a period of two years. Cleaning to be done TWICE per fiscal year (Spring & Fall). Window cleaning to include all windows & doors, both inside and outside. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Greensburg Headquarters, 100 N. Westmoreland Avenue, P. O. Box P, Greensburg, PA 15601-0436  
**Duration:** 7/1/01 to 6/30/03  
**Contact:** Donna Enders, (717) 783-5484

**UNIFORMS-002** To provide the Students of the Hiram G. Andrews Center with sized uniforms and shoes on an as-needed basis. Vendor will be required to measure and fit each student at the facility during the beginning of each term. Vendor will also be required to provide alterations. To obtain a detailed Bid Proposal Package, submit a written request to the address shown or Fax your request to the attention of R.D. Robinson at (814) 255-8370.

**Department:** Labor and Industry  
**Location:** Office of Vocation Rehabilitation, Hiram G. Andrews Center, 727 Goucher Street, Johnstown, PA 15905  
**Duration:** For the period of 5/3/01 through 5/2/02  
**Contact:** Robert D. Robinson, Purchasing Agent II, (814) 255-8210



**Bid #8274** Window cleaning service at the PA State Police, Punxsutawney Headquarters, Garage door windows and Entrance door glass, for a period of two years. Cleaning to be done TWICE (2) per fiscal year (Spring & Fall). Window cleaning to include all windows & doors, both inside and outside. Detailed Work Schedule and Bid must be obtained from Facility Management Division, 717-783-5484.

**Department:** State Police  
**Location:** Punxsutawney Headquarters, P. O. Box 445, 445 N. Findley Street, Punxsutawney, PA 15767-0445  
**Duration:** 7/1/01 to 6/30/03  
**Contact:** Donna Enders, (717) 783-5484

**MI-793.1 Rebid** Project Name: Brooks Hall—Locker Room Floor Finish. Scope of Work: Furnish and install approximately 3,000 square feet of seamless resinous flooring and cove base in eight rooms. Prebid: 03/05/01, 10:00 a.m. in Brooks Hall Opening: 03/19/01, 10:00 a.m. Room 232 Dilworth. Plans Cost: N/A Contact Jill Coleman fax # (717) 871-2000, phone (717) 872-3730 or email, jcoleman@millersville.edu.

**Department:** Education  
**Location:** Millersville University, Millersville, PA  
**Duration:** 30 calendar days from the date of the Notice to Proceed  
**Contact:** Jill M. Coleman, (717) 872-3730

**RFI 212** The PLCB seeks information from companies capable of providing digital advertising in selected store locations throughout Pennsylvania. Companies must be capable of leasing all required equipment to PLCB and providing digital graphic design services. Please provide a concise proposal identifying your company and its capabilities to Mr. Nelson McCormick, Room 413 Northwest Office Building, Harrisburg, PA 17124-0001.

**Department:** Liquor Control Board  
**Location:** Throughout the Commonwealth.  
**Duration:** Possible five year contract.  
**Contact:** Nelson McCormick, (717) 787-9851

**2** Microfiche creation and copy services. Minolta microfilm reader/printer maintenance and repair services. International Mailing Services. Comprehensive Medication Dispensing Program. Water Treatment Services for Heating and Cooling Systems. Recyclable Waste Collection Services.

**Department:** State System of Higher Education  
**Location:** Clarion University of PA  
**Duration:** Up to 5 years  
**Contact:** Mr. Terry Pierucci, (814) 393-2233

**Bid #8271** Window cleaning service at the PA State Police, Reading Headquarters for a period of three years. Cleaning to be done TWICE per fiscal year (Spring & Fall). Window cleaning to include storm windows inside & outside. All exterior windows shall be included. Detailed Work Schedule and Bid must be obtained from Facility Management Division, 717-783-5484.

**Department:** State Police  
**Location:** Reading Headquarters, 600 Kenhorst Boulevard, Reading, PA 19611  
**Duration:** 7/1/01 to 6/30/04  
**Contact:** Donna Enders, (717) 783-5484

**1030-001** Clarion County is soliciting for AISC (Cat. 3) approved vendors to supply Fabricated structural Steel (Hot Dipped Galvanized) in accordance with specifications, pub.408 dated 2000 and ANSI/AASHTO/AWS D1.5-96 Bridge Welding Code. 1.) 6-Stringers, W14x120x33" long (50 ksi) 2.) 5-Intermediate Diaphragms, c8x18.75x4'-5" long approx 26,884 lbs. 3.) 10-Diaphragm End Connector Plates 1/2"x7'-1/2"x12'-5/8" (cut) 4.) 20- Superstructure Guide Rail Posts W8x24x4'-0" long 5.) 20-Guidepost Offset blocks, W16x36x0'-11" long 6.) 7/8" Dia. ASTM A325 Bolts, 2-1/4" long w/Hex-Nut and Flat Washers (Mechanically Galvanized) Additional Specifications and On Site Delivery Location will be provided with each Bid Package.

**Department:** Transportation  
**Location:** Pennsylvania Department of Transportation, 21057 Paint Blvd., Shippensburg, Pa 16254  
**Duration:** Delivery within 30 days of Award Date  
**Contact:** Dave Edwards, (724) 357-4803

**1114800016** INSTALLATION OF DISHWASHER, FLIGHT TYPE, HOBART MODEL NO. FT924/5-8-11. DESCRIPTION OF SERVICE IS AS FOLLOWS: TO CONSIST OF LABOR AND NECESSARY PARTS TO MAKE INSTALLATION TO AVAILABLE UTILITIES, PLUMBING, DRAINS, ELECTRIC, AND STEAM PROVIDED BY INSTITUTION TO MACHINE LOCATION. VENDOR WILL PROVIDE FINAL CONNECTIONS INCLUDING MODIFICATIONS TO EXISTING DISHTABLES AND VENT HOODS AS NEEDED. VENDOR WILL MAKE DISHWASHER OPERATIONAL BEFORE LEAVING INSTITUTION. VENDOR MAY REQUEST BID PACKAGE VIA E-MAIL, IN WRITING BY US MAIL, OR BY FAX (570) 621-3096 TO ROBERT KUCHTA PURCHASING AGENT AT THE INSTITUTION rkuchta@cor.state.pa.us.

**Department:** Corrections  
**Location:** STATE CORRECTIONAL INSTITUTION AT MAHANAY, 301 MOREA ROAD, FRACKVILLE, PA 17932  
**Duration:** TO JUNE 30, 2001  
**Contact:** ROBERT KUCHTA, PURCHASING, (570) 773-2158 EXT. 421

**#01-6** The Department of Corrections is seeking a vendor to provide social services to incarcerated individuals who are age 50 years or older.

**Department:** Corrections  
**Location:** 2520 Lisburn Road, Camp Hill, PA 17011  
**Duration:** A contract will be awarded for a period of 3 years with a minimum of two, one year renewals.  
**Contact:** Linda Malinak, Purchasing Agent, (717) 975-4931

**PGC 2688** Furnish and install woven wire deer enclosure fence on State Game Lands Nos. 39, 47, 54, 74, 95, 101 and 151, located in Butler, Clarion, Crawford, Erie, Jefferson, Lawrence and Venango Counties, all of which are in the northwest part of the Commonwealth. Complete specifications and information may be obtained through the Pennsylvania Game Commission.

**Department:** Game Commission  
**Location:** Pennsylvania Game Commission, Bureau of Administrative Services, 2001 Elmerton Avenue, Harrisburg, Pennsylvania 17110-9797.  
**Duration:** Contract will commence upon execution and will terminate on June 30, 2001.  
**Contact:** Diane Shultz or Linda Beaver, (717) 787-6594

**RFP 20001221** Provide the PLCB with scanners and associated hardware and software technology. PLCB desires to receive merchandise by scanning labels on merchandise and checking receipted merchandise against an Advance Ship Notice (ASN) file sent to the store(s) computer system from PLCB's Warehouse Management System. PLCB also desires to use the technology to conduct physical inventories, check labels, do price checking and "line busting."

**Department:** Liquor Control Board  
**Location:** Throughout the Commonwealth.  
**Duration:** Five (5) years  
**Contact:** Nelson McCormick, (717) 787-9851

**Bid #8268** Window cleaning service at the PA State Police, Bethlehem Headquarters for a period of two years. Cleaning to be done TWICE per fiscal year. Window cleaning to include all windows & doors, both inside and outside. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Bethlehem Headquarters, 2930 Airport Road, Bethlehem, PA 18017-2149  
**Duration:** 7/1/01 to 6/30/03  
**Contact:** Donna Enders, (717) 783-5484

**Bid #8266** Window cleaning services to be performed at the Pennsylvania State Police, Washington Headquarters. Cleaning to be done TWICE per fiscal year (Spring and Fall). Window cleaning to include all windows & doors, both inside and outside. Detailed Work Schedule & Bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Washington Headquarters, 83 Murtland Avenue, Washington, PA 15301  
**Duration:** 7/1/01 to 6/30/03  
**Contact:** Donna Enders, (717) 783-5484

**Bid #8267** Window cleaning services to be performed at the Pennsylvania State Police, Erie Headquarters. Cleaning to be done TWICE per fiscal year (Spring and Fall). Window cleaning to include all windows & doors, both inside and outside. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Erie Headquarters, P. O. Box 10607, 4320 Iroquois Avenue, Erie, PA 16514-0607  
**Duration:** 7/1/01 to 6/30/03  
**Contact:** Donna Enders, (717) 783-5484

**000780140** The scope of work for this project is to replace the existing emergency generator at Hemlock Hall with a new 50KW, diesel emergency generator. The generator and automatic transfer switch are on site. This project is mostly labor intensive. If you would like a bid package for this project, please fax your request to (570) 443-4177.

**Department:** Public Welfare  
**Location:** White Haven Center, RR # 2, Box 2195, White Haven, Pennsylvania 18661  
**Duration:** All work shall be completed within 90 calendar days from the effective date of the contract.  
**Contact:** Sandra A. Repak, PA, (570) 443-4232

**350A06** The Department of Transportation is requesting deer removal services, on an as-needed basis, in specific counties throughout the State of PA. Removal service will be performed on designated state highways. This is a two year contract with renewal options. Service will include pickup and disposal of the carcass. To obtain a bid package, please FAX your Name, Address, and Phone Number to Vicki Mahoney at (717) 783-7971, or e-mail your Name, Address and Phone Number to Vicki at vmahoney@dot.state.pa.us.

**Department:** Transportation  
**Location:** Specific Counties Statewide  
**Duration:** Two years with renewal options.  
**Contact:** Vicki Mahoney, FAX 717-783-7971

**Bid #8272** Window cleaning service at the PA State Police, Embreeville Station for a period of two years. Cleaning to be done TWICE per fiscal year (Spring & Fall). Window cleaning to include all windows & doors, both inside and outside. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Embreeville Station, 1818 W. Strasburg Road, Coatesville, PA 19320  
**Duration:** 7/1/01 to 6/30/03  
**Contact:** Donna Enders, (717) 783-5484

**Bid #8269** Window cleaning service at the PA State Police, Wyoming Headquarters & Garage for a period of three years. Cleaning to be done TWICE per fiscal year (Spring & Fall). Window cleaning to include all windows & doors, both inside and outside. Service to include enamel panels. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Wyoming Headquarters, 475 Wyoming Avenue, Wyoming, PA 18644  
**Duration:** 7/1/01 to 6/30/04  
**Contact:** Donna Enders, (717) 783-5484

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**State Bid #217** Volleyball Equipment

**Department:** General Services  
**Location:** Pennsylvania State University, Penn State Behrend College, Erie, PA  
**Duration:** Due Date: February 28, 2001  
**Contact:** Steven Blazer, (814) 865-5418

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**Bid #8270** Window cleaning service at the PA State Police, Butler Headquarters for a period of two years. Cleaning to be done TWICE per fiscal year (Spring & Fall). Window cleaning to include all windows & doors, both inside and outside (Need to remove screens and replace when windows are cleaned). Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Butler Headquarters, 200 Barracks Road, Butler, PA 16001-2689  
**Duration:** 7/1/01 to 6/30/03  
**Contact:** Donna Enders, (717) 783-5484

[Pa.B. Doc. No. 01-341. Filed for public inspection February 23, 2001, 9:00 a.m.]

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## DESCRIPTION OF LEGEND

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| <p><b>1</b> Advertising, Public Relations, Promotional Materials</p> <p><b>2</b> Agricultural Services, Livestock, Equipment, Supplies &amp; Repairs: Farming Equipment Rental &amp; Repair, Crop Harvesting &amp; Dusting, Animal Feed, etc.</p> <p><b>3</b> Auctioneer Services</p> <p><b>4</b> Audio/Video, Telecommunications Services, Equipment Rental &amp; Repair</p> <p><b>5</b> Barber/Cosmetology Services &amp; Equipment</p> <p><b>6</b> Cartography Services</p> <p><b>7</b> Child Care</p> <p><b>8</b> Computer Related Services &amp; Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p><b>9</b> Construction &amp; Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p><b>10</b> Court Reporting &amp; Stenography Services</p> <p><b>11</b> Demolition—Structural Only</p> <p><b>12</b> Drafting &amp; Design Services</p> <p><b>13</b> Elevator Maintenance</p> <p><b>14</b> Engineering Services &amp; Consultation: Geologic, Civil, Mechanical, Electrical, Solar &amp; Surveying</p> <p><b>15</b> Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core &amp; Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p><b>16</b> Extermination Services</p> <p><b>17</b> Financial &amp; Insurance Consulting &amp; Services</p> <p><b>18</b> Firefighting Services</p> <p><b>19</b> Food</p> <p><b>20</b> Fuel Related Services, Equipment &amp; Maintenance to Include Weighing Station Equipment, Underground &amp; Above Storage Tanks</p> <p><b>21</b> Hazardous Material Services: Abatement, Disposal, Removal, Transportation &amp; Consultation</p> | <p><b>22</b> Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental &amp; Repair</p> <p><b>23</b> Janitorial Services &amp; Supply Rental: Interior</p> <p><b>24</b> Laboratory Services, Maintenance &amp; Consulting</p> <p><b>25</b> Laundry/Dry Cleaning &amp; Linen/Uniform Rental</p> <p><b>26</b> Legal Services &amp; Consultation</p> <p><b>27</b> Lodging/Meeting Facilities</p> <p><b>28</b> Mailing Services</p> <p><b>29</b> Medical Services, Equipment Rental and Repairs &amp; Consultation</p> <p><b>30</b> Moving Services</p> <p><b>31</b> Personnel, Temporary</p> <p><b>32</b> Photography Services (includes aerial)</p> <p><b>33</b> Property Maintenance &amp; Renovation—Interior &amp; Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning &amp; Planting, etc.)</p> <p><b>34</b> Railroad/Airline Related Services, Equipment &amp; Repair</p> <p><b>35</b> Real Estate Services—Appraisals &amp; Rentals</p> <p><b>36</b> Sanitation—Non-Hazardous Removal, Disposal &amp; Transportation (Includes Chemical Toilets)</p> <p><b>37</b> Security Services &amp; Equipment—Armed Guards, Investigative Services &amp; Security Systems</p> <p><b>38</b> Vehicle, Heavy Equipment &amp; Powered Machinery Services, Maintenance, Rental, Repair &amp; Renovation (Includes ADA Improvements)</p> <p><b>39</b> Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,  
*Secretary*

**Contract Awards**

The following awards have been made by the Department of General Services, Bureau of Purchases:

<b>Requisition or Contract No.</b>	<b>PR Award Date or Contract Effective Date</b>	<b>To</b>	<b>In the Amount Of</b>
1172110-01	02/12/01	Bob Barker Co	64,125.00
1231040-01	02/12/01	Seraphin Test Measure/div Pemberton Fabricators	101,234.00
1235160-01	02/12/01	Advanced Training Systems	20,154.00
1237230-01	02/12/01	Lyons Sawmill & Logging Equipment/ Supplies	209,015.00
1247230-01	02/12/01	Troyer Con- struction Equip	78,941.00

<b>Requisition or Contract No.</b>	<b>PR Award Date or Contract Effective Date</b>	<b>To</b>	<b>In the Amount Of</b>
1263210-01	02/12/01	Geneco Ser- vices	16,800.00
1310220-01	02/12/01	M & M Sup- pliers	24,336.00
1313110-01	02/12/01	Raytex Fabrics	57,600.00
1358150-01	02/12/01	Hondru Chrysler Plymouth dba/ Manheim Chrysler Plymouth	32,628.00

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 01-342. Filed for public inspection February 23, 2001, 9:00 a.m.]

