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PENNSYLVANIA BULLETIN

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Agencies in this issue:

The Courts
Department of Banking
Department of Environmental Protection
Department of General Services
Department of Labor and Industry
Department of Public Welfare
Department of Revenue
Department of Transportation
Fish and Boat Commission
Game Commission
Health Care Cost Containment Council
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Independent Regulatory Review Commission
Insurance Department
Liquor Control Board
Pennsylvania Economic Development
Financing Authority
Pennsylvania Public Utility Commission
Public School Employes' Retirement Board
State Board of Medicine
Turnpike Commission

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

No. 280, March 1998

PENNSYLVANIA



BULLETIN

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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.

**SUBSCRIPTION INFORMATION: (717) 766-0211
GENERAL INFORMATION AND FINDING AIDS: (717) 783-1530**

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 1998.

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THE COURTS

Title 255—LOCAL COURT RULES

CARBON COUNTY

District Justice Offices Hours of Operation; No. 30
MI 98 Criminal Division, 98-0041 Civil Division

Administrative Order No. 5-1998

And Now, this 25th day of February, 1998 in order to provide effective service to the public and upon request of the District Justices, it is hereby

Ordered and Decreed that the hours of operation in the District Justice Offices *Are Set* at 9:00 A.M. to 4:30 P.M., Eastern Standard Time, Monday through Friday, commencing March 9, 1998.

By the Court

JOHN P. LAVELLE,
President Judge

[Pa.B. Doc. No. 98-406. Filed for public inspection March 13, 1998, 9:00 a.m.]

CRAWFORD COUNTY

In the Matter of the Adoption of Rules of Criminal
Procedure; No. 1995-771

Order

And Now, February 25, 1998, it is ordered as follows:

1. The following amendments are made to the Crawford County Rules of Criminal Procedure and will become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

2. The Clerk of Courts is ordered and directed to:

a. File seven (7) certified copies of this order with the Administrative Office of Pennsylvania Courts.

b. Distribute two (2) certified copies of this order to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

c. File one (1) certified copy of this order with the Criminal Procedural Rules Committee.

d. Keep continuously available for public inspection a copy of this order and the amended rules.

3. Rule C9020 "Motions" is amended in two respects.

Rule C9020 B (2) shall be amended to read as follows:

Filing of uncontested motions. Uncontested motions shall be filed with the Clerk of Courts, properly timed stamped and docketed, and then sent to the Court Administrator. The Court Administrator will set an appropriate hearing or argument date or present the same to the Motions Judge for the entry of any order.

Rule C9020 C is amended with the addition of the following:

While contested motions should be filed with the Clerk of Courts pursuant to Pa.R.Crim.P. 9022 a motion may be presented to the Court in Motions Court under the procedure set forth above because the Court immediately files the motion and order with the Clerk of Courts during Motions Court.

4. A new rule C9025 is hereby adopted and reads as follows:

Rule C9025 Notice and Docketing of Orders

In order that the Clerk of Courts may comply with Pa.R.Crim.P. 9025 counsel and pro se defendants shall list their addresses on any initial filings and are required to file a notice of any change of address that occurs during the pendency of the proceeding. When the Clerk of Courts sends a first class mailing, postage prepaid to the last known address of record there is created a presumption of service/receipt of said mail article and the contents thereof.

By the Court

GORDON R. MILLER,
President Judge

[Pa.B. Doc. No. 98-407. Filed for public inspection March 13, 1998, 9:00 a.m.]

SUPREME COURT

Administrative Office of Pennsylvania Courts; Re-
quest for Proposal

The Administrative Office of Pennsylvania Courts (AOPC) of the Supreme Court of Pennsylvania is issuing a Request for Proposal (RFP) on March 16, 1998 for the development of application software in Microsoft Visual Basic and Seagate's Crystal Reports. This is to implement a new Administrative Support Application Project (ASAP) based on a completed set of functional requirements, database design and an associated conceptual design completed in Visual Basic.

The project schedule, terms and conditions and scope of work are outlined in the RFP. A copy of the RFP may be downloaded from the Pennsylvania Judiciary's web site on the Internet (www.courts.state.pa.us). Copies may also be requested by calling the AOPC at (717)795-2000 or E-mailing the AOPC at aness@courts.state.pa.us. A Procurement Library has been established at AOPC Mechanicsburg Office and may be scheduled for use by calling the number listed above. The Procurement Library is also available electronically at the Judiciary's web site.

Vendors interested in bidding for this procurement must submit their questions by March 30, 1998 and Letters of Intent to Bid by April 22, 1998. See the RFP for a detailed schedule of the procurement process. Each vendor must include the sample ASAP application code with the Letter of Intent to Bid. Detailed information

about the sample application code is located in Chapter 1, Section C, Subsection 1.3 of the RFP.

NANCY M. SOBOLEVITCH,
Court Administrator of Pennsylvania

[Pa.B. Doc. No. 98-408. Filed for public inspection March 13, 1998, 9:00 a.m.]

**In Re: P.I.E. Mutual Insurance Company; Petition of
Harold T. Duryes, Rehabilitator; 288 M.D. Misc.
Dkt. 1997**

Order

Per Curiam:

And Now, this 18th day of February, 1998, it is hereby *Ordered*:

1. That the Ex Parte Application for Substitution of Party is granted, and Harold T. Duryes, Rehabilitator, is substituted as Petitioner for the party P.I.E. Mutual Insurance Company.

2. That this court's order of January 23, 1998, is hereby vacated.

3. That there is in effect a stay of proceedings for ninety (90) days in any and all cases in which a P.I.E. Mutual Insurance Company insured is being represented in proceedings pending in Courts of the Commonwealth of Pennsylvania, which list of cases is attached as Exhibit "D" to Petitioner's Application for Extraordinary Relief filed with this court on December 30, 1997 ("Petitioner's Application").

4. That Petitioner's Application, Petitioner's Motion for Reconsideration and this Order granting the stay be served by Petitioner upon all unrepresented parties and counsel of record in accordance with the list attached as Exhibit "D" to Petitioner's Application, and by means of publication in the *Pennsylvania Law Weekly*, *Pennsylvania Bulletin*, and *The Legal Intelligencer*, and upon the clerks of all courts in which any of these matters are pending.

5. That any party aggrieved by this order may petition this court for special relief within twenty (20) days of the serving of this Order upon them.

Madame Justice Newman did not participate in this consideration or decision of this matter.

[Pa.B. Doc. No. 98-409. Filed for public inspection March 13, 1998, 9:00 a.m.]

RULES AND REGULATIONS

Title 31—INSURANCE

INSURANCE DEPARTMENT

[31 PA. CODE CH. 131]

Deductible Program

The Insurance Department (Department) hereby deletes Chapter 131 (relating to deductible program) under the authority of sections 206, 506, 1501 and 1502 of The Administrative Code of 1929 (71 P. S. §§ 66, 186, 411 and 412). Chapter 131 was previously promulgated under section 13(d) of the Casualty and Surety Rate Regulatory Act (40 P. S. § 1193) and section 13(d) of the Fire, Marine and Inland Marine Rate Regulatory Act (40 P. S. § 1233) (acts).

Purpose

The purpose of this deletion of Chapter 131 is to eliminate redundant and obsolete regulations. The regulations, adopted in 1973, imposed several requirements on insurance companies licensed to do business in this Commonwealth with respect to deductibles used for property or casualty policies. The regulations authorized insurance companies to offer previously prohibited small deductible or full coverage programs, overruling an Insurance Commissioner order issued in 1971. The regulations instructed insurance companies offering the expanded deductible choices to consumers to first file their revised rates with the Department. Finally, the regulations announced that a company would be in violation of the Insurance Unfair Practices Act (40 P. S. §§ 1151—1162) (Repealed) if it implemented lowered deductibles without the insured's consent, or otherwise failed to fully disclose and explain all available options to consumers.

The Department has determined that the regulations are redundant and unnecessary. The provisions of these regulations are sufficiently within the acts, and the regulations in no manner enhance the authorizing statutes. Additionally, the Department, through its market conduct activities, monitors insurers to ensure compliance with statutory requirements for filing and approval of rates and forms. Therefore, the Department deletes Chapter 131 in its entirety.

Statutory Authority

The regulations are being deleted under the authority of sections 206, 506, 1501 and 1502 of The Administrative Code of 1929. Chapter 131 was previously promulgated under the acts.

Comments

Notice of this deletion was published at 27 Pa.B. 1941 (April 19, 1997) as a proposed rulemaking with a 30-day public comment period.

No comments were received from the standing committees and no comments were received from the public during the 30-day comment period.

Fiscal Impact

There will be no fiscal impact as a result of the deletion of these regulations.

Paperwork

There will be no impact on paperwork as a result of the deletion of these regulations.

Affected Parties

The deletion of these sections will affect all licensed property and casualty insurers in this Commonwealth.

Effectiveness/Sunset Date

The rulemaking will become effective upon final publication in the *Pennsylvania Bulletin*. Because the rulemaking proposes to delete obsolete regulations, no sunset date has been assigned.

Contact Person

For information on this matter, contact Randy Rohrbaugh, Director, Bureau of Property and Casualty, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-4192.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of this rulemaking on March 28, 1997, to the Independent Regulatory Review Commission (IRRC), the Chairpersons of the House Insurance Committee and the Senate Banking and Insurance Committee. In addition, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form prepared by the Department in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation." A copy of the material is available to the public upon request.

These final-form regulations were deemed approved by the House and Senate Committees on November 10, 1997, in accordance with section 5.1(d) of the Regulatory Review Act. IRRC met on November 20, 1997. The deletions were deemed approved in accordance with section 5.1(e) of the Regulatory Review Act.

Findings

The Insurance Commissioner finds that:

(1) Public notice of intention to adopt this rulemaking as 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 thereunder, 1 Pa. Code, §§ 7.1 and 7.2.

(2) The adoption of this rulemaking in the manner provided in this order is necessary and appropriate for the administration and enforcement of the authorizing statutes.

Order

The Insurance Commissioner, acting under the authorizing statutes, orders that:

(a) The regulations of the Insurance Department, 31 Pa. Code Chapter 131, are amended by deleting §§ 131.1—131.7 to read as set forth at 27 Pa.B. 1941 (April 19, 1997).

(b) The Commissioner shall submit this order and 27 Pa.B. 1941 to the Office of General Counsel and Office of Attorney General for approval as to form and legality as required by law.

(c) The Commissioner shall certify this order and 27 Pa.B. 1941 and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall be abolished upon publication in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 27 Pa.B. 6385 (December 6, 1997).)

Fiscal Note: Fiscal Note 11-143 remains valid for the final adoption of the subject regulations.

[Pa.B. Doc. No. 98-410. Filed for public inspection March 13, 1998, 9:00 a.m.]

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

STATE BOARD OF MEDICINE

[49 PA. CODE CH. 16]

Prosecutorial Functions Deleted

The State Board of Medicine (Board) amends §§ 16.62, 16.71, 16.72, 16.81 and 16.82, to read as set forth in Annex A. This amendment deletes regulations declared invalid by the Pennsylvania Supreme Court's decision in *Lyness v. State Board of Medicine*, 605 A.2d 1024 (Pa. 1992).

In 1992, the Pennsylvania Supreme Court declared §§ 16.62, 16.71, 16.72, 16.81 and 16.82 as unconstitutional through its ruling in *Lyness*. Notice of proposed rulemaking has been omitted under section 204(3) of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1204(3)) (CDL), because notice of proposed rulemaking is unnecessary. Accordingly, in this rulemaking, the Board removes the procedural regulations relating to complaint process, formal hearings and appeals contained in §§ 16.62, 16.71, 16.72, 16.81 and 16.82.

Compliance with Executive Order 1996-1

The Board reviewed this rulemaking and considered the purpose and likely impact upon the public and the regulated population under the directives of Executive Order 1996-1, Regulatory Review and Promulgation. The final/proposed omitted rulemaking addresses a compelling public interest as described in this Preamble and otherwise complies with Executive Order 1996-1.

Statutory Authority

This rulemaking is adopted under section 8 of the Medical Practice Act (63 P.S. § 422.8).

Fiscal Impact and Paperwork Requirements

The rulemaking will have no fiscal impact on the Commonwealth or its political subdivisions.

Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P.S. § 745.5.1(c)), a copy of the final-form regulation was submitted on January 4, 1998, to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the Senate Committee on Consumer Protection and Professional Licensure and the House Committee on

Professional Licensure. In addition, at the same time, the final-form regulations were submitted to the Attorney General for review and comment under the Commonwealth Attorneys Act (71 P.S. §§ 732-101—732-506).

Under section 5.1(d) of the Regulatory Review Act, the deletions were deemed approved by the House and Senate Committees on February 3, 1998, and were approved by IRRC on February 13, 1998.

Additional Information

Individuals who desire information are invited to submit inquiries to Cindy L. Warner, Board Administrator, State Board of Medicine, Post Office Box 2649, Harrisburg, PA 17105-2649, (717) 783-1400.

Findings

The Board finds that:

(1) Public notice of intention to amend its regulations as adopted by this order under the procedures specified in sections 201 and 202 of the CDL (45 P.S. §§ 1201 and 1202) has been omitted under the authority contained in section 204(3) of the CDL because the Board has, for good cause, found that the procedures specified in sections 201 and 202 of the CDL are, in this circumstance, unnecessary because the provisions deleted were found to be unconstitutional and are therefore unenforceable.

(2) The deletions of the regulations of the Board in the manner provided in this order is necessary and appropriate for the administration of its authorizing statute.

Order

The Board, acting under its authorizing statute, orders:

(a) The regulations of the Board, 49 Pa. Code Chapter 16, are amended by deleting §§ 16.62, 16.71, 16.72, 16.81 and 16.82 to read as set forth in Annex A.

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

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

(d) This order shall become effective immediately upon publication in the *Pennsylvania Bulletin*.

DANIEL B. KIMBALL, Jr., M.D.,
Chairperson

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 28 Pa.B. 1185 (February 28, 1998).)

Fiscal Note: 16A-495. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 16. STATE BOARD OF MEDICINE—GENERAL PROVISIONS

Subchapter E. MEDICAL DISCIPLINARY PROCESS AND PROCEDURES

§ 16.62. (Reserved).

§ 16.71. (Reserved).

§ 16.72. (Reserved).

§ 16.81. (Reserved).

§ 16.82. (Reserved).

[Pa.B. Doc. No. 98-411. Filed for public inspection March 13, 1998, 9:00 a.m.]

STATE BOARD OF MEDICINE

[49 PA. CODE CH. 16]

Sympathomimetic Amines

The State Board of Medicine (Board) amends § 16.96, as set forth in Annex A. The objective of this amendment is to effectuate the sunset provision at § 16.96.

Notice of proposed rulemaking has been omitted under section 204(3) of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1204(3))(CDL) because notice of proposed rulemaking is unnecessary.

This regulation sunsetted by its own terms on January 17, 1992. The Board has determined not to take any action to revise or reestablish the regulation.

Accordingly, in this amendment, the Board deletes § 16.96.

Compliance with Executive Order 1996-1

The Board reviewed this rulemaking and considered the purpose and likely impact upon the public and the regulated population under the directives of Executive Order 1996-1, Regulatory Review and Promulgation. The final omitted regulation addresses a compelling public interest as described in this Preamble and otherwise complies with Executive Order 1996-1.

Statutory Authority

This amendment is adopted under section 8 of the Medical Practice Act (63 P. S. § 422.8).

Fiscal Impact and Paperwork Requirements

The amendment will have no fiscal impact on the Commonwealth or its political subdivisions.

Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P. S. § 745.5.1(c)), a copy of the final-form regulation was submitted on January 14, 1998, to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the Senate Committee on Consumer Protection and Professional Licensure and the House Committee on Professional Licensure. In addition, at the same time, the final-form regulation was submitted to the Attorney General for review and comment under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506).

Under section 5(c) of the Regulatory Review Act, the regulation was deemed approved by the House and Senate Committees on February 3, 1998, and by IRRC on February 13, 1998.

Additional Information

Individuals who desire information are invited to submit inquiries to Cindy L. Warner, Board Administrator, State Board of Medicine, Post Office Box 2649, Harrisburg, PA 17105-2649, (717) 783-1400.

Findings:

The Board finds that:

(1) Public notice of intention to amend its regulations as adopted by this order under the procedures specified in sections 201 and 202 of the CDL (45 P. S. §§ 1201 and 1202) has been omitted under the authority contained in section 204(3) of the CDL because the Board has, for good cause, found that the procedures specified in sections 201 and 202 of the CDL are, in this circumstance, unnecessary because the provisions deleted are ineffective by the sunset provision in § 16.96(7)(g).

(2) The amendment of the regulations of the Board in the manner provided in this order is necessary and appropriate for the administration of its authorizing statute.

Order

The Board, acting under its authorizing statute, orders:

(a) The regulations of the Board, 49 Pa. Code Chapter 16, are amended by deleting § 16.96, to read as set forth in Annex A.

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

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

(d) This order shall become effective immediately upon publication in the *Pennsylvania Bulletin*.

DANIEL B. KIMBALL, Jr., M.D.,
Chairperson

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 28 Pa.B. 1185 (February 28, 1998).)

Fiscal Note: 16A-496. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 16. STATE BOARD OF MEDICINE—GENERAL PROVISIONS

Subchapter F. MINIMUM STANDARDS OF PRACTICE

§ 16.96. (Reserved).

[Pa.B. Doc. No. 98-412. Filed for public inspection March 13, 1998, 9:00 a.m.]

Title 58—RECREATION

GAME COMMISSION

[58 PA. CODE CHS. 143 AND 147]

Surplus Tags and Special Permits

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission), at its January 13, 1998, adopted the following changes:

Amend Chapter 143, Subchapter C (relating to antlerless deer licenses) by amending §§ 143.42, 143.51, 143.52 and 143.55, to eliminate the reference to bonus tags in this subchapter and change the definition to "surplus" tags and provide for their issuance as well as the issuance of unlimited antlerless licenses for counties in the Special Regulations Areas.

Amend Chapter 147, Subchapter A (relating to general provisions) by removing language in § 147.1 (relating to scope) that has been determined to exceed the parameters under 34 Pa.C.S. (relating to Game and Wildlife Code)(code).

Amend Chapter 147, Subchapter A with the addition of the definition of "field trial/hunt test" in § 147.2 (relating to general) and to Subchapter L, § 147.221 (relating to general) and removing the language in § 147.222 (relating to permits for bird dog trials on Commission controlled lands) making reference to official guns.

Amend Chapter 147, Subchapter H (relating to protected specimen) by adding new §§ 147.143—147.145, to provide a definition of "abandoned venison" and to outline the procedures for the transfer of ownership of the abandoned venison.

These amendments are hereby adopted under the authority of the code.

Chapter 143, Subchapter C

1. *Introduction*

In establishing the antlerless deer license allocation for 1997, the Commission decided to eliminate the bonus license system and to establish a much restricted surplus system involving issuance of licenses to flintlock muzzleloader hunters and in special regulations areas only. As a result, the Commission proposed at its October 7, 1997, meeting and finally adopted at its January 13, 1998, meeting, changes to Subchapter C of Chapter 143 which would accomplish this purpose. These changes are being adopted under authority contained in section 2102 of the code (relating to regulations).

2. *Purpose and Authority*

Given concerns by Legislators and sportsmen with regard to deer populations in parts of this Commonwealth, the Commission at its April 15, 1997, meeting decided to reduce antlerless license allocations and eliminate the bonus system which virtually guaranteed the sale of all antlerless licenses and permitted deer hunters to each harvest a number of deer. The Commission decided to initiate a limit of a maximum of two deer, one of each sex, per hunter per year and to restrict surplus antlerless licenses to flintlock muzzleloader hunters and to special regulations areas where antlerless licenses are unlimited. At its October 7, 1997, meeting the Commission proposed changes to Chapter 143, Subchapter C which would implement this change. The changes were finally adopted at the January 13, 1998, meeting of the Commission.

Section 2102 of the code authorizes the Commission to "... promulgate regulations relating to seasons and bag limits for hunting or furtaking..." This section provides the authority for the adopted changes.

3. *Regulatory Requirements*

With the exception of those areas where unlimited antlerless deer licenses are available, the changes will limit deer hunters to one antlerless or one surplus license per year.

4. *Persons Affected*

Persons wishing to hunt antlerless deer in this Commonwealth will be affected by the changes.

§ 147.1

1. *Introduction*

In a memorandum opinion in the case of *Showers v. Spangler, et. al.*, 1 CV-94-2129, Judge Caldwell of the Federal District Court for the Middle District of Pennsylvania expressed the opinion that § 147.1(b) (relating to scope), is invalid as being inconsistent with section 2906 of the code (relating to records). To avoid any potential future problems, the Commission at its October 7, 1997, meeting proposed, and at its January 13, 1998, meeting finally adopted, deleting a sentence which expands the scope of the section. This change is being adopted under authority contained in section 2901(b) of the code (relating to authority to issue permits).

2. *Purpose and Authority*

Section 2906 of the code provides that: "The records must be kept for a period of three years and shall be open to inspection by any officer of the Commission during normal business hours . . ." Section 147.1(b) provides that: "The record, together with the premises, shall be open to inspection upon demand of an officer of the Commission." Clearly the regulation authorizes much more than the statute, namely the inspection of premises and records on demand, not during reasonable business hours. As such, the Commission is deleting this sentence.

Section 2901 of the code authorizes the Commission to "... promulgate regulations to control the activities which may be performed under authority of any permit issued." This provides authority for the change in the regulation.

3. *Regulatory Requirements*

The adopted change will relax current requirements.

4. *Persons Affected*

Individuals holding Commission permits will be affected by the change.

Chapter 147, Subchapter H

1. *Introduction*

As a result of several meetings held between representatives of the Commission, Legislators and meat processors, the need became evident for a mechanism by which meat processors could dispose of unclaimed venison which they have been given to process. The Commission therefore proposed at its October 7, 1997 meeting, and finally adopted at its January 13, 1998, meeting that §§ 147.143—147.145 be added to Subchapter H of Chapter 147 to provide the mechanism. These additions were adopted under authority contained in sections 2102 and 2901 of the code.

2. *Purpose and Authority*

Meat processors are often asked to butcher deer, yet when they notify the customer that the meat is ready for pickup, the owner does not pick up the venison. Currently, regulations do not permit the meat processor to lawfully sell the venison and the processor has therefore

lost the time and expense of butchering the meat. The adopted additions will change this situation by creating a special permit which would allow transfer of venison in return for payment of processing fees.

Section 2102(a) of the code directs the Commission to "... promulgate such regulations as it deems necessary and appropriate concerning game or wildlife..." Section 2901(b) of the code authorizes the Commission "... as deemed necessary to properly manage the game or wildlife resources, promulgate regulations for the issuance of any permit..." These provisions provide the authority for the additions, which will control limited transfer of venison.

3. Regulatory Requirements

The adopted additions will allow actions currently not permitted by regulations but will require compliance with a notification and reporting procedure and the obtaining of a permit.

4. Persons Affected

Meat processors who process venison and their customers who fail to pickup meat will be affected by the additions.

Chapter 147, Subchapter A and L

1. Introduction

By Act No. 184 of 1996, enacted on December 19, 1996, section 2382 of the code (relating to training dogs on small game) was amended to allow lawful training of dogs on small game at any time during the year. As a result of this change, many dog training organizations requested the Commission to review some of its regulations relating to dog training. That review led the Commission to propose at its October 7, 1997, and to finally adopt at its January 13, 1998, meeting, changes to Chapter 147, Subchapters A and L to define "field trial/hunt test" and allow the firing of blank ammunition from a firearm normally fired from the shoulder by up to ten "official guns" during the trials/tests. These changes are adopted under authority contained in section 2901(b) of the code.

2. Purpose and Authority

As a result of recent changes in the code and a dialog with representatives of dog training organizations, the Commission has decided to recognize sanctioned dog training events which will be referred to as "field trials/hunt tests." In addition, the Commission also is adopting a provision to allow the firing of blank ammunition at these events from a firearm normally fired from the shoulder by no more than ten persons. Finally, a provision in § 147.222 providing for five "official guns" will be increased to ten.

These activities will be authorized by permits issued by the Commission. Section 2902(b) of the code (relating to general categories of permits) authorizes the Commission to promulgate regulations to control activities which may be performed under the authority of any permit.

3. Regulatory Requirements

The adopted changes will expand activities that can be performed under Commission permits and will increase the number of official guns to ten persons.

4. Persons Affected

Persons wishing to train hunting dogs will be affected by the changes.

5. Comment and Response Summary

No comments were received with regard to the changes.

6. Cost and Paperwork Requirements

The adopted changes will not result in any additional cost or paperwork requirements.

7. Effective Date

The changes will be effective on final publication in the *Pennsylvania Bulletin* and remain in effect until changed by the Commission.

8. Contact Person

For further information on the adopted changes, contact James R. Fagan, Director, Bureau of Law Enforcement, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717)783-6526.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the administrative amendments adopted 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 thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) The adoption of the amendments of the Game Commission in the manner provided in this order is necessary and appropriate for the administration and enforcement of the authorizing statute.

Order

The Commission, acting under authorizing statute, orders that:

(a) The regulations of the Game Commission, 58 Pa. Code, Chapters 143 and 147, are amended by amending §§ 143.42, 143.51, 143.52, 143.55, 147.1 and 147.2 and by adding §§ 147.144, 147.145, 147.221 and 147.222 to read as set forth at 27 Pa.B. 6334 (December 6, 1997) and by adding § 147.143 to read as set forth in Annex A.

(b) The Executive Director of the Game Commission shall submit this order, 27 Pa.B. 6334 and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(c) This order shall become effective upon final publication in the *Pennsylvania Bulletin*.

DONALD C. MADL,
Executive Director

(Editor's Note: The text of § 147.143 has been adopted as proposed but has been printed on final adoption to reflect new numbering.)

Fiscal Note: Fiscal Note 48-101 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 58. RECREATION

PART III. GAME COMMISSION

CHAPTER 147. SPECIAL PERMITS

Subchapter H. PROTECTED SPECIMEN

§ 147.143. Transfer of lawful possession of abandoned venison.

(a) Definition.

Abandoned venison—Venison which remains unclaimed by the lawful owner at a butcher shop for longer than 10 days after the lawful owner has been notified by the butcher or an employe that the venison is dressed and ready to be picked up.

(b) *Procedure for transfer of lawful possession of abandoned venison.*

(1) Lawful possession of abandoned venison may be transferred to any resident of this Commonwealth who is in possession of a valid permit to possess deer (PGC-90-LE) provided that:

(i) Prior to a transfer of possession of abandoned venison the butcher or an employe has notified the lawful owner of the venison in the butcher shop by United States registered mail to the person's last known address of the intent to dispose of the venison.

(ii) The notification gives the lawful owner of the venison 30 days to claim the venison and pay to the butcher the standard labor fee for preparing the venison for consumption.

(2) After the 30-day period has expired, the butcher may transfer the lawful possession of abandoned venison to a resident of this Commonwealth who presents a valid permit to possess deer (PGC-90-LE) and if required by the butcher pays the standard labor fee for preparing the venison for consumption.

(3) The butcher shall, within 24 hours of transferring possession of abandoned venison, send by United States mail a report setting forth the date of transfer and the name, address and telephone number of the person or organization that received the venison to the wildlife conservation officer in charge of the district where the butcher shop is located.

[Pa.B. Doc. No. 98-413. Filed for public inspection March 13, 1998, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF PUBLIC WELFARE

[55 PA. CODE CHS. 3680, 3710, 3760, 3800, 3810, 5310 and 6400]

Child Residential and Day Treatment Facilities; Extension of Public Comment Period

The Department of Public Welfare published a notice of proposed rulemaking at 28 Pa.B. 953 (February 14, 1998) seeking public comment on proposed regulations applicable to child residential and day treatment facilities. The notice of proposed rulemaking provided for a 30-day public comment period to end on March 16, 1998. The public comment period on the proposed regulations is hereby extended by 30 days, until April 15, 1998.

The extension in the public comment period is being made because this is the first in a series of proposed licensing regulatory reform initiatives, and the Department wants to allow adequate opportunity for interested stakeholders to review and comment on this comprehensive regulatory proposal.

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 98-414. Filed for public inspection March 13, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

[61 PA. CODE CH. 32]

Commercial Motion Pictures; Sales and Use Tax

The Department of Revenue (Department), under authority contained in section 270 of the Tax Reform Code of 1971 (TRC) (72 P. S. § 7270), proposes to add § 32.38 (relating to commercial motion pictures) to read as set forth in Annex A.

Purpose

The Department is setting forth its interpretation of section 2 of Act 7-1997, section 204(54) (72 P. S. § 7204(54)) regarding the sales and use tax exclusion for the sale at retail to or use by a producer of commercial motion pictures of any tangible personal property directly used in the production of a feature-length commercial motion picture distributed to a National audience.

Explanation of Regulatory Requirements

Subsection (a) sets forth the definition of various terms for use in § 32.38. Subsection (b) details the scope of the exclusions for commercial motion pictures. To effect Legislative intent, the Department has added language in § 32.38(b)(2)(ii). If this subparagraph were not added, the purchase of the tangible personal property would be exempt but the repair or alteration would be subject to tax. For example, the purchase of film would be exempt but the development charges would be subject to tax which clearly is not the Legislative intent. Subsection (c) describes the treatment of property and services pur-

chased for resale. Subsection (d) provides that charges to install, repair, maintain or service equipment, parts, tools and supplies directly used in the production of a commercial motion picture are exempt from tax. Subsection (e) explains that utilities used directly and exclusively in the production of a commercial motion picture are exempt from tax. Examples of taxable and exempt electricity usage are provided. An explanation regarding the use of exemption certificates is set forth in subsection (f).

The Department of Community and Economic Development has advised the Department that it will propose a regulation relating to the exemption certificate form.

Fiscal Impact

The Department has determined that the proposed regulation will have no significant fiscal impact on the Commonwealth.

Paperwork

The proposed regulation will require no additional paperwork for the public or the Commonwealth.

Effectiveness/Sunset Date

The proposed regulation will become effective upon final publication in the *Pennsylvania Bulletin*. The proposed regulation is scheduled for review within 5 years of final publication. No sunset date has been assigned.

Contact Person

Interested persons are invited to submit in writing any comments, suggestions or objections regarding the proposed regulation to Anita M. Doucette, Office of Chief Counsel, Department of Revenue, Dept. 281061, Harrisburg, PA 17128-1061, within 30 days after the date of the publication of this notice in the *Pennsylvania Bulletin*.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on March 2, 1998, the Department submitted a copy of this proposed regulation to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Committee on Finance and the Senate Committee on Finance. In addition to submitting the proposed regulation, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form prepared by the Department in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation." A copy of this material is available to the public upon request.

If IRRC has any objections to any portion of the proposed regulation, it will notify the Department within 10 days after the close of the Committee's review period. The notification shall specify the regulatory review criteria which have not been met by that portion. The Regulatory Review Act specifies detailed procedures for review of objections raised, prior to final publication of the regulation, by the Department, the General Assembly and the Governor.

ROBERT A. JUDGE, Sr.,
Secretary

Fiscal Note: 15-400. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 61. REVENUE

PART I. DEPARTMENT OF REVENUE

Subpart B. GENERAL FUND REVENUES

ARTICLE II. SALES AND USE TAX

CHAPTER 32. EXEMPTIONS

§ 32.38. Commercial motion pictures.

(a) *Definitions.* The following words and terms, when used in this section, have the following meanings, unless the context clearly indicates otherwise:

Commercial motion picture—A series of related images at least 40 minutes in length either on film, tape or other similar medium, where the images shown in succession impart an impression of motion together with accompanying sound, if any, which is produced for distribution to a National audience. The term does not include motion pictures produced for private noncommercial use, including motion pictures of weddings or graduations to be used as family mementos, accident reconstruction videotapes to be used for legal analysis or student films to be used for class projects.

Distribution to a National audience—Distribution by means of theatrical release or for exhibition on National television by a television network or through syndication.

Producer—A purchaser who is responsible for the production of a commercial motion picture.

(b) *Scope.*

(1) The sale at retail to or use by a producer of tangible personal property directly used in the production of a commercial motion picture distributed to a National audience is exempt from sales and use tax.

(2) The production of a commercial motion picture involves the process of recording the actions taking place within the motion picture and includes the actual shooting of the picture, either on location or at a motion picture studio, as well as the editing, dubbing and mixing of the motion picture.

(i) Examples of tangible personal property that may be directly used in the production of a commercial motion picture include film and tape products; set construction equipment and supplies; props, including livestock, motor vehicles, books, paintings and other tangible personal property when photographed as part of a scene; wardrobe; grip and lighting equipment; cameras; camera mounts including tripods; jib arms; steadicams; cranes; dollies; generators; walkie talkies; boats, trains, helicopters, airplanes, vans, trucks or other motor vehicles specifically equipped for motion picture production or used solely for production activities, wardrobe and makeup trailers, special effects and stunt equipment, video assists, videotape recorders, cables and connectors, sound recording equipment, and editing, dubbing and mixing equipment.

(ii) Examples of services performed upon tangible personal property that may be directly used in the production of a commercial motion picture include sound or music recording; creation of special effects or animation on film, tape or other audiovisual medium, including animation drawings, inkings, paintings, tracing and celluloid "cels"; preparation of storyboards for either animation or live photography; technological modification, including colorizing; computer graphics, including transfers of com-

puter graphics on computer-generated media; sound dubbing or sound mixing; sound or music or effect transferring; film or tape editing or cutting; developing or processing of negative or positive prints; timing; coding or encoding; creation of opticals, titles, main or end credits; captioning; and medium transfers (for example film to tape, tape to tape).

(3) The exclusion from sales and use tax provided for property and services directly used in production does not apply to either:

(i) The purchase of property used for administrative purposes. Administrative purposes includes activities such as sales promotions, general office work, ordering and receiving materials, making travel arrangements, the preparation of shooting schedules, and the preparation of work and payroll records.

(ii) The purchase of catering services, as well as secretarial services, disinfecting or pest control services, building maintenance or cleaning services, help supply services, lawn care services, self-storage services and employment agency services, as terms are defined under section 201 of the TRC (72 P.S. § 7201). However, charges for employment agency services provided by theatrical employment agencies and motion picture casting bureaus are not subject to sales or use tax.

(4) When a single unit of tangible personal property is used in two different activities, one of which is a direct use and the other of which is not, the property will not be excluded from tax unless the producer makes use of the property more than 50% of the time directly in the production phase of a commercial motion picture.

(c) *Property and services purchased for resale.*

(1) A producer may make certain purchases for resale. Materials and services on these materials that will become a component of the product sold may be purchased exempt from tax, if a properly completed exemption certificate is issued to the supplier.

(2) For example, the original negative is the medium (film, tape, and the like) first used in the camera when photographing live action, special effects, animation, computer generated images, and the like. The developing of the film is a service that is purchased for resale because the producer is selling the film on which the service is being performed.

(d) *Installation, repair, maintenance and service of tangible personal property.* Charges to install, repair, maintain or service equipment, parts, tools and supplies directly used in the production of a commercial motion picture are exempt from sales and use taxes. Examples of these services include:

(1) Installing illumination lighting and sound equipment.

(2) Installing special effects riggings.

(3) Connecting wiring from electrical sources to production equipment.

(e) *Utilities used in production.* Utilities used directly and exclusively in the production of a commercial motion picture are exempt from tax. Examples of taxable and exempt electricity usage:

(1) Electricity used for set lighting is exempt.

(2) Electricity used in a mobile trailer maintained for actors is taxable.

(3) Electricity used to light and heat a temporary or permanent office is taxable.

(f) *Exemption certificates.*

(1) A producer shall furnish a properly completed exemption certificate to its vendors to:

(i) Exclude the producer's purchases of tangible personal property that becomes a physical component part of the commercial motion picture and is actually transferred to the customer (for example resale).

(ii) Exclude the producer's purchases of qualifying production machinery, equipment, parts, tools or supplies for use directly in the production of a motion picture. This certificate shall also be furnished to those who install, repair, maintain or service the exempt machinery, equipment, parts, tools or supplies. To claim this exclusion, the producer shall state on the certificate in the space marked "Other" the following: "Property or services shall be directly used in the production of a commercial motion picture under section 204(54) of the TRC (72 P. S. § 7204(54))."

(2) A properly completed exemption certificate shall be furnished and accepted in good faith no later than 60 days after delivery of the property or service or the sale will be considered a taxable sale.

[Pa.B. Doc. No. 98-415. Filed for public inspection March 13, 1998, 9:00 a.m.]

FISH AND BOAT COMMISSION

[58 PA. CODE CHS. 61 AND 65]

Fishing; Extension of Public Comment Period

On January 3, 1998, the Fish and Boat Commission (Commission) published a notice of proposed rulemaking in the *Pennsylvania Bulletin* at 28 Pa.B. 45, seeking public comments, objections or suggestions about proposed changes to its current bass regulations. Specifically, the Commission sought public comments on proposed amendments to 58 Pa. Code §§ 61.1, 65.8 and 65.9 (relating to Commonwealth inland waters; warmwater/coolwater species special conservation waters; and big bass special regulations). The notice of proposed rulemaking provided for a 90-day public comment period from the date of publication.

The Commission is extending the public comment period for these proposed amendments until May 15, 1998.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-416. Filed for public inspection March 13, 1998, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 3, 1998.

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-2-98	Three Rivers Bank and Trust Company Jefferson Borough Allegheny County	Jefferson Borough	Filed
	Purchase of assets/assumption of liabilities of two branch offices of National City Bank of Pennsylvania, Pittsburgh, located at: 600 East Ohio Street Pittsburgh Allegheny County	823 Braddock Avenue Braddock Allegheny County	

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-23-98	Mid Penn Bank Millersburg Dauphin County	Mobile branch to be operated at various locations throughout Dauphin and Cumberland Cos.	Effective
2-27-98	Berks County Bank Reading Berks County	500 Hawkridge Drive Hamburg Berks County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-25-98	First Republic Bank Philadelphia Philadelphia County	<i>To:</i> 1601 Market Street Philadelphia Philadelphia County <i>From:</i> 1515 Market Street Philadelphia Philadelphia County	Filed

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
3-3-98	Financial Trust Company Chambersburg Franklin County	To provide for a change in the principal place of business <i>To:</i> 1415 Ritner Highway, Carlisle, Cumberland County, PA <i>From:</i> 14 North Main Street, Chambersburg, Franklin County, PA	Approved and Effective

SAVINGS ASSOCIATIONS

Branch Applications

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
2-25-98	First Financial Savings Bank, PaSA Downingtown Chester County	414 Lancaster Avenue Devon Chester County	Approved

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-417. Filed for public inspection March 13, 1998, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of April, 1998

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of April, 1998, is 8 1/2%.

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

vidual occupies or has occupied as the principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.94 to which was added 2.50 percentage points for a total of 8.44% that by law is rounded off to the nearest quarter at 8 1/2%.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-418. Filed for public inspection March 13, 1998, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS**APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT****[National Pollution Discharge Elimination System Program (NPDES)]****DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER****(Part I Permits)**

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

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

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

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

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the Field Office indicated 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 proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

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

PA 0051454. Sewage, **Kimmel Enterprises, Inc.**, 1055 West Germantown Pike, Norristown, PA 19403.

This application is for renewal of an NPDES permit to discharge treated sewage from a small flow treatment plant in East Norriton Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Stony 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 1,460 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	20	40
(11-1 to 4-30)	25	50
Suspended Solids	30	60
Ammonia (as N) (5-1 to 10-31)	1.5	3.0
(11-1 to 4-30)	4.5	9.0
Total Residual Chlorine	1.0	1.5
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2553.

PA 0062961. Industrial waste, SIC: 2815, **Laminations, Inc.**, 1008 South Irving Avenue, Scranton, PA 18505.

This proposed action is for renewal of an NPDES permit to discharge noncontact cooling water into Stafford Meadow Brook in Scranton City, **Lackawanna County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing proposed downstream potable water supply (PWS) considered during the evaluation is Danville Borough Water Supply on north branch of the Susquehanna.

The proposed effluent limits for Outfall 001, based on a design flow of .047 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	15		30
pH	6—9 standard units at all times		
Temperature			monitor/report

The EPA waiver is in effect.

PA 0009971. Industrial waste, SIC: 3229, **Techneglas, Inc.**, Old Boston Road, Pittston, PA 18640.

This proposed action is for renewal of an NPDES permit to discharge treated process wastewater, cooling water and stormwater into Gardner Creek/Lamp Black Creek in Jenkins Township, **Luzerne County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Pa. Power and Light Steam Electric Station located on the Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of .3463 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	15		30
pH	6—9 at all times		
Lead	.0091	.018	.020
Cadmium	less than or equal to intake concentration		
Cyanide (Free)	.014	.028	.033
Temperature			
Jan. 1—31			56.1°F
Feb. 1—29			57.8°F
Mar. 1—31			68.3°F
April 1—15			65.5°F
April 16—30			69.6°F

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
May 1—15			63.6°F
May 16—30			67.6°F
June 1—15			65.6°F
June 16—30			69.6°F
July 1—31			69.2°F
Aug. 1—15			68.6°F
Aug. 16—31			68.6°F
Sept. 1—15			66.1°F
Sept. 16—30			62.1°F
Oct. 1—15			56.3°F
Oct. 16—30			52.3°F
Nov. 1—15			49.0°F
Nov. 16—30			45.0°F
Dec. 1—31			53.5°F

Monitoring Point 101

The proposed effluent limits based on a design flow of .246 mgd are:

<i>Parameter</i>	<i>Monthly Average (lbs/day)</i>	<i>Daily Maximum (lbs/day)</i>
Total Suspended Solids	198	396
Fluoride	79	159
pH	6—9 at all times	

Monitoring Point 201

The proposed effluent limits based on a design flow of .0003 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>
Total Chromium	1.71	2.77
Nickel	2.38	2.98
Silver	.24	.43
Copper	2.07	3.38
Zinc	1.48	2.61
Total Cyanide	.65	1.20
Total Suspended Solids	31	60
Total Toxic Organics		2.13
pH	6—9 standard units at all times	

Outfalls 002 and 003 uncontaminated stormwater with no effluent limits or monitoring required.

The EPA waiver is in effect.

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

PA 0034797. Sewage, U. S. Department of Justice, Federal Bureau of Prisons, Northeast Regional Office, U. S. Customs House, 7th Floor, Second and Chestnut Streets, Philadelphia, PA 19106.

This application is for renewal of an NPDES permit to discharge treated sewage from Loretto Federal Correctional Institution in Allegheny Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Clearfield Creek, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the PA American Water Company on the West Branch Susquehanna River near Milton.

Outfall 001: existing discharge, design flow of 0.2 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	
CBOD ₅				
(5-1 to 10-31)	20	30		40
(11-1 to 4-30)	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0	4.5		6.0
(11-1 to 4-30)	7.7	11.6		15.4

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,500/100 ml as a geometric mean			
Total Residual Chlorine (1st month—36th month)	monitor and report			
(37th month—expiration)	0.28			0.92
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0096016. Sewage, **Rostraver Estates, Inc.**, R. R. 2, Belle Vernon, PA 15012.

This application is for renewal of an NPDES permit to discharge treated sewage from the Rostraver Estates Sewage Treatment Plant in Rostraver Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Speers Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Western Pennsylvania Water Company located on the Monongahela River.

Outfall 001: existing discharge, design flow of 0.006 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.5			5.0
(11-1 to 4-30)	7.5			15.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine (1st month—36th month)	monitor and report			
(37th month—expiration)	0.19			0.44
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: The plant is proposed to be expanded to 0.013125 mgd in the near future. The same limitations listed above will apply except for the NH₃-N and TRC limitations which will be revised as follows:

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
Ammonia Nitrogen (5-1 to 10-31)	2	4
(11-1 to 4-30)	6	12
Total Residual Chlorine	0.09	0.22

The EPA waiver is in effect.

PA 0111520. Sewage, **Miller-Picking Corporation**, 1120 Miller-Picking Road, Johnstown, PA 15907.

This application is for renewal of an NPDES permit to discharge treated sewage from the Miller-Picking Sewage Treatment Plant in Conemaugh Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary to Soap Hollow, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Water Works.

Outfall 001: existing discharge, design flow of 0.011 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	30			60

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Ammonia Nitrogen (5-1 to 10-31)	3			6
(11-1 to 4-30)	6.5			13
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Northwest Regional Office: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

PA 0036064. Sewage, **Washington Township Sewer and Water Authority**, 11800 Edinboro Road, Edinboro, PA 16412.

This application is for renewal of an NPDES permit to discharge treated sanitary sewage to an unnamed tributary to Edinboro Lake (local name is Whipple Creek) in Washington Township, **Erie County**. This is an existing discharge.

The receiving water is classified for warm water and migratory fishery, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the City of Franklin in Venango County, approximately 46 miles below the point of discharge.

The proposed effluent limits for Outfall 001, based on average design flow of 0.20 mgd, are:

Parameter	Effluent Concentration (mg/l)		
	Average Monthly	Average Weekly	Instantaneous Maximum
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N (5-1 to 10-31)	1.5	2.25	3.0
(11-1 to 4-30)	4.5	6.75	9.0
Phosphorus as P	1.0		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
Total Residual Chlorine (Interim)	0.5		1.5
(Final)	0.03		0.009
Fecal Coliform (5-1 to 9-30)	200/100 ml		
(10-1 to 4-30)	2,200/100 ml		
pH	6.0—9.0 standard units at all times		

The EPA waiver is in effect.

PA 0001945. Industrial waste, SIC: 3272, **Medusa-Crescent, Inc.**, 2001 Portland Park, Wampum, PA 16157.

This application is for a renewal of an NPDES permit to discharge treated sewage, treated industrial waste, noncontact cooling water and stormwater to Drivers Run and UNT Beaver River in Wampum Borough, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Beaver Falls Municipal Authority intake on the Beaver River located at Beaver Falls, approximately 10.5 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.02 mgd, are:

Outfall No. 001

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow	monitor and report		
Oil and Grease	15		30
pH	6.0—9.0 at all times		

The proposed discharge limits, based on a design flow of 0.007 mgd, are:

Outfall No. 002

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	monitoring and report		
CBOD ₅	25		50
TSS	30		60
Fecal Coliforms (5-1 to 9-30)	200/100 ml		
(10-1 to 4-30)	2,000/100 ml		
TRC	1.5		3.5
pH	6.0—9.0 at all times		

The proposed discharge limits, based on a design flow of 0.415 mgd, are:

Outfall No. 003

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	monitor and report		
TSS			50
Total Iron	3.5		7.0
Total Manganese	2.0		4.0
Oil and Grease	15		30
pH	6.0—9.0 at all times		

The proposed discharge limits, based on a design flow of 0.0288 mgd, are:

Outfall No. 004

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

The proposed discharge limits, based on a design flow of 0.415 mgd, are:

Outfall No. 005

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	monitor and report		
Total Suspended Solids			50
Total Iron	3.5		7.0
Total Manganese	2.0		4.0
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

PA 0222453. Sewage, **Scenic Heights Golf Course**, John Afton, Owner, 8923 Wattsburg Road, Erie, PA 16509.

This application is for a new NPDES permit to discharge treated sanitary sewage to an unnamed tributary to Six Mile Creek in Venango Township, **Erie County**. This is a new discharge.

The receiving water is classified for cold water and migratory fishery, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, there is no existing/proposed downstream potable water supply to be considered during the evaluation until the stream reaches Lake Erie.

The proposed effluent limits for Outfall 001, based on an average design flow of 0.002 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10	20
Total Suspended Solids	20	40
NH ₃ -N		
(5-1 to 10-31)	6	12
(11-1 to 4-30)	18	36
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Total Residual Chlorine	1.4	4.3
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

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

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

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

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

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0020508	McConnellsburg Sew. Auth. P. O. Box 681 McConnellsburg, PA 17233-0681	Fulton Ayr Township	Big Cove Creek	TRC
PA 0029602	Juniata Valley Sch. Dist. P. O. Box 318 Alexandria, PA 16611-0318	Huntingdon Porter Twp.	Frankstown Branch of the Juniata River	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

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

each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Applications received for industrial waste and sewage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Southcentral Regional Office: Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4590.

A. 0695404 (98-1). Sewage, submitted by **Borough of Bally**, P. O. Box 217, South 7th Street, Bally, PA 19503-0217 in Washington Township, **Berks County** to construct an emergency overflow pipe which will originate from the chlorine contact tank and extend to an unnamed tributary of the West Branch of the Perkiomen Creek, where headwall will be built was received in the Southcentral Region on February 18, 1998.

A. 0197405. Sewage, submitted by **Timeless Towns of Americas, Inc.**, 2636 Emmittsburg, PA 17325 in Cumberland Township, **Adams County** to change their treatment process was received in the Southcentral Region on December 16, 1997.

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

A. 5698402. Sewerage. **Roger Young**, 140 Oak St., Somerset, PA 15501. Application for the construction and operation of a single residence sewage treatment plant located in the Township of Somerset, **Somerset County** to serve the Young residence.

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

WQM Permit No. 4398409. Sewage. **Glen Lake Estates**, 6315 Forbes Avenue, Pittsburgh, PA 15217. This project is for the expansion of the Glen Lake Estates Mobile Home Park and a new sewage treatment facility in Pine Township, **Mercer County**.

INDIVIDUAL PERMITS (PAS)

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted 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 the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

Following the 30-day comment period, the Water 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 sedimentation control plan for the construction activity, are on file and may be inspected 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 1 (800) 654-5984.

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

NPDES Permit PAS10E066. Stormwater. **Buffalo Center Associates, Inc.**, 801 Center Avenue, Pittsburgh, PA 15238, has applied to discharge stormwater from a construction activity located in Buffalo Township, **Butler County**, to unnamed tributary to Little Buffalo Creek.

NPDES Permit PAS10K017-1. Stormwater. **Millcreek Mall Corporation/The Cafaro Company**, 2445 Belmont Avenue, Youngstown, OH 44504-0186, has applied to discharge stormwater from a construction activity located in Millcreek Township, **Erie County**, to Walnut Creek.

SAFE DRINKING WATER

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

Northeast Regional Office, Sanitarian Regional Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

5297503. Public water supply. **Milford Landing**, Richard Snyder, President, Three Lane Utilities, Inc., P. O. Box 927, Milford, PA 18337. This proposal involves modification of permitting of an existing public water supply system serving 99 EDUs. The system consists of two wells, treatment, pump station and distribution system. It is located in Westfall Township, **Pike County**. *Engineer:* Leo Achterman.

5498501. Public water supply. **Tamaqua Area Water Authority**. This proposal involves an application for permit to rerate the Tamaqua Area Filtration Plant from 4.02 million gallons per day to 5.02 million gallons per day. It is located in Tamaqua Borough, **Schuylkill County**. *Engineer:* Dale R. Glatfelter, Gannett Fleming, Inc.

Southcentral Regional Office, Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4692.

A. 3698501. Public water supply. **Mount Joy Township Authority**, Mount Joy Township, **Lancaster County**. *Responsible Official:* Bruce Hamer, Administrator, 157 Merts Drive, Elizabethtown, PA 17022; *Type of Facility:* Application is to permit an existing water system that is currently interconnected to West Donegal Township Authority. No treatment is involved. *Consulting Engineer:* Stephen F. Talian, P. E., Gannett Fleming, Inc., 207 Senate Avenue, Camp Hill, PA 17011.

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

0298504. **Cheswick Borough**, 220 South Atlantic Avenue, P. O. Box 235, Cheswick, PA 15024. Installation of corrosion control equipment at the Cheswick Borough water treatment plant serving Cheswick Borough, **Allegheny County**.

6598501. **Easy Living Estates of Ligonier**, R. D. 4, Box 107, Ligonier, PA 15658-8807. Addition to an existing personal care home serving Cook Township, **Westmoreland County**.

Northwest Regional Office, Regional Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6899.

A. 4298501. Public water supply. **Hazel Hurst Water Association**, P. O. Box 197, Hazel Hurst, PA 16733. This proposal involves the construction of a 20 gpm water treatment plant with direct filtration, chlorination and storage in Hamlin Township, **McKean County**.

**SOLID AND HAZARDOUS WASTE
OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

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

Regional Office: Regional Solid Waste Manager, One Ararat Boulevard, Harrisburg, PA 17110.

A. 100944. Lanchester Landfill, Chester County Solid Waste Authority (7224 Division Highway, Narvon, PA 17555). Application to modify closure and increase capacity of Area B landfill unit in Honey Brook and Caernarvon Township, **Lancaster** and **Chester County**. Application determined to be administratively complete in the Regional Office February 23, 1998.

**AIR POLLUTION
OPERATING PERMITS**

Operating Permit applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

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

09-399-025: Air Liquide America Corp, Alphagaz Div (19 Steel Road West, Morrisville, PA 19067) for the operation of a specialty gas facility in Falls Township, **Bucks County**.

46-310-019B: Highway Materials, Inc. (1128 Crusher Road, Perkiomenville, PA 18074) for the operation of stone crushers in Marlborough Township, **Montgomery County**.

OP-46-0061: Pa. Department of Corrections (Route 29, Graterford, PA 19426) for the operation of a Facility NOx/VOCs RACT in Skippack Township, **Montgomery County**.

PLAN APPROVALS

Plan Approval applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

49-303-005A: Meckley's Limestone Products, Inc. (R. R. 1, Box 950, Herndon, PA 17830) for the modification and installation of a fabric collector on a batch asphalt concrete plant in Lower Mahanoy Township, **Northumberland County**. The modified plant will be subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

49-309-007J: Meckley's Limestone Products, Inc. (R. R. 1, Box 950, Herndon, PA 17830) for the construction of a screen and two associated conveyors in a stone crushing plant in Lower Mahanoy Township, **Northumberland County**. This equipment is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

41-304-014B: Andritz Incorporated (Sherman Street, Muncy, PA 17756) for the installation of a fabric collector on various pieces of general castings finishing equipment (grinders, and the like) in Muncy Borough, **Lycoming County**.

8-302-038A: Leprino Foods Company (117 Bradford Street, South Waverly, PA 18840) for the construction of a 500 horsepower natural gas/#6 fuel oil fired boiler in South Waverly Borough, **Bradford County**.

41-302-044B: Koppers Industries, Inc. (436 Seventh Avenue, Pittsburgh, PA 15219-1800) for the modification of a creosoted wood waste fired cogeneration boiler (increase in allowable carbon monoxide emissions) in Clinton Township, **Lycoming County**. This boiler is subject to Subpart Db of the Federal Standards of Performance for New Stationary Sources.

**REASONABLY AVAILABLE CONTROL
TECHNOLOGY**

(RACT)

Public Hearing

**Reasonably Available Control Technology
and Emission Reduction Credits**

**Cyprus Cumberland Resources Corporation and
United Coaters (Centria) Ambridge Plant**

The Department of Environmental Protection (Department) reviewed the RACT plans and ERC application and made a preliminary determination to approve these plans and amendments to the State Implementation Plan (SIP) for the above listed facilities.

The proposed SIP revisions do not adopt any new regulations. They incorporate the provisions and requirements contained in the RACT approval for these facilities to comply with current regulations.

The preliminary RACT determinations, if finally approved, will be incorporated into Plan Approvals and/or Operating Permits for the facilities and will be submitted to the United States Environmental Protection Agency (EPA) as revisions to Pennsylvania's State Implementation Plan.

Cyprus Cumberland Resources Corporation (Cyprus)

Cyprus chose a case-by-case approach to meeting the requirements of 25 Pa. Code § 129.92 for the thermal dryer, the frothing operations, solvent cleaning operation, storage tanks and fuel dispensing. Cyprus proposed low NOx burners as add-on controls for the thermal dryers as they were determined to be cost effective through a top-down analysis. Cyprus proposes there are no additional control technologies available for the frothing and degreasing operations. Cyprus proposes to meet the presumptive RACT requirements of 25 Pa. Code § 129.93 for all other sources at this facility.

Cyprus has applied for ERCs for the reduction of 64 tons/year of NOx and 15 tons/year of VOC emissions generated through the shutdown of the thermal dryer at the Cumberland Mine as provided for in 25 Pa. Code § 127.207(5)(I).

United Coaters (Centria) Ambridge Plant

The proposed RACT permit for the Ambridge Plant is for the application of presumptive RACT to the three Cleaver Brooks Steam Boilers, and the operation of an incinerator on the emissions from the coil coating operation. This incinerator will perform with an efficiency adequate to reduce the VOCs emitted from the coating materials employed to a level meeting the requirements of 25 Pa. Code § 129.52. Based upon information supplied by United Coaters and the Department's analysis of that information, the current work practices in the cleanup and paint mixing areas limit solvent emissions to a level

for which further environmental benefit will require expenditures beyond the RACT guidelines.

A public hearing will be held to receive comments on the RACT plan and ERC approval. The hearing date is April 8 for Cyprus Resources Corporation and for United Coaters (Centria) at the Department of Environmental Protection Island Conference Room, 400 Waterfront Drive, Pittsburgh. Deadline to register to speak is April 6.

A 30-day comment period from the date of publication will exist for the submission of written comments.

Persons wishing to present testimony at the hearings should contact Community Relations Coordinator Rita Zettelmayer at (412) 442-4182 by April 6, 1998.

Oral testimony will be limited to a maximum of 10 minutes and two written copies of the testimony should be provided. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to do so, should contact Rita Zettelmayer or the Pennsylvania AT&T Relay Service at 1(800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearings, but wishing to comment, should provide written comments to the Department of Environmental Protection, Regional Air Quality Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

Comments should be submitted within 30 days of the date of this publication notice.

All pertinent documents are available for review from 8 a.m. to 4 p.m. at the Department's Regional Office in Pittsburgh. Appointments for scheduling a review may be made by calling (412) 442-4000.

Proposed Revision to the State Implementation Plan for Oxides of Nitrogen and Volatile Organic Compounds; and Notice of Public Hearing

Approval of Reasonably Available Control Technology (RACT) plan for Eldorado Properties Corporation/Petroleum Products Corporation.

The Department of Environmental Protection (Department) has made a preliminary determination to approve a Reasonably Available Control Technology (RACT) plan and an amendment to the State Implementation Plan (SIP) for a petroleum products distribution facility owned by Eldorado Properties Corporation and operated by Petroleum Products Corporation.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the RACT approval for the facility to comply with current regulations.

The preliminary RACT determination, if finally approved, will be incorporated into an operating permit for the facility and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary RACT determination for this operation:

The potential to emit volatile organic compounds from each of the following source categories shall never exceed 3 pounds per hour, 15 pounds per day or 2.7 tons per year (as determined by the Department). Should any of these limitations ever be exceeded for any of the source categories

listed, a detailed RACT analysis which meets the criteria specified in 25 Pa. Code § 129.92 must be submitted to the Department for each source contained in the respective source category.

- distillate truck loading rack
- pumps, valves and flanges
- oil/water separators
- additive tanks
- heating oil tank
- furnace

One public hearing will be held for the purpose of receiving comments on the proposed operating permit and the proposed SIP revision. The hearing will be held on April 15, 1998, at 1 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to comment on the proposal. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (717) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to do so should contact Daniel Spadoni at (717) 327-3659 or the Pennsylvania AT&T relay service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to David Aldenderfer, Air Quality Environmental Program Manager, Pennsylvania DEP, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by April 30, 1998.

All pertinent documents are available for review from 8 a.m. to 4 p.m. in the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (717) 327-3693.

Proposed Revision to the State Implementation Plan for Oxides of Nitrogen and Volatile Organic Compounds; and Notice of Public Hearing

Approval of Reasonably Available Control Technology (RACT) plan for Pennsylvania House, Inc. in East Buffalo Township, Union County.

The Department of Environmental Protection (Department) has made a preliminary determination to approve a Reasonably Available Control Technology (RACT) plan and an amendment to the State Implementation Plan (SIP) for a wood furniture manufacturing facility owned and operated by Pennsylvania House, Inc. in East Buffalo Township, Union County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the RACT approval for the facility to comply with current regulations.

The preliminary RACT determination, if finally approved, will be incorporated into an operating permit (OP-60-0006) for the facility and will be submitted to the

United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary volatile organic compound RACT determination for this facility:

- All topcoats and sealers shall comply with the volatile organic compound content limitations specified in the EPA's CTG document "Control of Volatile Organic Compound Emissions from Wood Furniture Manufacturing Operations."
- All coatings shall comply with the applicable volatile organic compound content limitations specified in 25 Pa. Code § 129.52 unless the limitations specified in the CTG document are more restrictive in which case, they will supersede the respective § 129.52 limitations.
- Semitransparent wiping and glazing stains shall not contain volatile organic compounds in excess of 6.4 pounds per gallon of coating (minus water) as applied.
- Semitransparent spray stains and toners shall not contain volatile organic compounds in excess of 6.8 pounds per gallon of coating (minus water) as applied.
- The total volatile organic compound emissions from the "Deburg Line" shall not exceed 760 tons in any 12 consecutive month period and the total volatile organic compound emissions from the "Flat Conveyor Line" shall not exceed 267 tons in any 12 consecutive month period.
- The only solvents to be used in the wash off area and surface coating cleanup operations shall be acetone or other materials which contain no volatile organic compounds or hazardous air pollutants.
- Pennsylvania House shall develop and implement a coating transfer equipment leak inspection and maintenance plan and an operator training program.
- All containers of volatile organic compound-containing materials shall be kept closed when not in actual use.
- The combined volatile organic compound emissions from the facility's combustion sources shall not exceed 14.4 tons in any 12 consecutive month period.
- The volatile organic compound emissions from the lumber drying operation shall not exceed 3 pounds per hour, 15 pounds per day or 2.7 tons in any 12 consecutive month period.

One public hearing will be held for the purpose of receiving comments on the proposed operating permit and the proposed SIP revision. The hearing will be held on April 15, 1998 at 1 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to comment on the proposal. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (717) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to do so should contact Daniel Spadoni at (717) 327-3659 or the Pennsylvania AT&T relay service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to David Aldenderfer, Air Quality Environmental Program Manager, Pennsylvania DEP, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by April 30, 1998.

All pertinent documents are available for review from 8 a.m to 4 p.m. in the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (717) 327-3693.

Corrected Notice

Public Hearing

Reasonably Available Control Technology and Emission Reduction Credits

Allegheny Ludlum Corp., Washington Plant

The Department reviewed the RACT plans and ERC application and made a preliminary determination to approve these plans and amendments to the State Implementation Plan (SIP) for the above listed facilities.

The proposed SIP revisions do not adopt any new regulations. They incorporate the provisions and requirements contained in the RACT approval for these facilities to comply with current regulations.

The preliminary RACT determinations, if finally approved, will be incorporated into Plan Approvals and/or Operating Permits for the facilities and will be submitted to the United States Environmental Protection Agency (EPA) as revisions to Pennsylvania's State Implementation Plan.

Allegheny Ludlum Corporation (AL)

AL chose a case-by-case approach to meeting the requirements of 25 Pa. Code § 129.92 for the electric arc furnaces, two annealing furnaces and the batch pickling operation. AL proposes no additional controls as they were determined to be not cost effective through a top-down analysis. AL proposes to meet the presumptive RACT requirements of 25 Pa. Code § 129.93 for all other sources at this facility. The conditions of the RACT permit as proposed limit facility wide NOx emissions to 191.6 tons/yr. and facility wide VOC emissions to 4.5 tons/year.

AL has applied for ERCs for the reduction of 7.78 tons/year of NOx and 8.7 tons/year of VOC emissions generated through the shutdown of three electric arc furnaces at the Washington Facility as provided for in 25 Pa. Code § 127.207(5)(I).

A public hearing will be held to receive comments on the RACT plan and ERC approval. The hearing date is March 18 for Allegheny Ludlum at the Department of Environmental Protection Waterfront Conference Room, 500 Waterfront Drive, Pittsburgh. Deadline to register to speak is March 17.

A 30-day comment period from the date of publication will exist for the submission of written comments.

The public is invited to comment on the proposed plan and SIP revision. Persons wishing to present testimony at the hearings should contact Community Relations Coordinator Rita Zettelmayer at (412) 442-4182 by March 17, 1998.

Oral testimony will be limited to a maximum of 10 minutes and two written copies of the testimony should be provided. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to do so, should contact Rita Zettelmayr or the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearings, but wishing to comment, should provide written comments to the Department of Environmental Protection, Regional Air Quality Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

Comments should be submitted within 30 days of the date of this publication notice.

All pertinent documents are available for review from 8 a.m. to 4 p.m. at the Department's Regional Office in Pittsburgh. Appointments for scheduling a review may be made by calling (412) 442-4000.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

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

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

compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

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

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

Coal Applications Received

32860106. Permit Revision. **Kent Coal Mining Company** (P. O. Box 729, Indiana, PA 15701), to change the postmining land use from cropland to forestland on the Rochester & Pittsburgh Coal Company property in Blacklick Township, **Indiana County**, affecting 233.1 acres, receiving stream four unnamed tributaries to Aultmans Run and Aultmans Run. Application received February 20, 1998.

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

10930106. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous surface strip operation in Clay and Center Townships, **Butler County** affecting 109.5 acres. Receiving streams: Four unnamed tributaries to Stony Run and an unnamed tributary to Pine Run. Application for reclamation only. Application received February 12, 1998.

101157-33940106-E-3. Ed Hanslovan Coal Company, Inc. (R. D. 2, Box 230, Morrisdale, PA 16858) Application for a stream encroachment to construct erosion and sedimentation control facilities within 300 feet but no closer than 50 feet of an unnamed tributary to Rattlesnake Creek in Snyder and Washington Townships, **Jefferson County**. Application received February 12, 1998.

33813020. John R. Yenzi, Jr. (P. O. Box 287, Anita, PA 15711) Revision to an existing bituminous surface strip operation in Winslow Township, **Jefferson County** affecting 270.0 acres. Receiving streams: An unnamed tributary to Trout Run and an unnamed tributary to Front Run. Revision to include the addition of auger mining within the confines of the previously approved permit area. Application received February 17, 1998.

33901601. DSB Company (P. O. Box 729, Indiana, PA 15701) Revision to an existing bituminous preparation plant in Winslow Township, **Jefferson County** affecting 17.5 acres of surface area. Receiving streams: Panther Run. Revision to include a post mining landuse change from forestland to commercial/industrial land or the lands of Clyde Beck. Application received: February 19, 1998.

33920107. Rice Coal Company (711 Edward Street, Philipsburg, PA 16866) Renewal of an existing bituminous surface strip operation in Knox Township, **Jefferson County** affecting 46.3 acres. Receiving streams: An un-

named tributary to Five Mile Run. Application for reclamation only. Application received February 25, 1998.

McMurray District Office

03841302. Canterbury Coal Co. (R. D. 1, Box 119, Avonmore, PA 15618), to revise the permit for the Dianna Mine in Kiskiminetas Township, **Armstrong County** to revise surface site and two stream variances for the Dianne No. 2 shaft, no additional discharges. Application received January 27, 1998.

32921302. Helvetia Coal Co. (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Marshall Run Mine in Young Township, **Indiana County**, to revise the permit area and subsidence control plan area, no additional discharges. Application received February 2, 1998.

33921301. Doverspike Bros. Coal Co., Inc. (R. D. 4, Box 271, Punxsutawney, PA 15767), to renew the permit for the Mauk Mine in Oliver and Ringgold Township, **Jefferson County**, reclamation only, no additional discharges. Application received February 6, 1998.

03861601. McVile Mining Co. (301 East Main St., Suite 900, Lexington, KY 40507-1585), to renew the permit for the McVile Prep Plant in South Buffalo Township, **Armstrong County**, no additional discharges. Application received February 6, 1998.

63831302. Eighty Four Mining Co. (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Mine No. 84 in South Strabane Township, **Washington County**, revision to install McKahan ventilation shaft and associated surface facilities, unnamed tributary to Little Chartiers Creek. Application received February 18, 1998.

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

Noncoal Applications Received

3075SM26. Neshannock Sand & Gravel, Inc. (R. D. 1, Box 72, New Castle, PA 16105), transfer of an existing sand and gravel operation in Slippery Rock Township, **Butler County** affecting 92.0 acres. Receiving streams: Unnamed tributaries to Wolf Creek. Transfer from Cooper Brothers, Inc. Application received February 17, 1998.

25980301. Ray Showman Jr. Excavating, Inc. (P. O. Box 646, Waterford, PA 16441), commencement, operation and restoration of a sand and gravel operation in Waterford Township, **Erie County** affecting 73.2 acres. Receiving streams: An unnamed tributary to LeBoeuf Creek. Application received February 17, 1998.

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

8074SM2C. Highway Materials Inc. (1750 Walton Road, Blue Bell, PA 19422-0465), correction to an existing quarry operation in Whitemarsh Township, **Montgomery County**, affecting 345.2 acres, receiving stream Lorraine Run. Application received February 10, 1998.

74740303A4C2. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0594334 in Lower Mt. Bethel Township, **Northampton County**, receiving stream Delaware River. Application received February 18, 1998.

7874SM2A1C3. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0612880 in North Whitehall Township, **Lehigh County**, receiving stream Coplay Creek. Application received February 18, 1998.

8274SM2C3. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454),

renewal of NPDES Permit No. PA0612871 in West Cocalico Township, **Lancaster County**, receiving stream unnamed tributary to Indian Run. Application received February 18, 1998.

7874SM3A1C2. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0612537 in Whitehall Township, **Lehigh County**, receiving stream Coplay Creek. Application received February 18, 1998.

7474SM1A1C2. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0119253 in Lower Nazareth Township, **Northampton County**, receiving stream unnamed tributary to Schoeneck Creek. Application received February 18, 1998.

39880301A1C4. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0594199 in North Whitehall Township, **Lehigh County**, receiving stream Coplay Creek. Application received February 18, 1998.

13760301C2. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0124214 in Towamensing Township, **Carbon County**, receiving stream unnamed tributary to Aquashicola Creek. Application received February 18, 1998.

7774SM1A1C4. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0044555 in Oley Township, **Berks County**, receiving stream unnamed tributary to Limekiln Creek. Application received February 18, 1998.

67830301C2. Glen-Gery Corporation (P. O. Box 7001, Wyomissing, PA 19610-6001), renewal of NPDES Permit No. PA0613380 in Conewago Township, **York County**, receiving stream unnamed tributary to Conewago Creek. Application received February 18, 1998.

4975SM3A1C2. Glen-Gery Corporation (P. O. Box 7001, Wyomissing, PA 19610-6001), renewal of NPDES Permit No. PA0612235 in Hamilton Township, **Adams County**, receiving stream Muncy Run. Application received February 18, 1998.

Bureau of Deep Mine Safety Request for Variance

The Bureau of Deep Mine Safety has approved a request for variance from **Cyprus Emerald Resources Corporation**. The following notification contains a summary of this request. Complete copies of the variance request may be obtained from Matthew A. Bertovich by calling (724) 439-7469.

Summary of the Request: Cyprus Emerald Resources Corporation requested an increase in shelter hole distances to 150-foot centers for all mains development at the Emerald Mine.

The basis for the Bureau's approval can be summarized in the following statements:

1. Pedestrians will have the right-of-way. All vehicle operators must stop until workers are able to enter shelter hole.

2. Locomotives used to transport supplies or equipment must be of sufficient size (tonnage) to be able to stop their loads within a safe distance.

3. All vehicles will be operated at speeds that will allow controlled stops under prevailing track conditions.

4. Signs shall be posted stating the shelter hole spacing distance.

5. A means of identifying shelter hole locations shall be provided using a reflective indicator/marker which will be visible from along the track haulage travelway. Markers will be of standardized color and design.

6. Crosscuts which are used as shelter holes shall be maintained free of obstructions and debris, other than normal roof-to-ground supports. Clearance will be maintained for a depth of at least 15 feet and the entire width except for roof support.

7. Shelter holes will be maintained at all switch throws and doors.

8. Supply cars and equipment will be pulled by a locomotive in the direction of travel. When it is necessary to push nonpropelled (supply cars, and the like) track haulage equipment, it shall be done only from the last track switch. Trip lights shall be used on the end that does not have locomotive coupled.

9. Workers performing tasks, that is track repair, block repair, and the like, along track haulage roads shall be provided with flashing warning lights. These devices shall be placed in clear view of approaching haulage equipment, but as close as practicable to the work site.

10. All employes and persons entering the mine shall be trained concerning shelter hole procedure and safety precautions.

This approval is limited to a variance from the distance requirements for shelter holes contained in section 268(b) of the Bituminous Coal Mine Act. All other terms and requirements of section 268 shall remain in effect. Continued authorization for operation under the approval is contingent upon compliance with the measures described in the approved plan.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department). Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit comments, suggestions or objections within 30 days of the date of this notice as well as questions to 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 1 (800) 654-5984.

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

E09-762. Encroachment. Metromedia Fiber Network of PA Inc., 110 E. 42nd St., Suite 1502, New York, NY 10017. To install and maintain a fiber optics utility line crossing of the Pennsylvania Canal (a.k.a. Delaware Canal) associated with the Metromedia Fiber Network Project which extends from Jersey City, NJ to Crystal City, VA. The site is located at the point where the Pennsylvania Canal flows beneath the Conrail Railroad Bridge (Trenton West NJ-PA USGS Quadrangle N: 20.30 inches; W: 11.00 inches) in Yardley Borough, **Bucks County**.

E46-633A. Encroachment. 225 Washington Club, Inc., 225 Washington St., Conshohocken, PA 19428. To reissue and amend permit no. E46-633 to include the construction of a 14,000 square foot wooden deck patio which will be situated in the 100-year floodway of Schuylkill River and span a remnant section of the abandoned Schuylkill Canal. The site is located on the landward side of a floating barge restaurant, and is located approximately 1,200 feet downstream of the confluence of Arrowmink Creek with the Schuylkill River (Norristown, PA Quadrangle N: 12.5 inches; W: 7.40 inches) in Conshohocken Borough, **Montgomery County**.

Northeast Regional Office, Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-5485.

E58-227. Encroachment. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of Butler Creek (CWS), consisting of twin 18-foot by 11.25-foot reinforced concrete box culverts, with their inverts depressed 1.0 foot below stream bed elevation. One of the culverts will contain a 1.1-foot weir at the inlet. The project is located on S. R. 0547, Section 570, Segment 0180, Offset 0067 (Harford, PA Quadrangle N: 9.7 inches; W: 2.7 inches) in Gibson Township, **Susquehanna County** (Baltimore District U. S. Army Corps of Engineers).

E58-228. Encroachment. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of Nick Creek (CWF), consisting of a 17.0-foot × 6.5-foot precast reinforced concrete box culvert, with its invert depressed 1.0 foot below streambed elevations. The project is located on S. R. 3009, Section 551, Segment 0040, Offset 2337, approximately 1.8 miles north of the Susquehanna/Wyoming County line (Auburn Center, PA Quadrangle N: 7.8 inches; W: 0.6 inch in Auburn Township, **Susquehanna County**) (Baltimore District, U. S. Army Corps of Engineers).

E66-117. Encroachment. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. To remove the existing SR0092 structure and a 400 linear foot sediment deposition located along Tunkhannock Creek near the confluence with the Susquehanna River, to place fill in the floodplain of Tunkhannock Creek and to construct and maintain three bridges (1) the Eastern Terminus consisting of a four-span prestressed I-beam bridge having a span of 475 feet and an underclearance of 30 feet on a 51° skew; (2) the SR0092 bridge consisting of a three-span prestressed spread box beam bridge having a span of 256 feet and an underclearance of 23.9 feet; and (3) the Viaduct consisting of a five-span prestressed I-beam bridge having a span of 620 feet and an underclearance of 31.9 feet across

Tunkhannock Creek. This work is part of the Tunkhannock By-Pass Project which begins west of the intersection of SR0006 and SR0029, runs parallel to SR0006 between Tunkhannock Creek and the Susquehanna River and ends east of the intersection of SR0006 and SR0092 (Tunkhannock, PA Quadrangle N: 6.8 inches; W: 8.3 inches and N: 8.7 inches; W: 12.5 inches) in Tunkhannock Borough and Tunkhannock Township, **Wyoming County**.

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

E41-419. Encroachment. **Joseph Allar**, R. R. 2, Box 75, Hughesville, PA 17737. To maintain two 9-foot diameter by 21-foot long steel culvert pipes and to construct and maintain inlet and outlet concrete wingwalls in Sugar Run approximately 1.5 miles east of Hughesville and 0.4 mile north of RT 118 off Green Valley Road on a private driveway (Hughesville, PA Quadrangle N: 20.1 inches; W: 9.8 inches) in Wolf Township, **Lycoming County**. Estimated stream disturbance is 40 feet of waterway with no wetland disturbance; stream classification is Cold Water Fisheries.

E53-309. Encroachment. **Robert E. Long**, R. R. 1, Box 197, Coudersport, PA 16915. To remove the existing structure and to construct and maintain a 5-foot diameter culvert 20 feet long in North Hollow Creek located off North Hollow Road approximately 2 miles north of Route 6 (Sweden Valley, PA Quadrangle N: 7.0 inches; W: 10.2 inches) in Sweden Township, **Potter County**. Estimated stream disturbance is 20 feet of waterway with no wetland impact; stream classification is CWF.

E60-131. Encroachment. **Union County Commissioners**, 103 S. 2nd St., Lewisburg, PA 17837. To remove the existing structure and to construct and maintain a two span prestressed concrete bridge with a clear span of 153 feet and minimum underclearance of 7 feet across Penns Creek located on RT 304 just north of Thomas Dam Road (Beavertown, PA Quadrangle N: 19.7 inches; W: 17.3 inches) in Hartley Township, **Union County**. Estimated stream disturbance is 150 feet of stream with 0.003 acre of permanent wetland impacts and 0.02 acre of temporary wetland impact; stream classification is HQ-CWF.

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

E02-1218. Encroachment. **Robinson Peripheral Developers**, 300 Park Manor Drive, Pittsburgh, PA 15205. To place and maintain fill in 0.57 acre of wetlands (PEM/PSS) for a proposed commercial and retail development of an approximately 470 acre lot as part of Phase II of the Robinson Town Center Development (Oakdale, PA Quadrangle N: 14.6 inches; W: 5.0 inches) in Robinson Township, Moon Township and North Fayette Township, **Allegheny County**.

E63-448. Encroachment. **Pennsylvania Department of Transportation, Engineering District 12-0**, P. O. Box 459, Uniontown, PA 15401-0459. To remove the existing bridge and to construct and maintain a single span, prestressed concrete bridge having a normal span of 84.0 feet and a vertical underclearance of 13.7 feet over Mingo Creek (TSF). Also, to conduct channel realignment and cleaning and to install R-8 rock, bank stabilization for a distance of 205.0 feet along Mingo Creek. The project is located along S. R. 0088 approximately 1,800 feet north of its intersection with S. R. 0837 in the village of River View (Monongahela, PA Quadrangle N: 15.1 inches; W: 12.5 inches) in New Eagle Borough, **Washington County**.

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

E16-102. Encroachment. **Donald W. Deitz**, R. D. 1, Box 308, Clarion, PA 16214-9416. To install and maintain 2-inch natural gas line across the Clarion River approximately 250 feet downstream of SR 3007 (Knox, PA Quadrangle N: 6.8 inches; W: 5.2 inches) located in Beaver and Licking Townships, **Clarion County**.

E25-567. Encroachment. **PA Department of Transportation, Engineering District 1-0**, 1140 Liberty Street, Franklin, PA 16323-1289. To place and maintain stream bed paving approximately 1 foot in depth within the existing twin 30 foot diameter concrete arch culverts to protect structure from scour. This structure is located on Elk Creek (WWF-MF, trout stocked) where S. R. 0005 crosses over Elk Creek (Fairview, PA Quadrangle N: 3.7 inches; W: 15.1 inches) located in Lake City Borough, **Erie County**.

E25-568. Encroachment. **Gary L. Brown**, P. O. Box 254, Waterford, PA 16441-9749. To construct and maintain a 24 foot wide by 46 foot long pile supported private residence within the 100-year floodway of LeBoeuf Creek on property located at the intersection of Water Street and West Street (Waterford, PA Quadrangle N: 11.35 inches; W: 15.3 inches) located in Waterford Borough, **Erie County**.

E42-253. Encroachment. **Gene W. and Barbara A. Glasgow**, 100 Katherine Street, Port Allegany, PA 16743. To remove existing culvert and to construct and maintain a 240-foot-long 36-inch diameter stream enclosure in a tributary to Allegheny River for yard construction adjacent to an existing residence northeast of the intersection of Keating and Katherine Streets (Port Allegany, PA Quadrangle N: 12.8 inches; W: 4.6 inches) located in Port Allegany Borough, **McKean County**.

E42-256. Encroachment. **City of Bradford**, 24 Kennedy Street, Bradford, PA 16701. To remove the existing Mill Street Bridge and to construct and maintain a composite prestressed concrete adjacent Box Beam Bridge having three normal spans of 16.84 meters and a minimum underclearance of 3.23 meters on a 72-degree skew across Tunungwant Creek on Mill Street (Bradford, PA Quadrangle N: 15.9 inches; W: 1.5 inches). Project will include construction and maintenance of a temporary causeway in Tunungwant Creek located in the City of Bradford, **McKean County**.

E43-264. Encroachment. **Willard E. Campbell Enterprises, Inc.**, 764 Plaza Unit No. 1, P. O. Box 1018, Duncansville, PA 16635. To fill 0.3 acre of a 2.0 acre wetland (PEM/PSS) for the construction of a Hoss's Restaurant and associated parking lot along the north side of SR 208 approximately 1,700 feet west of I-79 (PA Quadrangle N: 3.3 inches; W: 5.0 inches). Project proposes construction of 0.3 acre of replacement wetland on site located in Springfield Township, **Mercer County**.

WATER QUALITY CERTIFICATION

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

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

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

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

Certification Request Initiated By: The Port of Philadelphia & Camden, Inc., 3460 N. Delaware Avenue—Room 207, Philadelphia, PA 19134.

Project Description/Location: The project involves the discharge of supernatant from the Ft. Mifflin Dredge Disposal Basin. The supernatant will be generated through the disposal of approximately 20,000 cubic yards of sediment dredged from the Delaware River at Pier 2 of the Philadelphia Naval Shipyard.

ACTIONS

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

[National Pollution Discharge Elimination System
Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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 1 (800) 654-5984.

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

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

NPDES Permit No. PA0056839, Amendment No. 1. Industrial waste. **Sun Company Inc.**, 1801 Market Street, 10 Penn Center, Philadelphia, PA 19103 is authorized to discharge from a facility located in Radnor Township, **Delaware County** into Ithan Creek.

NPDES Permit No. PA0022411, Amendment No. 1. Sewerage. **Dept. of the Navy Northern Division Naval Facilities Engineering Command**, 10 Industrial Highway, Mail Stop 82, Lester, PA 19113-2090, is authorized to discharge from a facility located in Horsham Township, **Montgomery County** to an unnamed tributary to Park Creek.

NPDES Permit No. PA0055158. Sewerage. **Roger and Theresa Bahnck**, 327 Durham Road, Ottsville, PA 18942, is authorized to discharge from a facility located in Nockamixon Township, **Bucks County**.

NPDES Permit No. PA0052272. Industrial waste. **Monsey Products Company**, Cold Stream Road, Kimberton, PA 19442, is authorized to discharge from a facility located in East Pikeland Township, **Chester County**, to an unnamed tributary to French Creek.

NPDES Permit No. PA0021172, Amendment No. 2. Sewerage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976, is authorized to discharge from a facility located in Doylestown Borough, **Bucks County** into Cooks Run Tributary to Neshaminy Creek.

NPDES Permit No. PA0028380, Amendment No. 2. Sewerage. **Tinicum Township Sewerage Authority**, 125 Chippewa Street, Lester, PA 19020 is authorized to discharge from a facility located in Tinicum Township, **Delaware County**, into Darby Creek.

NPDES Permit No. PA0036455, Amendment No. 1. Industrial waste. **Naval Facilities Engineering Command-Northern Division Phila Naval Complex**, South Broad Street, Philadelphia, PA 19112 is authorized to discharge from a facility located in City of Philadelphia into Delaware and Schuylkill Rivers.

NPDES Permit No. PA0013081, Amendment No. 3. Industrial waste. **Kimberly Clark Tissue Company**, Front Street and Avenue of the States, Chester, PA 19013 is authorized to discharge from a facility located in City of Chester, **Delaware County**, into Delaware River Estuary Zone 4 and Chester Creek.

NPDES Permit No. PA0051535. Sewerage. **Kenneth S. Lord**, P. O. Box 244, Eagleville, PA 19408, is authorized to discharge from a facility located in Lower Providence Township, **Montgomery County** into Perkiomen Creek.

WQM Permit No. 0997409. Sewerage. **Upper Southampton Sewer Authority**, 945 Street Road, P. O. Box 481, Southampton, PA 18966. Construction and operation to replace sewer system to an existing sewer system which is serving Upper Southampton Township

S. W. drainage basin located in Township of Upper Southampton, **Bucks County**.

WQM Permit No. 4697413. Sewerage. **Mr. and Mrs. William Hodson**, 387 Allentown Road, Souderton, PA 18964-2103. Construction and operation of a single residence STP to serve the Hodson residence located in Franconia Township, **Montgomery County**.

WQM Permit No. 4697416. Sewerage. **William Smith**, 1492 Salford Street, Salford, PA 18957. Construction and operation of a single residence STP to serve the Smith residence located in Upper Salford Township, **Montgomery County**.

WQM Permit No. 1597411. Sewerage. **Michael and Antianette Hughes**, 305 Auburn Drive, Downingtown, PA 19335. Construction and operation of a single residence STP to serve the Hughes residence located in Upper Uwchlan Township, **Chester County**.

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

Permit No. 5697404. Sewerage, **RoxCoal, Inc.**, 2851 Stoystown Road, Friedens, PA 15541. Construction of a small flow sewage treatment facility located in the Township of Stonycreek, **Somerset County** to serve the Barbara No. 2 small flow sewage treatment facility.

NPDES Permit No. PA0025984, Amendment No. 1. Sewage, **Allegheny County Sanitary Authority**, 3300 Preble Avenue, Pittsburgh, PA 15233 is authorized to discharge from a facility located at Alcosan Wastewater Treatment Plant, City of Pittsburgh, **Allegheny County**.

NPDES Permit No. PA0033405, Amendment No. 1. Sewage, **Thomas P. Berch**, 1434 Greensburg Pike, West Newton, PA 15089 is authorized to discharge from a facility located at Sewickley Pines Manor STP, Sewickley Township, **Westmoreland County**.

NPDES Permit No. PA0093076. Sewage, **Brookhaven Estates Mobile Home Park**, 620 Highland Ridge Road, Claysville, PA 15323 is authorized to discharge from a facility located at Brookhaven Estates Mobile Home Park, South Franklin Township, **Washington County** to Unnamed Tributary of Chartiers Creek.

NPDES Permit No. PA0217760. Sewage, **RoxCoal, Inc.**, 2851 Stoystown Road, Friedens, PA 15541 is authorized to discharge from a facility located at Barbara No. 2 small flow sewage treatment facility, Stonycreek Township, **Somerset County** to Reitz Creek.

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

NPDES Permit No. PA0210293. Sewage. **Vision Quest National Ltd., Vision Quest-Big Lodge**, 600 North Swan, P. O. Box 12906, Tucson, AZ 85732-2906 is

authorized to discharge from a facility located in Sandy Creek Township, **Venango County** to an unnamed tributary to Morrison Run.

NPDES Permit No. PA0026271, Amendment No. 1. Sewage. **Meadville Area Sewer Authority**, 984 Water Street, Meadville, PA 16335 is authorized to discharge from a facility located in the City of Meadville, **Crawford County** to French Creek.

NPDES Permit No. PA0210501. Sewage. **Earl G. Willey**, 3974 Longview Rd., West Middlesex, PA 16159 is authorized to discharge from a facility located in Shenango Township, **Mercer County** to Hogback Run.

WQM Permit No. 4398403. Sewerage, **Donald Blank Estate, c/o Rod McClelland**, SRSTP, 101 Beaver St., Mercer, PA 16137. Construction of Donald Blank Estate SRSTP located in Jackson Township, **Mercer County**.

WQM Permit No. 2598404. Sewerage, **Robert Blakeslee**, SRSTP, 23855 Maple Grove Rd., Union City, PA 16438. Construction of Robert Blakeslee SRSTP located in Concord Township, **Erie County**.

WQM Permit No. 4398404. Sewerage, **Randall L. Carroll**, SRSTP, 622 Charleston Rd., Sharpsville, PA 16150. Construction of Randall L. Carroll SRSTP located in Jefferson Township, **Mercer County**.

INDIVIDUAL PERMITS

(PAR)

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted Notices of Intent (NOIs) for coverage under (1) General NPDES Permit(s) to discharge wastewater into the surface waters of this 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. 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 general permit. The Department of Environmental Protection approves the following coverages under the specified General Permit.

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

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

List of NPDES and/or other General Permit Type

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems

*List of NPDES and/or other
General Permit Type*

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 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

General Permit Type—PAG-2

Facility Location

*County and
Municipality*

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Allegheny Co. Bridgeville Borough	PAR10A052R	PA Department of Transportation 45 Thoms Run Road Bridgeville, PA 15017	Chartiers Creek	Allegheny County CD (412) 241-7645
Allegheny Co. Bridgeville Borough	PAR10A130R	PA Department of Transportation 45 Thoms Run Road Bridgeville, PA 15017	Chartiers Creek	Allegheny County CD (412) 241-7645
Allegheny Co. Upper St. Clair Twp.	PAR10A243	Upper St. Clair School District 1820 McLaughlin Run Rd. Pittsburgh, PA 15241	McLaughlin Run	Allegheny County CD (412) 241-7645
Allegheny Co. Hampton Township	PAR10A247	Glade Ventures Partnership 9380 McKnight Road Pittsburgh, PA 15237	Pine Creek	Allegheny County CD (412) 241-7645
Allegheny Co. City of Pittsburgh	PAR10A249	Urban Development Authority of Pittsburgh 200 Ross Street Pittsburgh, PA 15219	Monongahela River	Allegheny County CD (412) 241-7645
Allegheny Co. Kennedy Township	PAR10A250	Ohio Valley General Hospital Heckel Road McKees Rocks, PA 15136	Ohio River	Allegheny County CD (412) 241-7645
Allegheny Co. Forward Township	PAR10A252	Matthew Canestrале P. O. Box 234 Belle Vernon, PA 15012	Monongahela River	Allegheny County CD (412) 241-7645
Beaver Co. Center Township	PAR100219R	Stanley Brobeck 120 Center Grange Rd. Aliquippa, PA 15001	UNT Logtown Run	Beaver County CD (724) 774-7090
Beaver Co. New Sewickley Township	PAR100244	Mark and Annette Lherbier 25 Walnut Street Pittsburgh, PA 15205	UNT Brush Creek	Beaver County CD (412) 774-7090
Cambria Co. Blacklick Township Buffington Township Jackson Township Vintondale Borough Nanty Glo Borough	PAR101043	Blacklick Valley Municipal Authority P. O. Box 161 Vintondale, PA 15961	Tributaries to Blacklick Creek	Cambria County CD (814) 472-2120
Indiana Co. Conemaugh Township	PAR103140	Bureau of Abandoned Mine Reclamation P. O. Box 8476 Harrisburg, PA 17105	Conemaugh River	Indiana County CD (412) 463-7702
Butler County Cranberry Township	PAR10E064-R	Allegheny Metal Working Corporation 17 Leonburg Road Cranberry, PA 16066	Bush Creek	Butler Conservation District 122 McCune Drive Butler, PA 16001-65001 (724) 284-5270

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Butler Co. Center Twp.	PAR10E079	Miller-Nebel Partnership R. D. 1, 778 N. Pike Rd. Cabot, PA 16023-9637	Connoquenessing Creek	Butler Conservation District 122 McCune Dr. Butler, PA 16001-65001 (724) 284-5270
Butler Co. Cranberry Township	PAR10E080	Jeff Meyerl—Possum Jack, Inc. 108 Lakeland Drive Mars, PA 16046	Breakneck Creek	Butler Conservation District 122 McCune Drive Butler, PA 16001-65001 (724) 284-5270
Butler Co. Butler Township	PAR10E081	Robert R. Heaton 239 Meridian Road Butler, PA 16001	Tributary of Sawmill Run	Butler Conservation District 122 McCune Dr. Butler, PA 16001-65001 (724) 284-5270
Montour County Danville Borough Northumberland County Mahoning Twp.	PAR104718	Pa. Dept. of Transportation 715 Jordan Ave. Montoursville, PA 17754	Susquehanna River	Montour CCD 112C Woodbine Lane Danville, PA 17821 (717) 271-1140
Snyder County Jackson Township	PAR105901R	Central Pa. Developers Inc. R. R. 1, Box 840 Richfield, PA 17086	Penns Creek	Snyder CCD 403 W. Market St. Middleburg, PA 17842 (717) 837-0085
Snyder Co. Penns Township	PAR105906R	Eastern Development & Planning Inc. 7300 Derry St. Harrisburg, PA 17111	Tributary to Penns Creek	Snyder CCD 403 W. Market St. Middleburg, PA 17842 (717) 837-0085
Lackawanna Co. City of Carbondale City of Scranton Carbondale Twp. Dunmore Borough Throop Borough Olyphant Borough Jessup Borough Archbald Borough Mayfield Borough Jermyn Borough	PAR10N058	Charles Mattei PennDOT District 4-0 O'Neill Highway Dunmore, PA 18512	Lackawanna River	Lackawanna CD (717) 587-2607
<i>General Permit Type—PAG 3</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Chester County West Goshen Township	PAR800086	Conway Central Express XWC 206 Garfield Avenue West Chester, PA 19381	Chester Creek	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
South Pymatuning Twp. Mercer Co.	PAR128304	Dean Dairy Products Company 1858 Oneida Lane Sharpville, PA 16150	McCullough Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
City of Erie Erie County	PAR208322	PSB Industries, Inc. 1202 West 12th Street Erie, PA 16512-1318	Cascade Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942

*Facility Location
County and
Municipality*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
City of Erie Erie County	PAR128303	Van de Kamp's, Inc. P. O. Box 10367 Erie, PA 16514	Lake Erie	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
North East Borough Erie County	PAR118325	The Electric Materials Company Box 390 North East, PA 16428	Sixteen Mile Creek Tributary	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
City of Franklin Venango County	PAR238314	J-M Manufacturing Co. Inc. R. R. 2, Box 124 Cochrannton, PA 16314	French Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942

General Permit Type—PAG-4

*Facility Location
County and
Municipality*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Jackson Township Mercer County	PAG048479	Donald Blank Estate c/o Rod McClelland 101 Beaver St. Mercer, PA 16137	Tributary Lake Latonka	Northwest Region Water Management 230 Water St. Meadville, PA 16335-3481 (814) 332-6942
Concord Township Erie County	PAG048476	Robert Blakeslee 23855 Maple Grove Rd. Union City, PA 16438	Unnamed Tributary of Lilley Run	Northwest Region Water Management 230 Water St. Meadville, PA 16335-3481 (814) 332-6942
Jefferson Township Mercer County	PAG048480	Randall L. Carroll 622 Charleston Rd. Sharpsville, PA 16150	Tributary Shenango Reservoir	Northwest Region Water Management 230 Water St. Meadville, PA 16335-3481 (814) 332-6942
Wolf Creek Township Mercer County	PAG048472	Cleveland and Connie Eddinger 148 Stoneboro Rd. Grove City, PA 16127	Unnamed Tributary to Wolf Creek	Northwest Region Water Management 230 Water St. Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

*Facility Location
County and
Municipality*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Lancaster County West Hempfield Township	PAG053518	Turkey Hill Minit Market Turkey Hill #136 257 Centerville Road Lancaster, PA 17603	UNT to Chickies Creek	Southcentral Room 126 1 Ararat Boulevard Harrisburg, PA 17110

General Permit Type—PAG-8

*Facility Location
County and Municipality
(If Applicable)*

<i>General Permit No.</i>	<i>Applicant Name and Address</i>	<i>Contact Office and Telephone No.</i>
PAG089901	Spectraserv, Inc. 75 Jacobus Avenue South Kearney, NJ 07032	Bureau of Water Quality Protection (717) 787-8184

*Facility Location
County and Municipality
(If Applicable)*

*General
Permit No.*
PAG089902

Montgomery County
Pottstown Borough

PAG080005

*Applicant Name
and Address*

Passaic Valey Sewerage
Commissioners
600 Wilson Avenue
Newark, NJ 07105

Pottstown Borough
Authority
241 King Street
Pottstown, PA 19464

*Contact Office and
Telephone No.*

Bureau of Water Quality
Protection
(717) 787-8184

Southeast Region
Water Management
555 North Lane
Conshohocken, PA 19428
(610) 832-6130

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

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

*Northeast Regional Office, Water Management Program
Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790,
(717) 826-2553.*

Hazle Township, Luzerne County.

The Department of Environmental Protection (Department) has completed its review of the Airport Road Act 537 Special Study (Special Study), dated July, 1997 and revised January, 1998 (received by the Department on January 13, 1998), with additional documentation dated October 13, 1997 (received by the Department on October 16, 1997), as prepared by Schumacher Engineering Inc., on behalf of Hazle Township.

The Department's review has found that the Special Study is now acceptable and hereby grants planning approval.

The Hazle Township Municipal Authority (Authority), on behalf of Hazle Township, proposes to implement Alternative No. 1 of the Special Study. Alternative No. 1 proposes the construction of a new wastewater collection and conveyance system to serve limited, specific portions of Hazle Township. The areas to be served by the proposed system are limited to those shown on Drawing No. 1 of the Special Study: the Village of Hollywood including the Woodcrest Estates Subdivision and Holly-Lynn Mobile Home Park, properties adjacent to a portion of the Airport Beltway (SR3026) from SR0309 west to the area of the Wal-Mart Super Center, properties adjacent to Old Airport Road (T-470) and Hess Road (T-499) and the Hazleton Municipal Airport. Construction of the proposed system will occur in two phases. Phase 1 will include all areas except for the Old Airport Road and Hazleton Municipal Airport Areas. Phase 2 will include only the Old Airport Road and Hazleton Municipal Airport Areas.

The wastewater collection and conveyance systems proposed will consist of approximately 13,300 lineal feet of gravity sewer lines and force main along with associated appurtenances. The conveyance system will also include the construction of a 460 gpm wastewater pumping station. The pump station's equipment will be housed in a 45 foot by 25 foot aboveground structure to be constructed along the Airport Beltway. The proposed pump station's force main will discharge its wastewater to an existing manhole located on Liberty Avenue in the Park Crest Subdivision located within Hazle Township. Wastewater will then be conveyed through existing collection and

conveyance system lines to the Greater Hazleton Joint Sewer Authority's Wastewater Treatment Facility for treatment and discharge.

Due to the project's construction, the Authority will abandon the existing Hollywood Pump Station. Wastewater from the Hollywood Collection System will be conveyed to the proposed pump station to be constructed adjacent to the Airport Beltway. The project's construction will also allow for the abandonment of the Holly-Lynn Mobile Home Park's Wastewater Treatment Facility. Several commercial establishments, including Lagana's Corporate Center, Affordable Dentures Inc., Rex TV and Appliance Inc, and the Hazleton Municipal Airport, which currently utilize holding tank facilities as their method of wastewater disposal, will be required to properly abandon their holding tanks and connect to the proposed wastewater collection system.

The proposed project will be financed through commercial and residential tapping fees, a capital contribution from the Authority's Capital Improvement Fund and a commercial bank loan obtained by the Authority.

In accordance with the provisions of the Pennsylvania Sewage Facilities Act, 35 P. S. §§ 750.1—750.20(a) (Act 537), and 25 Pa. Code Ch. 71, the Department will hold Hazle Township responsible for the complete and timely implementation of the Special Study's chosen wastewater disposal alternative. Implementation of the Special Study's chosen wastewater disposal alternative must be performed within the time frames indicated in the Special Study's Schedule of Implementation.

Any additional wastewater-related improvements, additions, deletions or changes outside of those explicitly described in the Special Study must be in compliance with the Department's regulations and be submitted to and approved by the Department in writing.

This approval covers only the wastewater planning aspects of the proposed construction project as it relates to Hazle Township's Official Sewage Facilities Plan. Before construction of the proposed project may commence, the Authority must obtain a Part II—Water Quality Management Permit from the Department. A copy of the Special Study's approval correspondence must accompany the permit application when it is submitted to the Department's Northeast Regional Office.

SAFE DRINKING WATER

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

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

Permit No. 0997513. Public water supply. **Milford Township Water Authority**, Harold B. Koenig, P. O. Box 516, Spinnerstown, PA 18951. A permit has been issued to Milford Township Water Authority for the construction of Well No. 2 to augment its existing water supply system in Milford Township, **Bucks County**.

Type of Facility: Public Water Supply System

Consulting Engineer: Anderson Engineering Associates, Inc., 306 North 5th Street, Perkasio, PA 18944.

Permit to Construct Issued: February 18, 1998

Permit No. 1597508. Public water supply. **HMR Associates, Inc.**, Michael A. Losito, 181 Willow Street, Toughkenomon, PA 19374. A permit has been issued for the existing water supply system. The system consists of one well, a 500 gallon pressure tank, a UV disinfection treatment unit, chlorination and 2-80 gallon hydro pneumatic tanks for Lake Road Mobile Home Park in London Grove Township, **Chester County**.

Type of Facility: Public Water Supply System

Consulting Engineer: Walter B. Satterthwaite Associates, Inc., 920 Old Fern Hill Road, West Chester, PA 19380.

Permit to Construct Issued: February 24, 1998

Permit No. 4697508. Public water supply. **Superior Water Company**, Robert Braglio, 1030 W. Germantown Pike, Fairview Village, PA 19409. For the construction of Well No. 10 at Superior Water Company's Winding Creek facility. Well No. 10 will take the place of existing Well No. 3. The pump in Well No. 3 will be moved to Well No. 10. Well No. 3 will be taken out of service and used to refracture Well No. 2 in Douglass Township, **Montgomery County**.

Type of Facility: Public Water Supply System

Consulting Engineer: R. E. Coleman Associates, Inc., 638 Lancaster Avenue, Frazer, PA 19355.

Permit to Construct Issued: February 18, 1998

Permit No. 0997512. Public water supply. **Perkasie Borough Authority**, Gary Winton, 306 N. 5th Street, Perkasio, PA 18944-0159. A construction permit has been issued to Perkasio Borough Authority granting permission to construct Well No. 12 as an additional source of supply for its water supply system in Perkasio Borough, **Bucks County**.

Type of Facility: Public Water Supply System

Consulting Engineer: Anderson Engineering Associates, Inc., 306 N. 5th Street, Perkasio, PA 18944.

Permit to Construct Issued: February 18, 1998

Permit No. 4697503. Public water supply. **Horsham Water Authority**, Ralph M. McQuaid, 617A Horsham Road, Horsham, PA 19044. A permit has been issued to Horsham Water Authority granting permission to use existing well No. 40 and to construct a new well building, a chlorine detention tank and a distribution system in Horsham Township, **Montgomery County**.

Type of Facility: Public Water Supply System

Consulting Engineer: Carroll Engineering Corporation, 949 Easton Road, Warrington, PA 18976.

Permit to Construct Issued: February 24, 1998

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

A. 1497502. The Department issued a construction permit to the **Rebersburg Water Company** (P. O. Box 157, Rebersburg, PA 16872, Miles Township, **Centre County**) authorizing construction of Well No. 3 and the transmission line.

A. M. A. The Department issued an operating permit to **Huston Township Water Authority** (P. O. Box 166, Penfield, PA 15849, Huston Township, **Clearfield County**) for the operation of the sodium hypochlorite facilities.

A. 1795505. The Department issued an operating permit to **Huston Township Water Authority** (P. O. Box 166, Penfield, PA 15849, Huston Township, **Clearfield County**) for the use of Well No. 1, the finished water storage tank, customer meters, interconnection with Jay Township Water Authority and various transmission and distribution main replacements.

A. M. A. The Department issued an operating permit to **Mansfield Borough Municipal Authority** (19 East Wellsboro Street, Mansfield, PA 16933, Richmond Township, **Tioga County**) for the springs, pumping station and conveyance system.

Regional Office: Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4692.

Permit No. 2297502. Public water supply. **United Water Pennsylvania, Inc.**, Lower Paxton Township, **Dauphin County**. *Responsible Official:* Gregory P. Wyatt, Vice-President, 4211 East Park Circle, Harrisburg, PA 17111; *Type of Facility:* Installation of an inground booster pump station on Fairmont Drive and Locust Lane.

SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

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

Central Office—Division of Municipal and Residual Waste, 14th Floor, Rachel Carson State Office Building, 400 Market St., Harrisburg, PA 17101-2301.

General Permit No. WMGR043. Atlas Environmental Services & Equipment Company, 6801 State Road, Building A, Philadelphia, PA 19135. A permit modification has been requested to allow the processing of nonhazardous petroleum contaminated soils at a fixed stationary location. The original general permit was issued only for mobile use of their soil processing technology. The fixed stationary location has been indicated as 6801 State Road, Building A, Philadelphia, PA. The modification request was received in this office on February 6, 1998.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 100549. Waste Management Disposal Services, Inc., 1425 Sell Road, Pottstown, PA 19464. This amended waste management permit is for the addition of three new high efficiency flares to the gas management system at the Pottstown Landfill located in West Pottsgrove and Douglass Townships in **Montgomery** and **Berks Counties**. Permit was issued in the Southeast Regional Office on February 3, 1998.

Northwest Regional Office: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6848.

Permit No. 101397. Superior Greentree Landfill, 635 Toby Road, Kersey, PA 15846, located in Fox Township, **Elk County**. A permit modification changing the ownership of the landfill from Homestand Land Corporation to Superior Greentree Landfill, a subsidiary of Superior Services, Inc., of West Allis, Wisconsin and permitting solidification of liquid wastes was approved in the Regional Office on February 6, 1998.

AIR POLLUTION OPERATING PERMITS

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

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

65-313-013: Sony Display Device (1001 Technology Drive, Mt. Pleasant, PA 15666) issued February 24, 1998, for the installation of deionized water regen. system at the Pittsburgh Mfg. Center in Mt. Pleasant Township, **Westmoreland County**.

OP-65-864A: Zeus Aluminum Products (USA) Inc. (R. R. 6, Box 20, Latrobe Industrial Park, Latrobe, PA 15650) issued February 24, 1998, for the construction of a sand reclamation unit at the Latrobe Plant in Unity Township, **Westmoreland County**.

PA-65-882A: CSM Industries, Inc. (R. D. 6, Box 21, Center Drive, Building D12, Latrobe, PA 15650) issued February 24, 1998, for installation of electroplating operation at the Latrobe Plant in Unity Township, **Westmoreland County**.

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

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

09-313-083: Rhodia, Inc. (2300 S. Pennsylvania Avenue, Morrisville, PA 19067) issued February 27, 1998, for a polyphosphoric acid process in Morrisville Borough, **Bucks County**.

09-313-008: Rhodia, Inc. (2300 S. Pennsylvania Avenue, Morrisville, PA 19067) issued February 27, 1998, for a phosphorous products manufacturing process in Morrisville Borough, **Bucks County**.

PLAN APPROVALS

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

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

PA-04-235A: Pennsylvania Power Company (76 South Main Street, Akron, OH 44308) issued February 24, 1998, for construction of forced oxidation gypsum plant in Shippingport Borough, **Beaver County**.

PA-63-570A: RAS Industries (12 Eighty Four Drive, Eighty Four, PA 15330) issued February 24, 1998, for construction of architectural molding manufacturing at the Speers Plant in Speers Borough, **Washington County**.

PA-03-209A: Buffalo Limestone, Inc. (R. D. 1, Box 55-C, Kittanning, PA 16201) issued February 24, 1998, for construction of portable limestone crushing at the Stitt Mine in Kittanning Township, **Armstrong County**.

PA-65-899A: Snyder Funeral Home, Inc. (Bell and 402 East Church Street, Ligonier, PA 15658) issued February 24, 1998, for installation of human crematory in Donegal Borough, **Westmoreland County**.

26-000-119: Anchor Glass Container Corporation (4343 Anchor Plaza Parkway, Tampa, FL 33182) issued February 24, 1998, for installation of glass container manufacturing at Plant 5 in South Connellsville Borough, **Fayette County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

Coal Permits Issued

56930104. Future Industries, Inc. (P. O. Box 157, Meyersdale, PA 15552), permit revision to change the land use of wildlife habitat to cropland on the Merrill Enterprises, Inc. property in Brothersvalley Township, **Somerset County**, affecting 129.0 acres, receiving stream unnamed tributaries to Buffalo Creek and Buffalo Creek. Application received December 31, 1997; permit issued February 23, 1998.

11920102. Permit Renewal. L & J Energy Company, Inc. (P. O. Box I, Grampian, PA 16838), commencement,

operation and restoration of a bituminous strip-auger mine, valid for reclamation, only in Susquehanna Township, **Cambria County**, affecting 113.3 acres, receiving stream unnamed tributaries to Moss Creek. Application received December 26, 1997; permit issued February 23, 1998.

32920106. Permit Renewal. R & L Coal Corporation (P. O. Box 26, Punxsutawney, PA 15767), commencement, operation and restoration of bituminous strip mine for reclamation, only in Banks Township, **Indiana County**, affecting 18.0 acres, receiving stream unnamed tributary to and South Branch Bear Run, Straight Run to Little Mahoning Creek. Application received February 18, 1998; application issued February 23, 1998.

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

33880102. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830) Renewal of an existing bituminous strip and auger operation in Perry Township, **Jefferson County** affecting 58.0 acres. This renewal is issued for reclamation only. Receiving streams: Big Run. Application received: December 29, 1997. Permit Issued: February 23, 1998.

24870101. Tamburlin Bros. Coal Co., Inc. (P. O. Box 1419, Clearfield, PA 16830) Renewal of an existing bituminous strip and auger operation in Fox Township, **Elk County** affecting 81.0 acres. Receiving streams: Unnamed tributaries to Toby Creek. Application received: January 5, 1998. Permit Issued: February 25, 1998.

McMurray District Office

32841307. Tanoma Coal Company, Inc. (R. R. 1, Box 594, Marion Center, PA 15759), to revise the permit for the Tanoma Mine in Rayne Township, **Indiana County**, addition of one 12 inch diameter vent/bleeder borehole, no additional discharges. Permit issued February 20, 1998.

32841307. Tanoma Coal Company, Inc. (R. R. 1, Box 594, Marion Center, PA 15759), to renew the permit for the Tanoma Mine in Rayne Township, **Indiana County**, no additional discharges. Permit issued February 20, 1998.

30841316. Consol Pennsylvania Coal Co. (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Bailey Mine in Richhill Township, **Greene County**, to add 3E panel boreholes and 1 north power borehole, no additional discharges. Permit issued February 20, 1998.

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

49970203. Mid Valley Coal Sales, Inc. (5 Woodland Drive, Mt. Carmel Estates, Mt. Carmel, PA 17851), commencement, operation and restoration of a coal refuse reprocessing, disposal and coal preparation plant operation in Coal Township, **Northumberland County** affecting 533.0 acres, receiving stream none. Permit issued February 25, 1998.

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

Noncoal Permits Issued

7975SM1A1C3. Haines & Kibblehouse, Inc. (2052 Lucon Road, P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit No. PA0045047 in Hilltown Township, **Bucks County** receiving stream unnamed run to Morris Run. Renewal issued February 25, 1998.

5676SM1T2. Dexter Construction Company (R. R. 1, Box 1416, Beachlake, PA 18405), transfer of an existing

quarry operation in Damascus Township, **Wayne County** affecting 11.5 acres, receiving stream none. Transfer issued February 26, 1998.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, 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 the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

E09-759. Encroachment Permit. Newtown Township, 100 Municipal Drive, Newtown, PA 18940. To construct and maintain a pedestrian bridge spanning Core Creek (CWF, MF) and associated approach grading as part of the proposed regional 3.3 mile long walking trail which will link Tyler State Park and Core Creek Park. The proposed prefabricated pedestrian bridge unit, a 60-foot long by 8-foot wide steel frame with wooden deck structure, will be placed on new reinforced concrete abutments and will have minimum underclearance of approximately 6 feet. The proposed bridge is situated within the former Newtown-Yardley Road's right-of-way, immediately upstream of the Newtown By-Pass Road (S. R. 332) at a point approximately 300 feet east of the intersection of Silver Lake Road (Langhorne, PA Quadrangle N: 19.3 inches; W: 3.7 inches) in Newtown Township, **Bucks County**. This permit was issued under section 105.13(e)

Small Projects. This permit also includes 401 Water Quality Certification.

E46-770. Encroachment Permit. **Hatfield Township**, 1950 School Road, Hatfield, PA 19440-1992. To replace the existing deteriorated and inadequate single span Line Lexington Road Bridge which crosses the Unionville Tributary of the West Branch of Neshaminy Creek (WWF-MF). The proposed single span bridge consists of composite prestressed concrete adjacent box beams with reinforced concrete slab superstructure on reinforced concrete cantilever type abutments with appurtenant wing-walls. The 40-foot clear span bridge, will have a 30-foot roadway width with a 5-foot sidewalk, and have 4 feet 10 inches of minimum underclearance. The proposed work also includes placing rip-rap stone protection along the new abutments and wing walls. This bridge is located approximately a half mile southwest of the intersection of County Line Road (S. R. 309) and Line Lexington Road (Telford, PA Quadrangle N: 5.2 inches; W: 2.8 inches) in Hatfield Township, **Montgomery County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E09-755. Encroachment Permit. **Middletown Township**, 2140 Trenton Avenue, Levittown, PA 19056-1483. To relocate a reach of an unnamed tributary to Queen Anne Creek (WWF) into a stormwater management basin, to excavate within its assumed 100-year floodway to provide storage capacity and to construct and maintain a 45-foot extension to the upstream end of an existing 24-inch reinforced concrete stream enclosure which will disturb a total of approximately 255 feet of stream and 0.28 acre of wetland. The site is located just north of the intersection of Terrace Road and Trim Road, approximately 1,000 feet southeast of the intersection of Woodbourne Road (SR 2033) and Lincoln Highway (SR 2037) (Langhorne USGS Quadrangle N: 9.1 inches; W: 1.1 inches) in Middletown Township, **Bucks County**. This permit also approves an

Environmental Assessment for the proposed in-stream nonjurisdictional dam. This permit requires the construction of 1.3 acres of replacement wetlands.

E46-786. Encroachment Permit. **Pennsylvania Department of Transportation, District 6-0**, 200 Radnor-Chester Road, St. Davids, PA 19087-5178. To replace the existing deteriorated Bridge Road (S. R. 1015) steel truss bridge which spans Skippack Creek (TSF) at a point immediately upstream of the Evansburg State Park boundary. The proposed bridge will be constructed at the same location and includes reconstruction and relocation of approximately 650 feet of roadway bridge approaches. The proposed multiple stringer, composite steel deck bridge structure with a 78-foot single span and a minimum underclearance of 10.4 feet will be supported by reinforced concrete abutments. The width of the proposed bridge, will be increased from 16 feet to 34 feet to accommodate two lane automobile traffic. The work also will include placing a rock scour protection along abutment footings and wing walls. The bridge is located approximately 500 feet south of the intersection of Old Forty Foot Road (S. R. 1006) with Bridge Road (Collegeville, PA Quadrangle N: 19.9 inches; W: 0.4 inch) in Lower Salford and Towamencin Townships, **Montgomery County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E23-360. Encroachment Permit. **Radnor Valley Country Club**, 555 Sproul Road, Villanova, PA 19085. To operate and maintain eight water obstructions and encroachments located at the Radnor Valley Country Club in and along Ithan Creek (CWF, MF) and an unnamed tributary to Ithan Creek for the purpose of regrading greens, tees and bunkers at 555 Sproul Road (Norristown, PA Quadrangle N: 4.4 inches; W: 16.0 inches) in Radnor Township, **Delaware County**. Appendix A is a listing of the specific water obstructions and encroachments.

Appendix A

<i>Encroachment No.</i>	<i>Location</i>	<i>Type</i>
1.	15th tees	floodway fill
2.	18th tees	floodway fill
3.	Green 18 and Green 13	stone retaining wall and floodway fill
4.	Hole 13	modify lake
5.	Hole 13	golf cart bridge replacement which spans the stream channel
6.	Green 12	floodway fill
7.	Green 16	stone retaining wall along reservoir
8.	Fairway 14	stream channel modification

This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

Northeast Regional Office, Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-5485.

E40-461. Encroachment. **Rosemarie Kovalski and Mary Smulowitz**, 69 Wyoming Street, Wilkes-Barre, PA 18702. To (1) maintain an existing dock, having a width of 12 feet, extending approximately 20 feet from the shoreline; (2) construct and maintain a stone masonry retaining wall, approximately 8 feet high, extending approximately 5 feet lakeward along approximately 50

feet of shoreline, for the purpose of constructing a private parking area; and (3) construct and maintain a dock/boathouse, having an overall width of 30 feet, extending 50 feet from the retaining wall, in Harveys Lake. The project is located at Pole #229, Lakeside Drive (Harveys Lake, PA Quadrangle N: 21.0 inches; W: 6.0 inches), in Harveys Lake Borough, **Luzerne County**.

E45-338. Encroachment. **Joseph S. Romagano**, 84 Run Valley Road, Conestoga, PA 17516. To place fill in a de minimis area of wetlands less than or equal to 0.05 acre for the purpose of constructing a single family residence and driveway on Lot 64, Block 64, Section II of the Arrowhead Lake Residential Subdivision. This project

is located on the northwest side of North Arrowhead Lake, southwest of the intersection of Skippack Drive and North Arrow Drive (Thornhurst, PA Quadrangle N: 7.25 inches; W: 9.25 inches) in Coolbaugh Township, **Monroe County**.

E52-152. Encroachment. **Drs. Peter A. Seitzman and Joseph A. Minola**, 18 East 77th Street, Apartment 1B, New York, NY 10021. To construct and maintain a covered pedestrian bridge having a span of 38 feet and an underclearance of 22.4 feet across Bushkill Creek. This bridge will be constructed at the site of a previous bridge and will utilize the existing stone masonry abutments. This project is located on the west side of S. R. 1017 (Delaware Drive) next to the Millrift Museum in the Village of Millrift (Port Jervis North, NY-PA Quadrangle N: 6.55 inches; W: 16.55 inches) in Westfall Township, **Pike County**.

E54-244. Encroachment. **Guilford Mills, Inc.**, Penn Dye Street, P. O. Box 248, Pine Grove, PA 17963. To construct and maintain two commercial building additions constructed on piers and having dimensions of 86' × 38' and 52' × 31' in the floodway of Swatara Creek. This project is located at the Guilford Mills Complex located along the east side of S. R. 125 at Penn Dye Street (Pine Grove, PA Quadrangle N: 10.5 inches; W: 2.0 inches) in Pine Grove Borough, **Schuylkill County**.

E58-225. Encroachment. **Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a single-span prestressed concrete spread box beam bridge having a normal span of 20 feet and an underclearance of approximately 5.3 feet across Salt Lick Creek. This project will permanently impact a de minimis area of wetlands less than or equal to 0.05 acre associated with the placement of fill for the widened roadway and is located along S. R. 492, Section 570, immediately west of the intersection of S. R. 492 and T-613 (Harford, PA Quadrangle N: 19.8 inches; W: 4.9 inches) in New Milford Township, **Susquehanna County**.

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

E17-313. Encroachment. **Union Township Supervisors, c/o Val Orcutt**, R. R. 2, Rockton, PA 15856. To maintain a 98 inch steel pipe culvert in the Laborde Branch of Sandy Lick Creek located on T-372, 0.45 mile north of US Rt. 322 (Luthersburg, PA Quadrangle N: 13.2 inches; W: 7.2 inches) in Union Township, **Clearfield County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E18-244. Encroachment. **Woodward Township Supervisors**, 101 Riverside Terrace, Lock Haven, PA 17745. To complete minor grading and construct and maintain recreation facilities for a new park in the floodplain of the West Branch of Susquehanna River located on Farandville Road, 0.4 mile west of the Veteran's Bridge (Lock Haven, PA Quadrangle N: 3.2 inches; W: 10.1 inches) in Woodward Township, **Clinton County**. This permit was issued under section 105.13(e) Small Projects.

E47-063. Encroachment. **Pa. Department of Transportation**, 715 Jordan Ave., Montoursville, PA 17754. Encroach on 0.24 acre of wetland for two roadside rest area's safety improvements located approximately 1 mile east of the SR 3003 underpass of SR 0080 (Riverside, PA Quadrangle N: 21.3 inches; W: 13 inches) in Liberty and Valley Townships, **Montour County**.

E59-355. Encroachment. **Sullivan Township Supervisors**, P. O. Box 84, Mainesburg, PA 16932. To construct, operate and maintain a wastewater treatment facility and its appurtenances in the 100-year floodplain of Corey Creek for the treatment of municipal sewage. The construction work will require the placement of fill that shall not exceed 1,800 cubic yards that is located along the northern right-of-way of SR 0006 approximately 1,800-foot west of the intersection of T-836 and SR 0006 (Mansfield, PA Quadrangle N: 0.70 inch; W: 6.50 inches) in Sullivan Township, **Tioga County**. This permit was issued under section 105.13(e) Small Projects.

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

E03-360. Encroachment. **Borough of Kittanning**, P. O. Box 973, Kittanning, PA 16201-0973. To construct and maintain the Kittanning Riverfront Park along the left bank of the Allegheny River. The park will consist of new pavilions, an amphitheater, new walkways, a gabion wall along the left bank of said stream, repairing and repaving an existing boat launch and roadway, dredging an area as shown on Attachment 1 to a depth no greater than 14.4 feet from the normal pool water surface elevation and performing minor landscaping of the park. The project is located just upstream and downstream of the Kittanning Highway Bridge on the south side of South Water Street (Kittanning, PA Quadrangle N: 11.0 inches; W: 2.7 inches) in Kittanning Borough, **Armstrong County**.

E63-442. Encroachment. **Washington County Commissioners**, Courthouse Square, 100 West Beau Street, Washington, PA 15301. To remove the existing structure (Wheeling Bridge No. 21—Clint Sprowls Bridge) and to construct and maintain a bridge having a span of 38.0 feet with a minimum underclearance of 9.2 feet across Templeton Fork (TSF). The bridge is located on T-448 at the intersection of T-448 and T-414 (Wind Ridge, PA Quadrangle N: 21.8 inches; W: 8.3 inches) in West Finley Township, **Washington County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

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

E33-191. Encroachment. **Jefferson County Commissioners**, Jefferson Place, 155 Main Street, Brookville, PA 15825. To remove the existing County Bridge No. JC-26 and to construct and maintain a prestressed concrete spread box beam bridge having three clear spans of 78.5 feet and a minimum underclearance of 14.5 feet on an 80 degree skew across Redbank Creek on T-337 approximately 500 feet south of S. R. 3007 at the village of Heathville (Summerville, PA Quadrangle N: 16.5 inches; W: 7.8 inches) located in Beaver Township, **Jefferson County**.

SPECIAL NOTICES

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of February 1998, the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P. L. 238, No. 43 (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed to perform radon-related activities in this

Commonwealth. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in this Commonwealth and for information as to the specific testing devices that persons

certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, 1 (800) 23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Alexander Efremenko, Jr. Radon Technology, Inc.	3402 Route 8 Allison Park, PA 15101	Mitigation
Vilas Godbole	307 Dogwood Lane Wallingford, PA 19086	Mitigation
Gregory Hancock	193 Park Avenue Woolrich, PA 17779	Testing
Scott Jacobs Superior Home Inspection	618 North Maple Avenue Ridgway, PA 15853	Mitigation
Leonard Kelsey	800 Sunset Lane Stroudsburg, PA 18360	Testing
Jeffrey Krupa	108 Nova Court St. Mary's, PA 15857	Testing
John Marryott, Sr.	P. O. Box 145 Washington Crossing, PA 18977	Mitigation
Thomas O'Connor	8620 Rochester Road Pittsburgh, PA 15237	Testing
Robert Osborne	P. O. Box 523 Milford, NJ 08848	Testing
Donald Smith Air Quality Control, Inc.	210-B Progress Drive Montgomeryville, PA 18936	Mitigation
David Steinman	P. O. Box 5056 Lancaster, PA 17606	Testing
Roy Stirling Nat'l. Property Inspections, Inc.	P. O. Box 145 Geigertown, PA 19523	Testing

[Pa.B. Doc. No. 98-419. Filed for public inspection March 13, 1998, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on DEP's World Wide Web site (<http://www.dep.state.pa.us>) at the Public Participation Center. The "January 1998 Inventory" heading is the Governor's List of Nonregulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its documents, as necessary, throughout 1998.

Ordering Paper Copies of DEP Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Final Technical Guidance—Minor Revision

DEP ID: 383-3500-106 Title: Guidance for Surface Water Identification Protocol Description: Directs and supports staff implementation of the requirements for the surface water treatment rule. Effective Date: February 1, 1998 Page Length: 48 pages Location: Vol 20, Tab 03 Contact: Joseph Hoffman at (717) 787-5017

Notice of Intent—Develop New Guidance

Title: Verification of Emergency Containment Structures for Aboveground Storage Tanks Description: Provides staff and industry with information necessary to verify existing emergency containment and to determine compliance options. Anticipated Effective Date: May 15, 1998 Anticipated Draft Development Date: March 31, 1998 Contact: Glenn Rider at (717) 772-5599

Title: Industrial Minerals MOU with PFBC Description: Defines the roles of the Department and the Pennsylvania Fish and Boat Commission for the regulation of industrial minerals (noncoal) mining. Anticipated Effective Date: March 31, 1998

tive Date: November 12, 1998 Anticipated Draft Development Date: February 27, 1998 Contact: Evan Shuster at (717) 783-8845

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-420. Filed for public inspection March 13, 1998, 9:00 a.m.]

1998 Sunset Review Schedule

This schedule includes the Department of Environmental Protection's (Department) regulations, by chapter, which will undergo a sunset review in 1998. The Department will publish an annual sunset schedule which will contain the *Pennsylvania Code* chapters which will be reviewed by the Department. Each regulation will be reviewed to determine whether the regulation effectively fulfills the goals for which it was intended and remains consistent with the following principles contained in Executive Order 1996-1 (regarding Regulatory Review and Promulgation):

1. Regulations shall address a compelling public interest.
2. Costs of regulations shall not outweigh their benefits.
3. Regulations shall be written in clear, concise and, when possible, nontechnical language.
4. Regulations shall address definable public health, safety or environmental risks.
5. Where Federal regulations exist, Pennsylvania's regulations shall not exceed Federal standards unless justified by a compelling and articulable Pennsylvania interest or required by State law.
6. Compliance shall be the goal of all regulations.
7. Where viable nonregulatory alternatives exist, they shall be preferred over regulations.
8. Regulations shall be drafted and promulgated with early and meaningful input from the regulated community.
9. Regulations shall not hamper Pennsylvania's ability to compete effectively with other states.
10. All agency heads shall be held directly accountable for regulations promulgated by their respective agencies.

The chapters listed were reviewed as part of the Department's Regulatory Basics Initiative. These chapters were reviewed to identify regulations which contain standards or requirements more stringent than Federal law; impose disproportionate economic costs; have a history of significant noncompliance; are prescriptive or technology specific; inhibit the application of new green technologies; do not support a pollution prevention approach; are obsolete or redundant; or lack clarity. This initiative will result in proposed and final rulemakings which will be listed on the Department's Regulatory Agenda, which is published semiannually in February and July.

Both the sunset review schedule and the regulatory agenda are available on the Department's World Wide Web site at <http://www.dep.state.pa.us> (choose Public Participation Center).

Chapter 86. Surface and Underground Coal Mining: General

Chapter 87. Surface Mining of Coal

Chapter 88. Anthracite Coal

Chapter 89. Underground Mining of Coal and Coal Preparation Facilities

Chapter 90. Coal Refuse Disposal

Chapter 91. General Provisions

Chapter 92. National Pollutant Discharge Elimination System

Chapter 93. Water Quality Standards

Chapter 94. Municipal Wasteload Management

Chapter 95. Wastewater Treatment Requirements

Chapter 97. Industrial Wastes

Chapter 101. Special Water Pollution Regulations

Chapter 102. Erosion Control

Chapter 105. Dam Safety and Waterway Management

Chapter 109. Safe Drinking Water

Chapter 121. General Provisions - Air Resources

Chapter 122. National Standards of Performance for New Stationary Sources

Chapter 123. Standards for Contaminants

Chapter 124. National Emission Standards for Hazardous Air Pollutants

Chapter 126. Standards for Motor Fuels

Chapter 127. Construction, Modification, Reactivation and Operation of Sources

Chapter 128. Alternative Emission Reduction Limitations

Chapter 129. Standards for Sources

Chapter 131. Ambient Air Quality Standards

Chapter 133. Local Air Pollution Agencies

Chapter 135. Reporting of Sources

Chapter 137. Air Pollution Episodes

Chapter 139. Sampling and Testing

Chapter 141. Variances and Alternate Standards

Chapter 143. Disbursements from the Clean Air Fund

Chapter 215. General Provisions

Chapter 216. Registration of Radiation-Producing Machines

Chapter 217. Licensing of Radioactive Material

Chapter 218. Fees

Chapter 219. Standards for Protection Against Radiation

Chapter 220. Notices, Instructions and Reports to Workers; Inspections

Chapter 221. X-rays in the Healing Arts

Chapter 223. Veterinary Medicine

Chapter 224. Medical Use of Radioactive Materials

Chapter 225. Radiation Safety Requirements for Industrial Radiographic Operations

Chapter 226. Radiation Safety Requirements for Wireline Service Operations and Subservice Tracer Studies

Chapter 227. Radiation Safety Requirements for Analytical X-ray Equipment, X-ray Gauging Equipment and Electron Microscopes

Chapter 228. Radiation Safety Requirements for Particle Accelerators

Chapter 230. Packaging and Transportation of Radioactive Material

Chapter 236. Low-Level Radioactive Waste Management and Disposal

Chapter 240. Radon Certification

Chapter 260. Definitions and Requests for Determination

Chapter 261. Criteria, Identification and Listing of Hazardous Waste

Chapter 262. Generators of Hazardous Waste

Chapter 263. Transporters of Hazardous Waste

Chapter 264. New and Existing Hazardous Waste Management Facilities Applying for a Permit

Chapter 265. Interim Status Standards for Hazardous Waste Management Facilities and Permit Program for New and Existing Hazardous Waste Management Facilities

Chapter 266. Special Standards for the Management of Certain Hazardous Waste Activities

Chapter 267. Financial Responsibility Requirements for Hazardous Waste Storage, Treatment and Disposal Facilities

Chapter 269. Siting

Chapter 270. Permit Program

Chapter 271. Municipal Waste Management - General Provisions

Chapter 272. Municipal Waste Planning, Recycling and Waste Reduction

Chapter 273. Municipal Waste Landfills

Chapter 275. Land Application of Sewage Sludge

Chapter 277. Construction/Demolition Waste Landfills

Chapter 279. Transfer Facilities

Chapter 281. Composting Facilities

Chapter 283. Resource Recovery and Other Processing Facilities

Chapter 285. Storage, Collection and Transportation of Municipal Waste

Chapter 287. Residual Waste Management - General Provisions

Chapter 288. Residual Waste Landfills

Chapter 289. Residual Waste Disposal Impoundments

Chapter 291. Land Application of Residual Waste

Chapter 293. Transfer Facilities for Residual Waste

Chapter 295. Composting Facilities for Residual Waste

Chapter 297. Incinerators and Other Processing Facilities

Chapter 299. Storage and Transportation of Residual Waste

The Department will publish a sunset review schedule on an annual basis. Regulations in future years will be evaluated using the principles outlined above.

For additional information, contact Sharon Freeman, DEP Regulatory Coordinator, P.O. Box 2063, Harrisburg, PA 17105-2063 (717)783-1303; or e-mail Freeman.Sharon@a1.dep.state.pa.us.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-421. Filed for public inspection March 13, 1998, 9:00 a.m.]

Oil and Gas Technical Advisory Board Meeting

The Oil and Gas Technical Advisory Board will meet on April 2, 1998, at 10 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the agenda can be directed to James Erb at (717) 772-2199 or e-mail at Erb.James@a1.dep.state.pa.us. The agenda is also available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact James Erb or Joyce Williams directly at (717) 772-2199, or through the Pennsylvania AT&T Relay Service at 1(800)654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-422. Filed for public inspection March 13, 1998, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

State Surplus Property Program Bid Items

Under the provisions of section 510 of The Administrative Code of 1929 (P. S. 165, No. 67), the Department of General Services, State Surplus Property Program is offering for sale to counties, boroughs, incorporated towns, cities and townships the following items:

<i>Item</i>	<i>Make</i>	<i>Eq. #</i>	<i>Location</i>
1. Tandem Static Roller	Galion	792-9435	PA Dot-Mercer
2. Excavator, T644	Koehring	008-6368	PA Dot-Franklin
3. Artic. Front End Loader, 2500C	Yale	030-8043	PA Dot-Warren
4. Gas Wood Chipper, 800	Olath	034-2529	PA Dot-Warren
5. Tandem 10 Ton Roller	Galion	543-3435	PA Dot-Bellefonte
6. 3 Wheel Roller	Galion	572-3435	PA Dot-Coudersport
7. Wheel Loader, 544A	John Deere	030-1385	PA Dot-Coudersport
8. Wheel Loader, 544A	John Deere	104-1385	PA Dot-Coudersport
9. 3 Wheel Roller, 10-12 Ton Static	Galion	574-3435	PA Dot-Bloomsburg
10. Tandem-Static Roller	Galion	716-6435	PA Dot-Bear Creek
11. 3 Wheel Static Roller, 10 Ton Chief	Galion	633-3435	PA Dot-Bear Creek
12. 3 Wheel Roller, 10-12 Ton	Galion	496-3435	PA Dot-Honesdale
13. Rubber Tire Roller, 10-12 Ton	Bros	126-2440	PA Dot-Honesdale
14. Hydrostatic Roller, 4-6 Ton	Galion	840-9435	PA Dot-Allentown
15. 2 Wheel Roller, 10 Ton	Galion	664-6435	PA Dot-Allentown
16. Rubber Tire Roller	Bros.	117-2440	PA Dot-Allentown
17. Grader, F1500	Huber	153-1676	PA Dot-Allentown
18. Tandem Static Roller, 12-15 Ton	Huber	242-6432	PA Dot-Stroudsburg
19. Rubber Tire Roller, 10-12 Ton	Galion	687-2435	PA Dot-Stroudsburg
20. Self-Propelled Excavator, T644 Bantam	Koehring	010-6368	PA Dot-Easton
21. Rubber Tire Roller	Bros	016-2440	PA Dot-Easton
22. Tandem Static Roller, 10 Ton	Galion	720-6435	PA Dot-Schuylkill Haven
23. Rubber Tire Roller	Bros	128-2440	PA Dot-Schuylkill Haven
24. Articulated Loader, 920	Caterpillar	036-1387	PA Dot-Schuylkill Haven
25. Articulated Loader, 920	Caterpillar	039-1387	PA Dot-Schuylkill Haven
26. Three Wheel Steel Roller	Galion	585-3435	PA Dot-Carlisle
27. Tandem Steel Static Roller	Huber	244-6432	PA Dot-Carlisle
28. Hydraulic Excavator, T744	Bantam	014-6366	PA Dot-Carlisle
29. Tandem Roller, 5 Ton	Galion	917-1435	PA Dot-York
30. Tandem Roller, 10 Ton	Huber	251-6432	PA Dot-York
31. 3 Wheel Roller, 10-12 Ton	Galion	598-3435	PA Dot-Harrisburg
32. 3 Wheel Roller, 10-12 Ton	Galion	512-3435	PA Dot-Harrisburg
33. Tandem Roller, 12-15 Ton	Galion	464-6435	PA Dot-Harrisburg
34. Tandem Static Roller, 12-15 Ton	Huber	254-6432	PA Dot-Lancaster
35. 3 Wheel Roller, 10-12 Ton	Galion	742-3435	PA Dot-Lancaster
36. 3 Wheel Roller	Galion	560-3435	PA Dot-New Bloomfield
37. Grader Mounted Widner	Burch	020-7042	PA Dot-New Bloomfield
38. Bituminous Finisher Paver	Blow Knox	037-1958	PA Dot-New Bloomfield
39. 3 Wheel Roller, 10 Ton	Galion	505-3435	PA Dot-Shippenville
40. Front End Loader, 544C	John Deere	053-2040	PA Dot-Indiana
41. Static Tandem Roller, 3-6 Ton	Galion	820-9435	PA Dot-Uniontown
42. Ridgid Crawler Loader	Case	146-8056	PA Dot-Waynesburg
43. 3/4 Ton Utility Trailer	Checker Cab	Tag: 038082	PEMA-Annville
44. 3/4 Ton Utility Trailer	Fruehaff	Tag: 038085	PEMA-Annville
45. 3/4 Ton Utility Trailer	Fruehaff	Tag: 03803	PEMA-Annville
46. Wheeled Tractor, 460	International	Tag: 61403	DCNR-Blain
47. Wheeled Tractor, 460	International	Tag: 61402	DCNR-Blain
48. Crawler Tractor Dozer	International	Tag: 51139	DCNR-Petersburg
49. Chipper	Asplund	Tag: 027968	DCNR-Emporium
50. Brush Chipper	Wayne	Tag: 027969	DCNR-Emporium
51. 6 Wheel Tandem Road Grader	Galion	Tag: 002525	DCNR-Laporte
52. Tracked Bull Dozer	Cat	Tag: 61405	DCNR-Mifflintown
53. Wheeled Backhoe, 3444	International	Tag: 61404	DCNR-Mifflintown

The equipment listed will be sold to the highest responsible bidder by sealed bid. Those political subdivisions which are interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, P.O. Box 1365, Harrisburg, PA 17105 or call (717) 787-4085 prior to the bid opening on April 6, 1998 at 1 p.m. to receive a bid proposal.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 98-423. Filed for public inspection March 13, 1998, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Health Care Services Review Division: Availability of Applications for Designation as an Impairment Rating Evaluation Physician

The Department of Labor and Industry (Department), Bureau of Workers Compensation announces that the application for designation as an Impairment Rating Evaluation (IRE) Physician is available to any physician who desires to be placed on the list of IRE physicians established in accordance with section 306(a.2) of the Workers Compensation Act (act). Qualified physicians who are placed on the Department's list will be eligible for designation by the Bureau to perform IREs.

The amendments to the Workers Compensation Act of Act 57 of 1996, established the use of the AMA Guides to the Evaluation of Permanent Impairment (Guides) to determine an employee's percentage of whole body impairment due to a compensable work-related injury after the receipt of 104 weeks of total disability benefits.

In accordance with the provisions of section 306(a.2) of the act, IRE physicians must be licensed in the Commonwealth of Pennsylvania; certified by an American Board of Medical Specialties approved board or its osteopathic equivalent; and be active in clinical practice for at least 20 hours per week. Under the Department's regulations "active in clinical practice" means the act of providing preventive care and the evaluation, treatment and management of medical conditions of patients on an ongoing basis. In addition, in order to qualify as a physician on the Department's list, the physician must have completed a Departmentally approved course on the use the AMA Guides or be certified by a Departmentally approved examining organization.

Please contact the Bureau of Workers Compensation at (717) 783-5421 Ext. 300 to request an application or to inquire about application procedures or qualification requirements for IRE physicians.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 98-424. Filed for public inspection March 13, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Tax-Free Million Instant Lottery Game

[CORRECTION]

An error occurred in the Notice of the Department of Revenue which appeared at 28 Pa.B. 1051 (February 21, 1998).

The correct versions of "4. Prize Play Symbols" and "7. Determination of Prize Winners, (h) and (i)" is as follows, with ellipses referring to the existing text of the Notice:

* * * * *

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$5⁰⁰ (FIVE DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and MILLION (TAX-FREE).

* * * * *

7. *Determination of Prize Winners:*

* * * * *

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

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

* * * * *

[Pa.B. Doc. No. 98-313. Filed for public inspection February 20, 1998, 9:00 a.m.]

Pennsylvania Winner Take All Instant Lottery Game

[CORRECTION]

An error occurred in the notice of the Department of Revenue which appeared at 28 Pa.B. 577, 578 (January 31, 1998).

The correct version of "4. Prize Play Symbols and 7.(j) Determination of Prize Winners" is as follows with ellipses referring to the existing text of the notice:

* * * * *

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOUR DOL), \$5⁰⁰ (FIVE DOL), \$10⁰⁰ (TEN DOL), \$15\$ (FIFTN DOL), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIVE HUN) and \$25,000 (TWYFIVTHO).

* * * * *

7. *Determination of Prize Winners:*

* * * * *

(j) Holders of tickets where any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$15\$ (FIFTN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$15.

* * * * *

[Pa.B. Doc. No. 98-186. Filed for public inspection January 30, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Clarion County Project Reference No. 08430AG2168

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately eleven (11) inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on the following projects:

1. S. R. 0080, Section 346, Clarion County Local Name: Strattenville Rehabilitation This project involves four lane bituminous resurfacing starting at mile marker 62, which is west of Exit 10, and extends approximately 10 miles east to a point one thousand feet past the Jefferson County line. Also included are milling, paved shoulders, drainage, and bridge parapet repairs. Milling at night is possible. Shifting inspector's schedules to cover longer paving days is probable.

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

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

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information section of the *Pennsylvania Bulletin*.
- b. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, drainage, roadway and structure rehabilitation.
- c. Understanding of Department's requirements, policies, and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.
- f. Past Performance.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Insp. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	3 (3)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	5 (3)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
- 5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1998:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour of Inspection</i>
(TCM-1)	\$44.93
(TCIS)	\$39.36
(TCI-Materials)	\$35.51
(TCI)	\$34.43
(TA)	\$23.67

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The maximum allowable overhead rate for Department participation under this contract is 95%.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for

payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; provide certified CDS operator, nuclear gauge licensed operator, and a NECEPT Certified Field Bituminous Technician and perform other duties as may be required.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauges/License at point of need
- 1 Base Radio Station
- 5 Two-Way Radios

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	4
TCI-M	2
TCI	6

No resumes are required for the TA Classification.

The second copy of the letter of interest and required forms, (see general requirements and information section shall be sent to: Mr. Richard Hogg, P.E., District Engineer, District 10-0, P.O. Box 429, Rt. 286 South, Indiana, PA 15701.

Any technical questions concerning the requirements for this project should be directed to: Mr. Frederic M. Heilman, P.E., District 10-0, at (412) 357-4805.

Any questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Philadelphia County
Project Reference No. 08430AG2169**

The Department of Transportation will retain an engineering firm for an Open-End Contract to provide supplementary construction inspection staff, under the Department's Inspector-in-Charge, to provide construction inspection services on various projects in Philadelphia County, Engineering District 6-0, on an as-needed basis. The Contract will include various roadway and bridge construction projects. The Open-End Contract will be for a period of sixty (60) months, with a maximum cost of one million (\$1,000,000) dollars.

It is anticipated that a maximum supplementary construction inspection staff of fifteen (15) inspectors will be required for this assignment.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be estab-

lished directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section of the *Pennsylvania Bulletin*.
- b. Review of inspectors' resumes with emphasis on construction inspection capabilities, Department and District experience and supervisory experience.
- c. Specialized experience in asphalt paving, structures, concrete, drainage, paint inspection and Maintenance and Protection of Traffic.
- d. Number of NICET certified inspectors in each payroll classification.
- e. Understanding of Department's requirements, policies, and specifications.
- f. Ability to provide CPM scheduling (TCM-1 Classification)
- g. Ability to provide a "CDS" operator or personnel capable of inputting data into a personal computer (TCIS Classification)

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1)	1 (1)
(NICET Highway Construction Level 4 or equivalent)	
Transportation Construction Insp. Super. (TCIS)	3 (2)
(NICET Highway Construction Level 3 or equivalent)	
Transportation Construction Inspector (TCI)	6 (4)
(NICET Highway Materials Level 2 or equivalent)	
Technical Assistant (TA)	3 (1)
(NICET Highway Construction Level 1 or equivalent)	
NACE Intermediate Coating Inspector	1 (0)**
NACE Basic Coating Inspector	1 (0)**

** These two specialized classifications will be used for bridge painting inspection. Under these classifications, the selected firm must provide lead abatement training for these employees prior to any job assignment. The firm must also establish, implement and maintain an effective employee medical surveillance in accordance with 29 CFR 1926 throughout the duration of this inspection assignment.

These two specialized classifications will have the following requirements:

1. NACE Intermediate Coating Inspector Training/or equivalent.

The inspector for the above NACE Intermediate Coating Inspector Training category shall have completed at least 80% of the required credits for this NACE category or equivalent training; also, shall have a minimum of five (5) years coating inspection experience on heavy industrial or highway projects; also, shall have a minimum of one (1) year experience of coatings inspection on a lead removal project where air monitoring, blood monitoring, containment and disposal of lead debris were performed; also, shall be knowledgeable in OSHA 1926.62 (lead) regulations, applicable OSHA regulations governing proper respirator usage (29 CFR 1910.134) and lead exposure (29 CFR 1910.1025) shall also be capable of "climbing" on high bridge members to perform coatings inspection; shall be capable of supervising/training lower level coatings inspectors (both consultant and state) if necessary. The inspector shall also have completed EPA accredited training for lead removal (Title X, Sections 402 and 404).

2. NACE Basic Coating Inspector Training/or equivalent.

The inspector for the NACE Basic Coating Inspector shall have completed at least 80% of the required credits for this category or equivalent training also, shall have a minimum of three (3) years coating inspection experience on heavy industrial or highway project; also, shall have a minimum of six (6) months experience on lead removal project; also, shall be knowledgeable in OSHA 1926.62 (lead regulations) applicable OSHA regulations governing proper respirator usage (29 CFR 1910.134) and lead exposure (29 CFR 1910.1025); shall also be capable of working with state inspectors; shall also have completed EPA accredited training for lead removal (Title X, Sections 402 and 404).

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.

2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1998 shall be as follows:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour of Inspection</i>
(TCM-1)	\$44.93
(TCIS)	\$39.36

Maximum Straight Time Reimbursement Per Hour of Inspection

Payroll Classification

(TCI)	\$34.43
(TA)	\$23.67
NACE Intermediate Coating Inspector	\$58.15
NACE Basis Coating Inspector	

The maximum straight time reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 2 Paint Test Kits per project or as may be required as needed
- 2 Two-Way Radios per project or as may be required as needed
- 2 Cellular Phones per project or as may be required as needed

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	4
TCI	7
NACE Intermediate	2
NACE Basic	2

No resumes are required for the TA Classification.

The second copy of the letter of interest and required forms, (see general requirements and information section shall be sent to: Mr. Andrew Warren, District Administrator, District 6-0, 200 Radnor-Chester Road St. Davids, PA 19087.

Any technical questions concerning the requirements for this project should be directed to: Mr. George Dunheimer, District 6-0 at (610) 964-6554.

Any questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Philadelphia County
Project Reference No. 08430AG2170**

The Department of Transportation will retain an engineering firm to perform final design and services during construction for S. R. 0095, Section RS2, Delaware Expressway (I-95) in the City of Philadelphia from Marlborough Street to Lehigh Avenue, a distance of

approximately 1.75 km (1.1 miles). The estimated construction cost of this project is \$90.0 million. The Expressway reconstruction will include interchange improvements and bridge widening, rehabilitation and replacement.

The selected firm will be required to provide the following engineering and design services: surveys; roadway design; drainage design; roadside development design; preparation of cross sections; erosion and sedimentation control design; structure design; subsurface boring, sampling and testing; point of access report preparation; transit design; noise analysis and noise wall design; preparation of traffic control, pavement marking and signing plans; traffic signal design; utility coordination; coordination with public agencies, municipal officials, and the public; preparation of final plans, specifications and estimates; shop drawing reviews; alternate design review; and consultation during construction.

Firms that are currently serving, or are being considered for selection, as municipal engineer in the municipality listed in the project description will not be considered for this assignment. Also, firms that are under contract, or are being considered, to provide engineering services to a land developer for a site located along the project will likewise not be considered for this assignment. Firms should state in the letter of interest that they are not serving in either capacity as a municipal engineer or as a representative of a site developer. Any questions concerning this requirement should be directed to Mr. Michael J. Girman, III, at the telephone number listed below.

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

- a. Ability to package and present the letter of interest in accordance with the "General Requirements and Information" section.
- b. Specialized experience and technical competence of the firm including the firm's experience with similar type projects and their ability to provide innovative solutions to complex technical problems.
- c. Experience of employees to be associated with this project. Particularly important are the key people assigned to the project including their experience and past record of performance with similar projects.
- d. Overall current workload of the firm.
- e. Past performance record.

The District will announce the firms that have been shortlisted at an open public meeting scheduled for April 17, 1998 at 10:00 A.M. in Engineering District 6-0's Large Conference Room.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section of the advertised project(s).

The second copy of letter of interest and required forms (see general requirements and information section) shall be sent to: Mr. Andrew L. Warren, District Administrator, District 6-0, 200 Radnor-Chester Road, St. Davids, PA 19087.

Any technical questions concerning the requirements for this project should be directed to Mr. Timothy R. O'Brien, P.E., District 6-0, at (610) 964-6526, or Mr. Michael J. Girman, III, District 6-0, at (610) 964-6530.

Any questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division, at (717) 783-9309.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit two copies of a Letter of Interest are required information for each Project Reference Number for which the applicant wishes to be considered.

The first copy of the Letter of Interest and required information must be submitted to:

Mr. Charles W. Allwein, P.E., Chief
 Consultant Selection Committee
 7th Floor, Forum Place
 555 Walnut Street
 P. O. Box 3060
 Harrisburg, Pennsylvania 17105-3060

Note: The Zip Code for express Mailing is 17101-1900

The Letter of Interest and required information must be received within twenty (20) calendar days of this Notice. The Deadline for receipt of a Letter of Interest at the above address is 4:30 P.M. prevailing time of the twentieth day.

The second copy of the letter of interest and required information must be submitted to the appropriate District Engineer/Administrator or the Bureau Director as indicated in the individual advertisement. This copy must be postmarked or delivered on or before the deadline indicated above.

If an individual, firm, or corporation not authorized to engage in the practice of engineering desires to submit a Letter of Interest, said individual, firm, or corporation may do so as part of a Joint Venture with an individual, firm, or corporate which is permitted under the state law to engage in the practice of engineering.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The Act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act, WBEs or combinations thereof.

Proposing DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

Each Letter of Interest must include the following information and the information must be packaged and presented in the following order:

1. Transmittal Letter (Maximum of two (2) 8 1/2" x 11" typed pages, one side)

The subject heading of the transmittal letter must include the project reference number for which the applicant wishes to be considered, the firm's legal name, fictitious name (if applicable), and the firm's federal identification number. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant must indicate in the body of their transmittal letter the names and Professional Engineer License Number of individuals who are directing heads or employees of the firm who have responsible charge of the firm's engineering activities, and whose names and seals shall be stamped on all plans, specifications, plats, and reports issued by the firm.

2. Project Organizational Chart (one page, one side, maximum size 11" x 17")

This Chart must show key staff from the prime and each subconsultant and their area of responsibility.

3. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project" (one Form 255 for the project team)

The Standard Form 255 must be signed, dated, and filled out in its entirety, including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project.

Under Item 4 of this form, Column A must specify only the number of subconsultant personnel and Column B must specify only the number of prime consultant personnel to be assigned to work on this project reference number. Do not include the total personnel for either the subconsultant or prime consultant under Item 4 unless the total personnel are necessary to provide the required work and services.

The prime and each subconsultant may include no more than one page each for Items 10 and 11.

If a Disadvantaged Business Enterprise (DBE) goal is specified for the project, the DBE must be currently certified by the Department of Transportation, and the name of the DBE and the work to be performed must be indicated in Item No. 6. If a Woman Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

4. Standard Form 254, "Architect-Engineer for Related Services Questionnaire"

A Standard Form 254, not more than one (1) year old as of the date of this advertisement, must accompany each Letter of Interest for the firm, each party to a Joint Venture, and for each subconsultant the firm or Joint Venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor, or a

Company, unless an acceptable Standard Form 254 for the prime and each subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office or Central Office Bureau identified in the individual project advertisement.

If the Standard Form 254 is not submitted with the Letter of Interest, the transmittal letter shall indicate the dates that the Standard Forms 254 were submitted to the Bureau of Design and appropriate Engineering District/Central Office Bureau.

These Forms must be assembled with the prime's form first, followed by the form for each subconsultant in the same order as the subconsultants appear in Item 6 of Form 255.

5. Workload Projection Graph (Not required for Construction Inspection Services) Separate Workload Projection Graphs for the prime and each subconsultant shown in Item 6 of the Form 255 must be included and must indicate the firm's current and anticipated workload compared to the anticipated capacity available for the next two-year time frame. The Workload Projection Graphs must be submitted for the office(s) where the work would be performed and must only include the personnel classifications required for providing the advertised services and work.

6. Authorization Letters (For Construction Inspections Services, if required)

If the advertisement requires a letter signed by individuals giving their approval to use their name in the Letter of Interest, the letters from proposed prime employees must be first, followed by subconsultant employees, in the same order as shown in Item 6 of Form 255.

7. Registration To Do Business

Firms with out-of-state headquarters or corporations not incorporated in Pennsylvania must include, with each Letter of Interest, a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. Overhead Rates (one page)

A single page summary must indicate the latest audited overhead rate developed in accordance with Federal Acquisition Regulations (FAR) for the prime consultant and each subconsultant. If a FAR rate is not available, the latest rate available from a Certified Public Accountant must be indicated. New firms should indicate how long the firm has been in existence and when an audited overhead rate would be available.

9. Additional Information

Additional information, not to exceed ten (10) one sided 8 1/2" x 11" pages or five (5) double sided 8 1/2" x 11" pages may be included at the discretion of the submitting firm.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicita-

tions requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-425. Filed for public inspection March 13, 1998, 9:00 a.m.]

FISH AND BOAT COMMISSION

Application for Tagged Fish Contest on Boundary Lakes

The Fish and Boat Commission (Commission) has received an application under 30 Pa.C.S. § 2907.1 and 58 Pa. Code Chapter 69, Subchapter E (relating to tagged fish contests in boundary lakes) to conduct a tagged fish contest in Lake Pymatuning. Fishing in America has applied to conduct a 60-day tagged fish contest for crappie on Lake Pymatuning during the period from May 2 through June 30, 1998. The applicant estimates that 3,500 persons will participate in this contest. The State of Ohio has issued a permit for this contest on its portion of Lake Pymatuning.

In addition to conducting the tagged fish contest described above, Fishing in America has also applied for a permit to conduct a 1-day fishing tournament on Lake Pymatuning on April 26, 1998 for the purpose of gathering crappie to be captured, tagged and released for use in the tagged fish contest.

Under the provisions of 58 Pa. Code § 69.44(b), the Commission is hereby giving the public the opportunity to offer comments, objections, protests or interventions with respect to the proposed tagged-fish contest. The Commission has established a 15-day public comment period for this application. Persons with comments, suggestions, protests or objections to the proposed tagged fish contest or who wish to intervene in the permit application process are invited to submit them to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 15 days of the date of the publication of this notice in the *Pennsylvania Bulletin*.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-426. Filed for public inspection March 13, 1998, 9:00 a.m.]

Lake Erie Commercial Fishing—1998

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 69.31(c), has established the total allowable 1998 commercial catch for yellow perch from the Pennsylvania waters of Lake Erie. The 1998 total allowable commercial catch for yellow perch is 35,000 pounds. The commercial fishing season for yellow perch on Lake Erie shall end when the Executive Director determines that 35,000 pounds of yellow perch probably have been taken by commercial fishing interests fishing in the Pennsylvania waters of Lake Erie.

The Executive Director of the Commission, acting under 58 Pa. Code § 69.31(b), has determined that the 1998 total allowable commercial catch of walleye from the Pennsylvania waters of Lake Erie is 18,000 pounds. The commercial fishing season for walleye on Lake Erie shall end when the Executive Director determines that 18,000 pounds of walleye probably have been taken by commercial fishing interests fishing in the Pennsylvania waters of Lake Erie.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-427. Filed for public inspection March 13, 1998, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council (Council) review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator F. Joseph Loeper, Chairperson of the Senate Rules Committee to review Senate Bill 39, the proposed Cancer Prevention and Early Detection Services Act which would require insurance coverage of certain cancer-related services, as well as a proposed amendment that would exclude the following from affected health insurance policies: "accident only, fixed indemnity, limited benefit, credit, dental, vision, specified disease, Medicare supplement, Civilian Health and Medical Program of the Uniform Service (CHAMPUS) supplement, long-term care or disability income, workers' compensation or automobile medical payment insurance." The amendment would also add coverage of annual digital rectal exams and PSA tests for men 40-years old and older with certain prostate cancer risk factors and would specify that the benefits be subject to the same copayment and coinsurance provisions of an insurance policy as other medical services, but shall be exempt from any deductible or dollar limit provisions.

The Council is requesting that anyone supporting or opposing these mandated insurance benefits provide six copies of documentation to the Council no later than May 29, 1998. The documentation should be mailed to Lynne A. Edris, PA Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101.

Documentation submitted should be in accordance with any or all of the following information categories described in Section 9 of Act 34:

(i) The extent to which the proposed benefit and the services it would provide are needed by, available to and utilized by the population of the Commonwealth.

(ii) The extent to which insurance coverage for the proposed benefit already exists, or if no such coverage exists, the extent to which this lack of coverage results in inadequate health care or financial hardship for the population of the Commonwealth.

(iii) The demand for the proposed benefit from the public and the source and extent of opposition to mandating the benefit.

(iv) All relevant findings bearing on the social impact of the lack of the proposed benefit.

(v) Where the proposed benefit would mandate coverage of a particular therapy, the results of at least one professionally accepted, controlled trial comparing the medical consequences of the proposed therapy, alternative therapies and no therapy.

(vi) Where the proposed benefit would mandate coverage of an additional class of practitioners, the result of at least one professionally accepted, controlled trial comparing the medical results achieved by the additional class of practitioners and those practitioners already covered by benefits.

(vii) The results of any other relevant research.

(viii) Evidence of the financial impact of the proposed legislation, including at least:

(A) The extent to which the proposed benefit would increase or decrease cost for treatment or service.

(B) The extent to which similar mandated benefits in other states have affected charges, costs and payments for services.

(C) The extent to which the proposed benefit would increase the appropriate use of the treatment or service.

(D) The impact of the proposed benefit on administrative expenses of health care insurers.

(E) The impact of the proposed benefits on benefits costs of purchasers.

(F) The impact of the proposed benefits on the total cost of health care within this Commonwealth.

CLIFFORD L. JONES,
Executive Director

[Pa.B. Doc. No. 98-428. Filed for public inspection March 13, 1998, 9:00 a.m.]

Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council (Council) review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator F. Joseph Loeper, Chairperson of the Senate Rules Committee, to review House Bill 656, which would mandate insurance benefits for certain diabetic supplies and services, require any insurer underwriting Medicare or Medicaid insurance for Pennsylvania residents to provide coverage for hearing aids in accordance with the "Hearing Aid Sales Registration Law," as well as a proposed amendment which would define the term "orthotics" in the bill to include "orthotics related to the treatment of diabetes illness" and require that services must be provided "by an individual with expertise in diabetes self-management, training and education."

The Council is requesting that anyone supporting or opposing these mandated insurance benefits provide six copies of documentation to the Council no later than May 29, 1998. The documentation should be mailed to Lynne A. Edris, PA Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101.

Documentation submitted should be in accordance with any or all of the following information categories described in Section 9 of Act 34:

(i) The extent to which the proposed benefit and the services it would provide are needed by, available to and utilized by the population of the Commonwealth.

(ii) The extent to which insurance coverage for the proposed benefit already exists, or if no such coverage exists, the extent to which this lack of coverage results in inadequate health care or financial hardship for the population of the Commonwealth.

(iii) The demand for the proposed benefit from the public and the source and extent of opposition to mandating the benefit.

(iv) All relevant findings bearing on the social impact of the lack of the proposed benefit.

(v) Where the proposed benefit would mandate coverage of a particular therapy, the results of at least one professionally accepted, controlled trial comparing the medical consequences of the proposed therapy, alternative therapies and no therapy.

(vi) Where the proposed benefit would mandate coverage of an additional class of practitioners, the result of at least one professionally accepted, controlled trial comparing the medical results achieved by the additional class of practitioners and those practitioners already covered by benefits.

(vii) The results of any other relevant research.

(viii) Evidence of the financial impact of the proposed legislation, including at least:

(A) The extent to which the proposed benefit would increase or decrease cost for treatment or service.

(B) The extent to which similar mandated benefits in other states have affected charges, costs and payments for services.

(C) The extent to which the proposed benefit would increase the appropriate use of the treatment or service.

(D) The impact of the proposed benefit on administrative expenses of health care insurers.

(E) The impact of the proposed benefits on benefits costs of purchasers.

(F) The impact of the proposed benefits on the total cost of health care within this Commonwealth.

CLIFFORD L. JONES,
Executive Director

[Pa.B. Doc. No. 98-429. Filed for public inspection March 13, 1998, 9:00 a.m.]

HOUSING FINANCE AGENCY

Public Forums Concerning Housing for People with Disabilities

The Governor's Disabilities Policy Team's Housing Work Group will conduct public forums to which all interested persons are invited. The Housing Work Group was established by the Governor's Disability Policy Team to identify the housing needs of persons with disabilities and includes representatives from the Governor's Policy Office, the Housing Finance Agency, the Pennsylvania Developmental Disabilities Council, the Pennsylvania Human Relations Commission, and the Departments of Community and Economic Development, Aging, Health, Insurance and Public Welfare.

The public forums are free of charge and will be held at the following locations:

<i>Location</i>	<i>Date</i>	<i>Time</i>
North Eastern Pennsylvania Center for Independent Living Lower Level Class Room, IBEW Building 431 Wyoming Avenue Scranton, PA	March 25, 1998	3—6 p.m.
Rachel Carson State Office Building Room 105 400 Market Street Harrisburg, PA	March 31, 1998	3—6 p.m.
Community College of Allegheny County (CCAC) Room 3002, 3rd Floor North Campus 8701 Perry Highway Pittsburgh, PA	April 1, 1998	3—6 p.m.
Edinboro University Multipurpose Room University Center Scotland Road Edinboro, PA	April 2, 1998	3—6 p.m.
Temple University Institute on Disabilities Kiva Auditorium, Ritter Annex 1301 Cecil B. Moore Avenue Philadelphia, PA	April 7, 1998	3—6 p.m.

Purpose:

Forum participants are invited to speak for up to 10 minutes about affordable housing policies, programs and solutions that are relevant to persons with disabilities. Those who have participated in successful local efforts are asked to present examples of activities that could have Statewide applications. Suggestions about identifying and solving housing problems (that is, revisions to tax laws, ways to make capital more accessible, and the like) are welcome and encouraged.

To register and/or schedule a 10 minute presentation, call (717) 780-3874 by March 20, 1998. TDD for persons with a hearing loss (717) 780-1869—specify the forum location being attended. All locations are fully accessible, but anyone requiring special accommodations may wish to note those needs when calling.

Persons who are unable to attend, but wish to submit written comments or materials, written comments will be accepted prior to April 7, 1998 and may be submitted to Lisa J. Yaffe, Director, Housing Services Division, Pennsylvania Housing Finance Agency, 2101 North Front Street, P. O. Box 8029, Harrisburg, PA 17105-8029.

WILLIAM C. BOSTIC,
Executive Director

[Pa.B. Doc. No. 98-430. Filed for public inspection March 13, 1998, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

Regulation Approved:

#1891 Corrections #19-1: State Correctional Institutions and Facilities (amends 37 Pa. Code Chapter 93)

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

Public Meeting held
February 26, 1998

Department of Corrections—State Correctional Institutions and Facilities; Doc. No. 19-1

Order

On September 24, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Corrections (Department). This rulemaking amends 37 Pa. Code Chapter 93. The authority for this regulation is the Prison Medical Services Act of 1996 (61 P. S. § 1014) and Act 53 of 1996 (71 P. S. § 310-3). The proposed regulation was published in the October 4, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 29, 1998.

The regulation establishes a program requiring inmates in State correctional institutions and facilities to pay a fee to cover a portion of the actual costs of the medical services provided. Additionally, Act 53 of 1996 requires the Department to implement a system whereby inmates who are covered by medical insurance are to pay for their own medical needs through their insurance, consistent with the terms of the policy.

We have reviewed this regulation and find it to be in the public interest. The Department estimates that implementation of the program will save the Commonwealth approximately \$180,000 to \$202,000 per year in the provision of medical services. In addition, the Department estimates that \$380,000 per year will be generated from the copayments. This regulation is consistent with the Prison Medical Services Act of 1996 and Act 53 of 1996.

Therefore, It Is Ordered That:

1. Regulation No. 19-1 from the Department of Corrections, as submitted to the Commission on January 29, 1998, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-431. Filed for public inspection March 13, 1998, 9:00 a.m.]

Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following final-form regulations for review. To obtain the date and time of the

meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
16A-704	State Board of Certified Real Estate Appraisers General Provisions/Standards of Professional Conduct	3/2/97

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-432. Filed for public inspection March 13, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Mutual-to-Stock Plan of Conversion; Provident Mutual Life Insurance Company

[CORRECTION]

A notice was published at 28 Pa.B. 1287 (March 7, 1998) relating to the above matter. The notice was certified for publication by Gregory S. Martino, Deputy Insurance Commissioner.

[Pa.B. Doc. No. 98-391. Filed for public inspection March 6, 1998, 9:00 a.m.]

Rate Filing; Prudential Property and Casualty Insurance Company; Private Passenger Automobile Filing

On March 2, 1998, the Insurance Department received from Prudential Property and Casualty Insurance Company a filing for a proposed rate level change for private passenger automobile insurance.

The company requests an overall -7.0% decrease amounting to -\$10,428,440 annually, to be effective June 19, 1998, for new business and July 15, 1998, for renewal business.

Unless formal administrative action is taken prior to May 1, 1998, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

All interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-433. Filed for public inspection March 13, 1998, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing, as authorized by section 9(a) of the act of June 5, 1968 (P. L. 140, No. 78) (40 P. S. § 1008.9(a)) in connection with his company's termination of the insured's automobile policies.

The hearings will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Ronald J. Junker; file no. 97-265-37410; Erie Insurance Exchange; doc. no. PH98-02-019; April 14, 1998, 11 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P. S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

After the hearing, 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 is 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. 98-434. Filed for public inspection March 13, 1998, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Allegheny County, Wine & Spirits Shoppe #9207, Wexford Plaza Shopping Center, 10668 Perry Hwy., Wexford, PA 15090-9244.

Lease Expiration Date: July 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 to 5,000 net useable square feet of new or existing retail commercial space in a shopping center environment on Route 19 in Wexford.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222

Contact: George Danis, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #0228, Edgewood Towne Centre, 1753 S. Braddock Avenue, Pittsburgh, PA 15218.

Lease Expiration Date: October 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space in a shopping center environment serving the Edgewood/Swissvale area.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Joseph J. Molhoek, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #0277, 8050 McKnight Road, Pittsburgh, PA 15237-5750.

Lease Expiration Date: January 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 5,000 to 6,000 net useable square feet of new or existing retail commercial space in a shopping center environment near the intersection of McKnight and Peebles Roads.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: George Danis, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #0288, Caste Village Shopping Ctr., 530-A Village Plaza, Pittsburgh, PA 15236-1514.

Lease Expiration Date: January 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space in a shopping center environment on Baptist Road in Whitehall.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Cambria County, Wine & Spirits Shoppe #1107, 348 Greeve Street, East Conemaugh, PA 15909-1929.

Lease Expiration Date: January 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,500 net useable square feet of new or existing retail commercial space serving the East Conemaugh area.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board

Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222

Contact: Tom Deal, (412) 565-5130

Schuylkill County, Wine & Spirits Shoppe #5413, 65 E. Pottsville Street, Pine Grove, PA 17963-1518.

Lease Expiration Date: May 31, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,600 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of Route 443 (Pottsville Street) and Route 125, Pine Grove.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Willard J. Rhodes, (717) 657-4228

Philadelphia County, Wine & Spirits Shoppe #5116, 101 E. Olney Avenue, Philadelphia, PA 19120-2499.

Lease Expiration Date: January 31, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within a half mile radius of the intersection of Front Street & Olney Avenue, Philadelphia.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, 4501 Kelly Drive, Philadelphia, PA 19129-1794
Contact: Robert Jolly, (215) 560-5310

Delaware County, Wine & Spirits Shoppe #2332, 821 W Sproul Road, Springfield, PA 19064-1208.

Lease Expiration Date: September 30, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,500 net useable square feet of new or existing retail commercial space on Sproul Road within a 2 mile radius of Route 1 in Marple or Springfield Townships.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, 4501 Kelly Drive, Philadelphia, PA 19129-1794
Contact: Robert Jolly, (215) 560-5310

The Liquor Control Board seeks the following new site:

Allegheny County, Wine & Spirits Shoppe #0231, Robinson Township.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,500 net useable square feet of new or existing retail commercial space in a regional shopping center environment near the intersection of Steubenville Pike (Route 60) and Route 22/30 serving the Robinson Township area.

Proposals due: April 3, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board

Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222

Contact: Joseph J. Molhoek, (412) 565-5130
JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 98-435. Filed for public inspection March 13, 1998, 9:00 a.m.]

PENNSYLVANIA ECONOMIC DEVELOPMENT FINANCING AUTHORITY

Pennsylvania Community Development Bank; Capacity Building Grant Guidelines and Workshop

The 1997-98 Appropriation Act (Act 4A of 1997), as amended, includes \$15 million for the Pennsylvania Community Development (PCD) Bank program. The program does not constitute an institution chartered by the Department of Banking or any Federal agency. The Pennsylvania Economic Development Financing Authority (Authority) will administer the PCD Bank.

The PCD Bank will provide grant and loan assistance to Community Development Financial Institutions (CDFIs) and other community-based organizations. The PCD Bank, through CDFIs it assists, will make capital available for community and economic development to revitalize disadvantaged areas and provide economic opportunities for low-income people. The PCD Bank is a key component of Governor Ridge's Project for Community Building.

The PEDFA Board approved the PCD Bank's Capacity Building Grant Guidelines governing the distribution of grants to nonprofit CDFIs and certain other nonprofit organizations. These grants are available in the following categories:

Track 1. Startup Grants: These grants are to assist nonprofit organizations to attain accreditation standards defined by the PCD Bank and for Accredited CDFIs to startup operations in a new geographic service area.

Track 2. Expansion Grants: These grants are to expand the operation and programs of Accredited CDFIs that are also nonprofit organizations.

Track 3. Development Services Grants: These grants to nonprofit technical assistance providers, including both CDFIs and nonCDFI technical assistance providers working with CDFIs, are to build the capacity of CDFI business borrowers and expand business lending markets for CDFIs. These grants will provide technical assistance and capacity building services to small businesses and other potential borrowers of CDFIs or community lending programs.

The Authority and the Department of Community and Economic Development (DCED) will conduct a workshop to provide program information about the PCD Bank Capacity Building Grant Guidelines. The application process and information about program requirements will be covered for each of the three tracks described. Breakout sessions for each of the three grant tracks will be held during the workshop. The workshop will be held on April 7, 1998 from 9:30 a.m. until 4:30 p.m. at the Radisson

Penn Harris Hotel and Convention Center, in Camp Hill, PA. Interested applicants are encouraged to attend this workshop.

Potential applicants can obtain a copy of the guidelines and can register for the workshop by calling the DCED Customer Service Center at (800) 379-7448.

Workshop space is limited. No more than two persons should attend from each organization. Space will be filled on a first-come, first served basis. There is no registration fee for the workshop; however, preregistration is requested. Persons with a disability who wish to attend the workshop and require an auxiliary aid, service or other accommodation to participate in the workshop should contact the Customer Service Center to discuss how those needs may be best accommodated. Text Telephone (TT) calls can be placed through the Pennsylvania Relay System at (800) 654-5984. Calls will be relayed to the phone number listed above.

SAMUEL A. MCCULLOUGH,
Chairperson

[Pa.B. Doc. No. 98-436. Filed for public inspection March 13, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before April 6, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-00114670. Connors Transportation, Inc.(4235 Sussex Drive, Apartment 36, Harrisburg, Dauphin County, PA 17109), a corporation of the Commonwealth of Pennsylvania—persons in group and party service, between points in the county of Dauphin, and from points in Dauphin County, to other points in Pennsylvania, and return; subject to the following condition: groups and parties shall consist of more than 15 persons, but no more than 55 persons per motor coach. *Attorney: M. Lucile Seaman, 15 North Lime Street, Lancaster, PA 17602.*

A-00114593, F. 3. Majestic Limousine Service, Inc., t/d/b/a Majestic Shuttle (444 North Main Street, Doylestown, Bucks County, PA 18901), a corporation of the Commonwealth of Pennsylvania—persons in group and party service between points in the borough of Doylestown, Bucks County, and within an airline radius of 10 statute miles of the limits of said borough, and from

points in said territory, to points in Pennsylvania, and return. *Attorney:* William Casey, 99 East Court Street, Doylestown, PA 18901.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.

A-00103570, Folder 2. Central Florida Coach Lines, Inc. (484 South Mountain Road, P. O. Box 127, Mountaintop, Luzerne County, PA 18707), a corporation of the State of Florida—additional right—persons in call or demand service in that portion of Luzerne County north of Interstate Highway Route 80. *Attorney:* David H. Radcliff, 3905 North Front Street, Harrisburg, PA 17110.

Applications of the following for approval of the right and privilege to partially discontinue/abandon operating as common carriers by motor vehicle for the transportation of household goods in use as described under each application.

A-00109136, F. 2, Am-A. PJAX, Inc. (PO Box 1290, Gibsonia, Allegheny County, PA 15044), corporation of the Commonwealth of Pennsylvania—partial discontinuance of service—(1) household goods, in use, between points in the city of Sunbury, Northumberland County, and within 10 miles by the usually traveled highways of the limits of said city, and from points in said territory, to points in Pennsylvania, and vice versa; (2) household goods, in use, from points in the borough of Columbia, and within 10 miles by the usually traveled highways of the limits of said borough, to other points in Pennsylvania; and (3) household goods, in use, from points in the borough of Latrobe and territory within 3 miles of the limits of said borough, to other points in Pennsylvania, and vice versa. *Attorney:* Louise R. Schrage, 2310 Grant Building, Pittsburgh, PA 15219-2383.

Motor Carrier Applications—Property, Excluding Household Goods in Use

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265 on or before March 30, 1998.

A-00112192 F.2 Adam's Moving & Hauling, Inc.
355 West Main Street, Suite 112,
Norristown, PA 19401: Richard T.
Mulcahey, Jr., Suite 1400 Two Penn
Center, Philadelphia, PA 19102

A-00114699 AVP Transport, Inc.
92 Dilley Street, Forty Fort, PA
18704

A-00114700 James F. Hein
1278 Ellsworth Drive, Whitehall, PA
18052

A-00114701 LLT, Inc.
14115 Lovers Lane, Culpeper, VA
22701: Michael F. Marrone, 101 G
Street NW., Suite 500 West, Washing-
ton, DC 20001

A-00114704 Branka Corp.
4239 Levans Road, Schnecksville, PA
18078

A-00114705 William J. Jordan, t/a Jordan's Tow-
ing
827 South Irving Avenue, Scranton,
PA 18505

A-00114706 Russell J. Miklos, t/a Russ Miklos
Trucking
250 East Main Street, Canfield, OH
44406: Donald Harriatt, Suite 1200
Metropolitan Tower Building, Young-
stown, OH 44501

A-00114707 G. L. Adams, Excavating, Inc.
R. D. 1, Box 396A, Polk, PA 16323:
Michael D. Snyder, 314 West Park
Street, Franklin, PA 16323-1390

A-00114708 KDB Trans. Service, Inc.
1936 Land Road, Jamison, PA 18929

A-00114709 Maxine L. & Joseph H. Heidkamp,
Jr., t/a Maxine's Express
114 Klein Road, Cranberry Twp., PA
16066

A-00114710 Richard Lauffer, t/a Lauffer Trucking
3379 Johnson Road, Duncansville, PA
16635

A-00114711 Davis Fuel Service, Inc., t/a Keystone
Hauling
14 Top of the Oaks, Chadds Ford, PA
19317

A-00114712 Henry H. Daugherty, t/a Henry In-
dustries
R. D. 2, Dubois, PA 15801

A-00114713 Victor J. Saladino Trucking, Inc.
1631 New Hope Street, Norristown,
PA 19401: Eugene A. Steger, Jr., 270
W. Lancaster Ave., Ste. J-1, Malvern,
PA 19355

A-00114714 Bruce E. Wilson
R. R. 1, Box 906, Venus, PA 16364:
Kent S. Pope, 10 Grant Street, Suite
A, Clarion, PA 16214

A-00114716 CGI International, Inc.
1215 Henderson Avenue, Washington,
PA 15301

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-437. Filed for public inspection March 13, 1998, 9:00 a.m.]

**Telecommunications
Without Hearing**

A-310213 F0006 and A-310258 F0004. AT&T Corporation and Teleport Communications Group, Inc. Joint Application of AT&T Corporation and Teleport Communications Group, Inc., for approval of Agreement and Plan of Merger whereby control of Teleport Communications Group, Inc., will be transferred to AT&T Corporation.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the

applicant on or before March 24, 1998, under 52 Pa. Code (relating to public utilities).

Applicant: AT&T Corp.

Through and By Counsel: Daniel Clearfield, Esq, Alan Kohler, Esq, Wolf, Block, Schorr and Solis-Cohen, Locust Court Building, Suite 300, 212 Locust Street, Harrisburg, PA 17101; and

Applicant: Teleport Communications Group, Inc.

Through and By Counsel: James H. Cawley, Esq, Rhoads and Sinon, LLP, One South Market Square, P. O. Box 1146, Harrisburg, PA 17108-1146.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-438. Filed for public inspection March 13, 1998, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

April 20, 1998	Linda D. Benson (Disability)	1:30 p.m.
April 29, 1998	Walter D.Poleski (D) (Payment of Death Benefit)	1 p.m.
	Charles Miskar (D) (Payment of Death Benefit)	2:30 p.m.

Persons with a disability, who wish to attend the above-listed hearings, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Arthur J. Granito, Assistant Executive Director, at (717) 783-5613 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

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 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

JAMES A. PERRY,
Secretary

[Pa.B. Doc. No. 98-439. Filed for public inspection March 13, 1998, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Bids

The Turnpike Commission requests sealed bids for Roof Renovation—Lawn Service Plaza, Milepost 258.75 Westbound, Dauphin Co.

Mandatory Site Inspection—March 24, 1998, at 11 a.m. at Lawn Service Plaza.

Open Date—April 2, 1998 at 11 am.

Bids will be received by the Purchasing Manager not later than the time indicated above. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Department, (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-440. Filed for public inspection March 13, 1998, 9:00 a.m.]

Request for Bids

The Turnpike Commission is requesting sealed bids for:

Supply and Install Microwave System

Mandatory Site Inspection: March 23, 1998 at 10 a.m., at Days Inn Facility (PTC Offices), 800 Eisenhower Blvd., Middletown, PA 17057

Open Date: March 31, 1998 at 11 a.m.

3/4 Ton Vans

Open Date: March 25, 1998 at 11 a.m.

Bids will be received by the Purchasing Manager not later than the time indicated above. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Department, (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-441. Filed for public inspection March 13, 1998, 9:00 a.m.]

Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 88-062-RQ07—Rehabilitation and redecking of Bridge No. NB-725 at M. P. A-105.29 on the PA Turnpike System in Lackawanna Co., PA

Bid Opening Date—April 15, 1998, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$30 per set (Do not add State tax) by check or P. O. Money Order (no cash) payable to the Pennsylvania

Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-442. Filed for public inspection March 13, 1998, 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". A qualified small business concern is an independently owned, operated for profit, business employing 100 or fewer employes and is not a subsidiary or affiliate of a corporation otherwise not qualified.

Such 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. The small business concern must include on every invoice submitted to the Commonwealth: "(name of vendor) is a qualified small business concern as defined at 4 Pa. Code § 2.32".

For information on the required payment date and annual interest rate, please call the Pennsylvania Department of Commerce, Small Business Action Center, 483 Forum Building, 783-5700.

Reader's Guide

Legal Services & Consultation—26

- 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

⑦

⑤ Location

(For Commodities: Contact:)
 Vendor Services Section
 717-787-2199 or 717-787-4705

⑥ Duration

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

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Commodities

1704237 Clothing and individual equipment—168 pairs summer field boot; Rocky "Eliminator" Style No. 8036; black noninsulated no substitute.

Department: Game Commission
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1727117 Clothing and individual equipment—706 each military/tactical M-65 field jacket w/liner color black no substitute.

Department: Corrections
Location: Camp Hill, Cumberland County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1745207 Clothing and individual equipment—1,810 each shirt, long sleeve, mens; 45 each shirt, long sleeve, women's; 2,600 shirt, short sleeve men's; 30 each shirt, short sleeve women's.

Department: State Police
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1781047 Clothing and individual equipment—20 each men's long sleeve white shirts Flying Cross Item No. 19W6600SP or approved equal; 20 each men's short sleeve white shirt Flying Cross No. 69R6600SP or approved equal; 100 each ladies long sleeve silvertan shirt Flying Cross No. 103W6604SP or approved equal; 100 each ladies short sleeve silvertan shirts Flying Cross No. 153R6604SP; 400 each men's long sleeve silvertan shirt Flying Cross No. 19W6604SP or approved equal; 400 each men's short sleeve silvertan shirts Flying Cross No. 69R6604SP or approved equal; 400 each pants Fechheimer Brothers Company No. 322095; 70 each sweaters Fechheimer Brothers No. 00831 color brown or approved equal; 80 each ball caps color brown Gortex w/PA Dog Law screen print on front; 80 each coveralls color brown CT10BN-Red Kap; 144 each ties color brown clip-on-style Long and X-Long.

Department: Agriculture
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1809227 Construction and building materials—3,550 square yards Paving-IS-2 complete in place (1" wearing course and tack coat).

Department: Fish and Boat Commission
Location: Bellefonte, Centre County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

8181170 Construction and building materials—2,712 tons plant mix ID-2 wearing SRLANY; 3,917 plant mix ID-2A wearing, SRL E, H, M, or G or blend of H and L, G and L, or E and L.

Department: Transportation
Location: Lancaster, Lancaster County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

8181180 Construction and building materials—1,336 tons plant mix ID-2A wearing SRLANY; 4,897 tons plant mix ID-3 wearing SRL E or H.

Department: Transportation
Location: Lancaster, Lancaster County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

8181190 Construction and building materials—2,206 tons plant mix ID-2 wearing SRLANY; 3,186 tons plant mix ID-2A wearing SRL E, H, M or G or blend of H and L, G and L, or E and L.

Department: Transportation
Location: Lancaster, Lancaster County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1859077 Fire fighting, rescue and safety equipment—1,050 each bicycle helmets.

Department: Health
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1813227 Hardware—6,017 each various hardware, hot dipped galvanized steel from Follansbee Dock System or approved equal.

Department: Fish and Boat Commission
Location: Bellefonte, Centre County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1689207 Hardware and abrasives—5,000 each keyed cable locks w/13" cable, laminated cable lock, vinyl covered cable 2 keys, keyed alike and individually polybagged, Shot Loc Corp. No. 3000PB or approved equal.

Department: State Police
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1739217 Household and commercial furnishings and appliances—130 dozen sheets white knit contour sheet 50% cotton/50% polyester 36" x 80" no elastic; corner self taped to prevent tearing 8.5 oz./linear yard. Ref. W3N-Duro-Knit or approved equal; 252 dozen pillow cases, Soft Fit Knit 50% cotton/50% polyester hem line to be stitched in specified colors, Ref. W3N-Duro-Knit or approved equal; 220 dozen flat sheet Soft-Fit Knitted 50% cotton/50% polyester fitted at the foot ends to prevent sheet from coming untucked Ref. W3N-Duro-Knit or approved equal; 224 dozen hooded mattress pad 36" x 80" (to fit mattress 36 x 77 x 7) 100% polyester felt (lower shrinkage) Ref. Medline No. MDT219322 or approved equal.

Department: Public Welfare
Location: Ebensburg Center, Ebensburg, Cambria County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

1877137 Household and commercial furnishings and appliances—1 set cubicle curtains—oxford cloth; 1 set cubicle curtains—rainbow cloth; 48 each Staph Check cubicle curtains.

Department: Military Affairs
Location: Spring City, Chester County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

- 1750357** Laboratory instruments and equipment—1 each PMA-4 automatic Pensky Martens Flashpoint Tester furnish and set up.
Department: Environmental Protection
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1761357** Laboratory instruments and equipment—1 each Whatman 75-34 hydrogen generator; 1 each Whatman 920071 replacement electrolyte for hydrogen generator; 2 each Whatman 76-94 UHP nitrogen generator; 2 each Whatman MK76943 Year System maintenance kit; 1 each Whatman 75-83 zero air generator; 1 each Whatman MK7583 3-Year System maintenance kit for zero air generator; 3 each Whatman 2HAH-11T-M200X air compressor.
Department: Environmental Protection
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1763357** Laboratory instruments and equipment—1 each CEM Model No. MDS2100 or approved equal microwave oven 1000 watts.
Department: Environmental Protection
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1767357** Laboratory instruments and equipment—3 each MSA Passport Five Star Personal Alarm; 5 each 3 carrying cases for pump/instrument combination MSA Part No. 71119; 2 each 3 carrying cases for pump/instrument combination MSA Part No. 71119; 18 each 18 units equipped w/3 gas sensors MSA Part No. A-SST-2100M-IAQ-A2000-00002 w/leather cases Part No. 710884; 37 each 37 standard rechargeable Nicad battery packs MSA Part No. 710427; 6 each 6 chargers 8-24VDC MSA Part No. 800525.
Department: Environmental Protection
Location: Uniontown, Fayette County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1768207** Laboratory instruments and equipment—1 lot forensic lights, Xenon 500 watt, Polilight No. PL-500 or approved equal.
Department: State Police
Location: Various
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1791157** Laboratory instruments and equipment—2 each 500 lb. stainless steel cylindrical stacking weights w/threaded through hole, adjusted to ASTM Class "4" tolerance w/calibrated eyebolt for lifting and stacking.
Department: General Services
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1838357** Laboratory instruments and equipment—1 each Environics Model S-9100 computerized ambient monitoring calibration system no substitute.
Department: Environmental Protection
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1853117** Maintenance and repair shop equipment—1 each straight line rip saw, Model SL-60 as manufactured by Diehl Machines.
Department: Corrections
Location: Camp Hill, Cumberland County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1822077** Medical, dental and vet equipment and supplies—2,000 gross latex condoms, FDA Approved reservoir end, lubricated without Nonoxynol-9 packaged 3 condoms to a single package; 400 gross latex condoms FDA Approved reservoir end non-lubricated packaged 3 condoms to a single package.
Department: Health
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 8119460** Metal bars, sheets and shapes—2 each 7'-8" x 28'0" open grid bridge decking.
Department: Transportation
Location: Bedford, Bedford County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 8172990** Metal bars, sheets and shapes—30,849 lbs. 11-W14x82 stringers 28'-6 3/4" lg; 10 intermediate diaphragms C10 x 25 x 2'-1 1/4" lg; 20 connector plates 1/2" x 7 1/2" x 1'-01/2" cut; 32 GR post bracket plates 3/8" x 8" x 9 3/4"; 16 W10 x 33 GR beam bracket 11" lg; 16 W8 x 24 structure MTD GR post 4' 0" lg; 16 W6 x 9 GR offset bracket 1'-1" lg; 22 bearing masonry plate 10" x 1'-2" x 3/4"; 22 bearing sole plate 8" x 1'-0" x 2"; 32 each 7/8" diameter threaded anchor bolts 1'-0" lg w/hex-nut and washers; 208 each 7/8" diameter ASTM A325 bolts 2 1/4" lg w/hex-nut and washers.
Department: Transportation
Location: Bedford, Bedford County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 8177150** Metal bars, sheets and shapes—1,139 SF 3 gauge galvanized bridge flooring.
Department: Transportation
Location: New Bloomfield, Perry County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1823077** Paper and printing—4,500M H511.835.1 (Rev 1/95) WIC Automated Food Instruments (AFI) two up continuous form.
Department: Health
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1824077** Paper and printing—1,500M H511.835.1M (Rev 11/91) WIC Manual Food Instruments (MFI), 3 Part, 1-up continuous form.
Department: Health
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1860187** Paper and printing—25M E-48 CM (2-93) envelope special window 24 lb. white wove 5-3/4" x 8-5/8" top flap full seal gumming.
Department: Revenue
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1782207** Photographic equipment—1 each processor, color print 32" w/variable speed control infrared replenishment auto water saver feed and status display, boost buck transformer, computer control with alpha numerical display of operations, 7 day on/off timer, Hope Model No. HKM-3246-RA4 or approved equal; 1 each water panel, for processor Hope No. WPS-4 or approved equal; 1 each roll feed flanges Hope Model No. KRFB-575 or approved equal; 1 each roll take up flanges Hope No. KRF-575 or approved equal; 1 each rack carrier tray Hope No. KTCT-31 or approved equal; 2 each tanks, chemical replenishment Hope No. RB-10-1 or approved equal.
Department: State Police
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1777387** Pumps—1 each furnish completely assembled a Draidmad sludge dewatering system manufactured by Resi-Tech, Inc. or approved equal.
Department: Conservation and Natural Resources
Location: Schellsburg, Bedford, Bedford County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1855117** Refrigerator and air conditioner equipment—2 each Copeland Compressor Model 6 RW 13,500TSK 3-phase voltage 208/230/460 60 cycles, no substitution; 2 each Carlyle Compressor Model 06EX250360 3 phase voltage 208/230/460 60 cycles, no substitution.
Department: Corrections
Location: Mercer, Mercer County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1762207** Safety equipment—1 each Robot, Mobile Tactical Combat Target System, Complete, Duelatron Target System Mad Robot.
Department: State Police Academy
Location: Hershey, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1701207** Textiles—6,000 lin. yd. fabric 100% wool serge weave color to match existing winter trouser material Raeford Uniform Fabric Style No. 8150-367 (RNI) no substitute; 6,000 lin. yd. fabric, tropical weave 55% dacron polyester/45% wool color to match existing summer trouser, Raeford Uniform Fabric Style No. 573-14895 no substitute.
Department: State Police
Location: Harrisburg, Dauphin County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 1819117** Textiles—5,000 yds. flannel per PA Spec F-39 Eff. 5 Sept. 95, Type 1 Class 1 width 60" color Hot Chocolate (Pantone Color No. 19-1325-TP).
Department: Corrections
Location: Dallas, Luzerne County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 6358118** Textiles—75,000 sq. ft. oil grain leather; leather shall be "H Weight" and shall gauge not less than 4 1/2 ounces or more than 5 ounces on a standard thumb operated gauge.
Department: Corrections
Location: Graterford, Montgomery County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199
- 8504290** Textiles—160 rolls fabric membrane WTRPRFNG 50' long x 4' wide Royston Bridge Membrane No. 10A.
Department: Transportation
Location: Montoursville, Lycoming County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

8504300 Textiles—230 rolls fabric membrane WTRPRFNG 50' long x 4' wide Royston Bridge Membrane No. 10A.
Department: Transportation
Location: Sunbury, Northumberland County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

8504310 Textiles—140 rolls fabric membrane WTRPRNG 50' long x 4' wide (Bridge).
Department: Transportation
Location: Towanda, Bradford County, PA
Duration: FY 97-98
Contact: Vendor Services, fax request to (717) 783-6241 or call (717) 787-2199

SERVICES

Agricultural Services—02

1454 Farrier services. Contractor shall provide farrier services on eight work detail horses. Service to be every 6 weeks (approximately nine times per year). Bid specs available by contacting Institution's Purchasing Department.

Department: Corrections
Location: State Correctional Institution at Rockview, Box A, Bellefonte, Centre County, PA 16823
Duration: July 1, 1998 through June 30, 2001
Contact: Cheryl Snook, Purchasing Agent II, (814) 355-4874, Ext. 206

Audio/Video—04

Tele-98 Vendor to provide to the State Correctional Institution Graterford maintenance service to the existing NEC NEAX 2400 IMS telephone systems. Vendor shall provide adds, moves and changes and removal of the equipment as required for institutional needs.

Department: Corrections
Location: State Correctional Institution Graterford, Box 246, off Route 29, Graterford, PA 19426
Duration: 3 years
Contact: Kelly Richardson, (610) 489-4151

Construction—09

00696-000-97-AS-1 Repair and repave parking entrance and service roads to parking lots at the Anthracite Heritage Museum, in Scranton, PA. For directions, contact the site at (717) 963-4804. All interested bidders should submit a request for the purchase of the bid package in writing or fax (717) 783-1073 along with a \$25 check (nonrefundable) made payable to PHMC and mailed to PA Historical and Museum Commission, Division of Architecture, P. O. Box 1026, Room 526, Harrisburg, PA 17108-1026 Attention: Judi Yingling. Bids are due on Wednesday, April 1, 1998 at 10 a.m. Bid opening will be held in Room 526 of The State Museum of PA, corner of 3rd and North Streets, Harrisburg, PA.

Department: Historical and Museum Commission
Location: Bureau of Historic Sites and Museums, Anthracite Heritage Museum, R. D. 1, Bald Mountain Road, McDade Park, Scranton, PA 18504
Duration: May 1, 1998 to August 30, 1998
Contact: Judi Yingling or Kent Steinbrunner, (717) 772-2401

AE-5200 Construction of concrete foundation walls for material storage building, 4-bay or 3-bay. Fax (717) 783-7971.

Department: Transportation
Location: PennDOT Stockpile No. 07, Kennett Square, New Garden Township, Chester County, PA
Duration: 90 calendar days, proposed bid April, 1998
Contact: Valentina Chubb, (717) 787-7001

AE-5201 Construction of concrete foundation walls for material storage building, 4-bay or 3-bay. Fax (717) 783-7971.

Department: Transportation
Location: PennDOT Stockpile No. 02, Bensalem Township, Bucks County, PA
Duration: 90 calendar days, proposed bid April, 1998
Contact: Valentina Chubb, (717) 787-7001

AE-5202 Construction of concrete foundation walls for material storage building, 4-bay or 3-bay. Fax (717) 783-7971.

Department: Transportation
Location: PennDOT Stockpile No. 01, Norristown, Montgomery County, PA
Duration: 90 calendar days, proposed bid April, 1998
Contact: Valentina Chubb, (717) 787-7001

AE-5203 Construction of concrete foundation walls for material storage building, 4-bay or 3-bay. Fax (717) 783-7971.

Department: Transportation
Location: PennDOT Stockpile No. 02, Chester Pike, Ridley Township, Delaware County, PA
Duration: 90 calendar days, proposed bid April, 1998
Contact: Valentina Chubb, (717) 787-7001

CRE-0224 The contractor shall provide all labor, equipment and supplies for renovation of sewer line from our Personnel Complex and Superintendent's Residence into the main sewage line. Work shall also include excavation of old line and installation of new line. Complete bid specifications on file with agency Purchasing Department. Onsite inspection of services to be performed mandatory.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: May 1, 1998 to June 30, 1998 (anticipated)
Contact: Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, Ext. 166

DGS A 251-298 (Rebid) Project title: Renovation to Driver Licensing Facility No. 61. Brief description: Work includes selective demolition, prefabricated temporary facility, asbestos abatement, masonry, steel framing, roofing, doors and windows, finishes, plumbing, heating, ventilating and air conditioning and electrical systems. General, HVAC, plumbing and electrical construction. Plans deposit: \$60 per set. Payable to: Peno and Associates, Inc./Ernest Romanini, R.A. Joint Venture. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: Peno and Associates, Inc./Ernest Romanini, R.A., Joint Venture, 140 Mary Street, P. O. Box 205, Lemont, PA 16851, (814) 231-2678. Bid date: Wednesday, April 1, 1998 at 2 p.m.

Department: General Services
Location: Department of Transportation Driver Licensing Facility No. 61, Rockview, Centre County, PA
Duration: 150 or 180 calendar days from date of initial job conference depending on which of these two time periods is selected for award
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 251-506 Project title: Renovations in Existing Equipment Repair Shop. Brief description: Install chain link fence interior garage, furnish and install one new aboveground double wall steel 1,000 gallon tank, new motor oil and hydraulic oil distribution piping systems, three new hose reels and compressed air piping. Relocate one steam unit heater, install panel board, lighting and power outlets. General, plumbing and electrical construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Bid date: Wednesday, April 1, 1998 at 1 p.m.

Department: General Services
Location: PennDOT Maintenance Building, Bear Creek, Luzerne County, PA
Duration: 100 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS 406-39 Project title: Auditorium. Brief description: Work consists of site improvements, concrete foundations, masonry bearing walls, steel framing, metal roofing, windows, interior partitions and finishes, to include HVAC, plumbing and electrical systems. General, HVAC, plumbing and electrical construction. Plans deposit: \$145 per set. Payable to: Frey, Kozel & Associates. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: Frey, Kozel & Associates, 339 Boulevard of the Allies, Pittsburgh, PA 15222, (412) 765-3317. Bid date: Wednesday, March 25, 1998 at 11 a.m.

Department: General Services
Location: Edinboro University, Edinboro, Erie County, PA
Duration: 300 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 594-31 Project title: Addition to Kitchen. Brief description: Masonry addition to kitchen in Administration Building (approximately 525 square feet). General construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, March 25, 1998 at 2 p.m.

Department: General Services
Location: Youth Forestry Camp No. 3, Trough Creek State Park, James Creek, Huntingdon County, PA
Duration: 120 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 951-51 Project title: Roof Replacement. Brief description: Remove existing roof system and install new single ply membrane roof system as specified. Install related metal work as detailed. General construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, April 8, 1998 at 11 a.m.

Department: General Services
Location: Hiram G. Andrews Center, Johnstown, Cambria County, PA
Duration: 150 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS 800-244 Project title: Renovation of the Animal Diagnostic Laboratory and Incinerator. Brief description: Work consists of reusing existing foundation, replace existing superstructure with new one story structure including masonry, structural and light steel framing, brick and EIFS exterior, membrane and metal roofing, HVAC, plumbing, electrical and sitework. General, HVAC, plumbing and electrical construction. Plans deposit: \$170 per set. Payable to: John C. Haas Associates, Inc. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: John C. Haas Associates, Inc., 1301 North Atherton Street, State College, PA 16803, (814) 238-1551. Bid date: Wednesday, April 8, 1998 at 2 p.m. A prebid conference has been scheduled for Wednesday, March 18, 1998 at 9 a.m. at Pennsylvania State University, Room 105, Office of The Physical Plant Building, University Park, PA. Contact: Richard Riccardo, (814) 865-7190. All Contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference.

Department: General Services
Location: Pennsylvania State University, University Park, Centre County, PA
Duration: 335 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS 948-10 Phase 7, PT E Project title: Renovations to the Interior. Brief description: Remove existing seating, carpet, stage extension and aluminum handrails. Install new seating, carpet, stage extension and bronze handrailing. Install new step lighting. General and electrical construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, April 1, 1998 at 2 p.m. A prebid conference has been scheduled for Wednesday, March 18, 1998 at 10 a.m. at the Forum Building, Walnut Street Entrance, Harrisburg, PA. Contact: Mel Jacobson, (717) 772-3495. All Contractors who have secured contract documents are invited and urged to attend this Prebid Conference.

Department: General Services
Location: Forum Building, Harrisburg, Dauphin County, PA
Duration: 180 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 952-90 (Rebid) Project title: Flagpole Installation. Brief description: Install foundations and secure relocated triple flagpole unit at the Labor and Industry Building and electric power and illumination of flagpole. General and electrical construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, March 25, 1998 at 2 p.m.

Department: General Services
Location: Labor and Industry Building, 7th and Forester Streets, Harrisburg, Dauphin County, PA
Duration: 120 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS 1579-2 Rebid Project title: Life Safety Code Improvements. Brief description: Work consists of concrete and masonry additions, elevator, windows, fence, architectural precast, structural steel, roofing, insulation, doors and hardware, interior finishes, toilet partition, heating, ventilating and air conditioning, plumbing and electrical work throughout six buildings. General, HVAC, plumbing and electrical construction. Plans deposit: \$100 per set. Payable to: Evans/Salata Architects. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The 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 requests to: Evans/Salata Architects, 900 State Street, Suite 100, Erie, PA 16501, (814) 454-6379. Bid date: Wednesday, March 25, 1998 at 11 a.m. A prebid conference has been scheduled for Tuesday, March 3, 1998 at 10 a.m. at the State Correctional Institution, Main Entrance, Cambridge Springs, PA. Contact: Robert Allen, (814) 398-5400. All contractors who have secured contract documents are invited and urged to attend this Prebid Conference.

Department: General Services
Location: State Correctional Institution, Cambridge Springs, Crawford County, PA
Duration: 330 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

FDC-200-290 Erosion and sedimentation control measures; removal and disposal of existing fuel systems; sample collection and testing; absorbent padding; disposal of contaminated water and soil; bituminous paving; groundwater monitoring well; provide and install above ground storage tanks; demolition of existing and installation of a new pier. Work is located at Moraine, Pymatuning, Ryerson Station and M. K. Goddard State Parks.

Department: Conservation and Natural Resources
Location: Butler, Crawford, Green and Mercer Counties, PA
Duration: Complete by December 31, 1998
Contact: Construction Management Section, (717) 787-5055

FDC-318-298 Provide and place 75 tons of B.C.B.C., 1,500 tons of ID-2, and 50 tons of 2A aggregate at Canoe Creek State Park.

Department: Conservation and Natural Resources
Location: Frankstown Township, Blair County, PA
Duration: 60 days
Contact: Construction Management Section, (717) 787-5055

SP 336934 Services required to remove the existing stone curbs, pillars and handrails and replace them with a reinforced concrete curb and concrete slab at the overlook at Leonard Harrison State Park, Tioga County. Bids will be opened at the Northcentral Engineering Office, Bureau of Facility Design and Construction, R. R. 4, Box 212, Emporium, PA 15834, Cameron County, on Friday, March 27, 1998 at 2 p.m.

Department: Conservation and Natural Resources
Location: Bureau of Facility Design and Construction, Leonard Harrison State Park, R. R. 6, Box 199, Wellsboro, PA 16901
Duration: March 27, 1998—June 30, 1998
Contact: Gene A. Strick, Regional Engineer, (814) 486-5637

Elevator Maintenance—13

0882-129 Elevator maintenance: The contractor shall perform elevator maintenance service as deemed necessary by the Center. The contractor shall respond to requests for service within 3 hours after any notification made prior to 2:30 p.m. local time. Service requests placed after 2:30 p.m. may be made the morning of the following working day, except for service calls deemed by the Center to be emergencies; all emergency requests shall be responded to within 3 hours. The contractor shall have available at all hours of the day or night office facilities, telephone and personnel to provide prompt and efficient repair, replacement and callback service. The Center estimates that there will be 20 service calls per year during the proposed contract period. Additional specifications can be obtained by contacting the Center.

Department: Public Welfare
Location: South Mountain Restoration Center, 10058 South Mountain Road, South Mountain, PA 17261
Duration: July 1, 1998—June 30, 2003
Contact: Cathy J. Tarquino, Purchasing Agent, (717) 749-4030

Engineering Services—14

08430AG2168 Construction inspection and documentation services for S. R. 0080, Section 346, Clarion County.

Department: Transportation
Location: Engineering District 10-0
Duration: Eighteen (18) months
Contact: Consultant Agreement Division, (717) 783-9309

08430AG2169 Open-end contract to provide supplementary construction inspection staff, under the Department's Inspector(s)-in-Charge, to provide construction inspection services on various projects in Philadelphia County, Engineering District 6-0.

Department: Transportation
Location: Engineering District 6-0
Duration: Sixty (60) months
Contact: Consultant Agreement Division, (717) 783-9309

08430AG2170 To provide final design, shop drawing review and consultation during construction on S. R. 0095, Section R52, Delaware Expressway in Philadelphia County.

Department: Transportation
Location: Engineering District 6-0
Duration: Twenty-four (24) calendar months
Contact: Consultant Agreement Division, (717) 783-9309

X112274 Provide professional consultant assistance on mine subsidence investigations on an as-needed basis. Evaluations shall be performed at sites that require a determination of mine subsidence damage to structures occurring anywhere over the underground bituminous coal fields of this Commonwealth.

Department: Environmental Protection
Location: Various locations in Pennsylvania
Duration: July 1, 1998 through June 30, 1999, with option to renew
Contact: Ally Hubler, (717) 787-2471

Environmental Maintenance Services—15

BF 374-102.1 Abandoned Mine Land Reclamation, Bowers Coal Company, Inc., involves an estimated 270,000 c. y. of grading, and 89 acres of seeding.

Department: Environmental Protection
Location: Kittanning and Manor Townships, Armstrong County, PA
Duration: 360 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

BOGM 98-1 Clean out and plug one abandoned gas well estimated to be 2,500 feet deep (Estate of John F. Calabria Property).

Department: Environmental Protection
Location: Hopewell Township, Beaver County, PA
Duration: 45 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

BOGM 98-5 Clean out and plug one abandoned gas well estimated to be 3,200 feet deep (H. Chester Markle Property).

Department: Environmental Protection
Location: Clarion Township, Clarion County, PA
Duration: 45 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

C40-1-103.1 Rehabilitation of Abrahams Creek Debris Basin involves estimated 157 s. f. wire sawcutting concrete, stream diversion and dewatering.

Department: Environmental Protection
Location: West Wyoming Borough, Luzerne County, PA
Duration: 45 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

C40-3-101.1 Rehabilitation of Brown's Creek Debris Basin involves an estimated 30 s. f. wire sawcutting concrete, stream diversion and dewatering and 1 acre of seeding.

Department: Environmental Protection
Location: Brown Creek, Plymouth Borough, PA
Duration: 45 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

C64-4-101.1 Rehabilitation of Lollipop Creek Basin involves estimated 162 s. f. wire sawcutting concrete, stream diversion and dewatering and 1/4 acre of seeding.

Department: Environmental Protection
Location: Village of White Mills, Texas Township, Wayne County, PA
Duration: 45 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

S12-7-101.1 Clear Creek Bank Stabilization work consisting of installation of R-7 riprap for a distance of approximately 310 s. f., seeding approximately .4 acre, 290 c. y. of excavation and 150 c. y. of unclassified fill.

Department: Environmental Protection
Location: Shippen Township, Cameron County, PA
Duration: 60 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

S25-50-101.1 Elk Creek Bank Stabilization work consisting of installation of R-6 riprap for a distance of approximately 235 s. f., seeding, 50 c. y. of common excavation, 10 c. y. of unclassified fill.

Department: Environmental Protection
Location: McKean Township, Erie County, PA
Duration: 60 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

S32-50-101.1 Unnamed tributary to Mahoning Creek Bank Stabilization work consisting of installation of R-6 riprap for a distance of approximately 175 s. f., seeding, 180 c. y. of common excavation, 60 c. y. of unclassified fill.

Department: Environmental Protection
Location: Smicksburg, Indiana County, PA
Duration: 60 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

S40-79-103.1 Little Nescopeck Creek Stabilization work consisting of installation of R-7 riprap for a distance of approximately 285 s. f., 255 c. y. of common excavation, 85 c. y. of unclassified fill and seeding.

Department: Environmental Protection
Location: Dennison Township, Luzerne County, PA
Duration: 60 days after Notice to Proceed
Contact: Construction Contracts Unit, (717) 783-7994

Food—19

404 The Pennsylvania Department of Agriculture plans to enter into a partnership for the exclusive pouring rights for soft drinks at the Farm Show Complex. The partnership will benefit both parties in the promoting of products and events at the Farm Show Complex. The Farm Show Complex is a 16-acre underroof complex including an 8,000 seat arena.

Department: Agriculture
Location: Harrisburg, PA
Duration: July 1, 1998 to June 20, 2003
Contact: Michael F. Mesaris, (717) 787-5674

98-001 Bread, rolls, and related products, fresh as follows: 8,800 loaves bread, white enriched; 500 loaves bread, wheat, whole; 260 loaves bread, cinnamon/raisin; 260 loaves bread, Italian; 2,000 dozen rolls, hamburger, white; 325 dozen rolls, hamburger, whole wheat; 1,600 dozen rolls, frankfurter; 1,600 dozen rolls, dinner, cloverleaf; 1,000 dozen rolls, steak, 6"; 500 dozen rolls, hoagie/sub, 8"; 347 dozen muffins, English, white; 600 dozen rolls, Kaiser, 4"; and 800 loaves bread, French, longstick. Bids will be awarded to lowest bidder on an aggregate total.

Department: Public Welfare
Location: Bensalem Youth Development Center, 3701 Old Trevoise Road, Bensalem, PA 19020
Duration: July 1, 1998 through June 30, 1999
Contact: Dorthia Claud-Williams, Purchasing Agent, (215) 953-6412

Fuel Related Services—20

FDC-100-296 Removal and disposal of existing fuel systems; providing and installing new above ground fuel systems; soil testing; and soil disposal. Work is located at the Bald Eagle State Park and Shikellamy State Park.

Department: Conservation and Natural Resources
Location: Howard Township, Centre County and Upper Augusta Township, Northumberland County, PA
Duration: 145 days
Contact: Construction Management Section, (717) 787-5055

HVAC—22

030-0297 For the preventive maintenance of the district's heating and cooling systems excluding the boiler systems. Service company will be 100% responsible for all maintenance and repairs. Also, service company must be within a 2-hour radius of facility.

Department: Transportation
Location: Engineering District 3-0, 715 Jordan Avenue, Montoursville, PA 17754
Duration: 1 year with four 1-year renewals
Contact: Brian J. Toseki, (717) 368-4221

050-304 Plumbing contract for services and repairs, including emergency repair to roadside rest Site 41 and Site F, I-80, Monroe County. Electrical contract for services and repairs, including emergency repairs to roadside rest Site 41 and Site F, I-80, Monroe County.

Department: Transportation
Location: Rest areas I-80—Monroe County, PA
Duration: One year with two renewals
Contact: Timothy R. Kaercher, (610) 798-4189

FDC-304-227 Providing and installing heating, ventilating and air conditioning equipment (includes water heaters, air handler, condensing unit, associated piping and electrical work). Work is at Colonel Denning State Park.

Department: Conservation and Natural Resources
Location: Lower Mifflin Township, Cumberland County, PA
Duration: 120 days
Contact: Construction Management Section, (717) 787-5055

FM-41 Provide emergency and routine repair work to the heating, air conditioning, plumbing and electrical systems (as needed). The contractor must respond to the call within 4 hours of receiving a call either directly or by a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for 90 days. Bidding to be done on labor rate per hour for mechanic and helper. Parts to be billed at vendors net cost.

Department: State Police
Location: Facility Management Division, Trevoise Station, 3970 New Street, Bensalem, PA 19020
Duration: July 1, 1998 to June 30, 1999
Contact: Les Brightbill or Joan Douglass, (717) 783-5484

KU-98-06 Kutztown University is seeking qualified refrigeration contractors able to demolish existing walk-in refrigeration system and install four new walk-in coolers and one new walk-in freezer. The work will include: electrical power to all new units and refrigerant equipment, as well as providing temporary cooler/freezer units for storage of perishable food items if required during construction of new refrigeration and freezer units. Interested contractors should contact: Entech Engineering, Inc., Attn: Mark Ray, 4 South Street, P. O. Box 32, Reading, PA 19603, (610) 373-6667. There is a nonrefundable fee of \$35. Bid packages will be available March 16, 1998. There is a prebid meeting on March 25, 1998 at 10 a.m. Bids are due April 8, 1998, and will be opened April 9, 1998 at 2 p.m.

Department: State System of Higher Education
Location: Kutztown University, Kutztown, PA 19530
Duration: 90 days after Notice to Proceed
Contact: Barbara Reitz, (610) 683-4132

Janitorial Services—23

2-2-00032 Janitorial service contract at Hyde Maintenance Building. Cleaning will be done nightly, Monday through Friday excluding holidays. Building is one-story. Cleaning will consist of restrooms, emptying of waste baskets, sweeping, mopping tile floors, waxing and buffing tile floors, vacuuming carpets, washing walls, overhead lighting, venetian blinds, windows and dusting furniture. By mutual consent of both parties, this contract shall be renewed by amendment at price quoted for 1 year periods for a total of four such renewals.

Department: Transportation
Location: District 0220, corner of Washington Avenue and Hall Street, Hyde, PA 16843-0245
Duration: June 01, 1998 through May 31, 1999
Contact: Debbie Swank, (814) 765-0524

FM-44 Furnish all equipment, materials and labor to perform janitorial services including empty waste baskets; clean lavatories; sweep floors; machine buff tile floors; vacuum carpets; wash windows inside and outside; general housecleaning twice a year; and shampoo carpets at the Pennsylvania State Police, R. D. 1, Box 131, Selingsgrove, PA 17870. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, Selingsgrove Station, R. D. 1, Box 131, Selingsgrove, PA 17870
Duration: May 1, 1998 to June 30, 2001
Contact: Deshawn Lewis or Joan Berkoski, (717) 783-5484

Laundry/Dry Cleaning—25

10-98-02 Furnish rental of kitchen items including white coats, trousers, white short sleeved shirts, pantsuits, bib aprons, dish and tea towels, white tablecloths 54 x 90 and 54 x 54, linen napkins 20 x 20 and disposable head gear. Resultant contract will provide for the option of renewal for an additional 2 years. Vendors interested in bidding must provide pick-up and delivery services. Detailed bid specifications may be obtained from the Procurement and Supply Division at (717) 783-5485.

Department: State Police
Location: Academy, 175 East Hershey Park Drive, Hershey, PA
Duration: July 1, 1998 through June 30, 1999
Contact: Margaret Chapman, Procurement and Supply, (717) 783-5485

Lodging/Meeting—27

SPC No. 344304 Contractor will provide lodging, meals (breakfast/lunch/dinner/a.m. and p.m. breaks), meeting rooms and ancillary equipment for training/scoring sessions to be held in Eastern, Central and Western, PA. Contractor should bid on appropriate meeting dates as follows: Western, PA September 29—October 2 or October 6—9, 1998; Central, PA October 6—9 or October 13—16, 1998; and Eastern, PA October 13—16 or October 20—23, 1998. All meetings are for 150 participants (90 overnight and 60 commuters). Only one meeting will be awarded in each region. Quiet/well lighted/spacious meeting facilities are mandatory. All sites will be subject to inspection prior to contract award.

Department: Education
Location: Eastern, Central and Western PA
Duration: September 1, 1998—October 31, 1998
Contact: Diann Kitner, (717) 783-2862

X1727 Provide meeting facilities for the Department of Environmental Protection, Bureau of Air Quality Control, Air Program Meeting.

Department: Environmental Protection
Location: Within a 30 mile radius of Somerset, PA
Duration: Through December 31, 1998
Contact: Ally Hubler, (717) 787-2471

Medical Services—29

78928 Ambulance service for Warren State Hospital. Complete specifications may be obtained by contacting the hospital. Award to be made on an aggregate basis.

Department: Public Welfare
Location: Warren State Hospital, 33 Main Drive, North Warren, Warren County, PA 16365-5099
Duration: July 01, 1998—June 30, 2001
Contact: BD Muntz, (814) 726-4496

RFP No. 2-98 The purpose of this RFP is to solicit bids from organizations interested in administering the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) and Family Care Network (FCN) Programs for the Commonwealth of Pennsylvania, Department of Public Welfare. The objective of the EPSDT Program is to ensure that screens are completed in accordance with the periodicity schedule developed by the Department as recommended by the American Academy of Pediatrics. The objectives of the FCN Program are to facilitate access to primary and preventive care for children enrolled in the FCN; manage utilization of Medical Assistance (MA) covered services; and assure quality of care. The EPSDT Program requirements under this RFP include all counties within this Commonwealth not currently covered under the HealthChoices mandatory managed care program implemented by the Department. The FCN Program is currently administered in 61 counties within this Commonwealth.

Department: Public Welfare
Location: Commonwealth of PA
Duration: This RFP will be for an initial 36 month period, reserving the right to renew the contract for two additional 1-year periods
Contact: Polly Hahn, (717) 787-7585

Property Maintenance—33

Project No. 120 Tree stump grinding on 55 (more or less) select areas of tree stumps which are to be ground 3 inches below the surface.

Department: Military and Veterans Affairs
Location: Ft. Indiantown Gap, Annville, Lebanon County, PA
Duration: April 1, 1998—June 30, 1998
Contact: Emma Schroff, (717) 861-8518

Grounds Maintenance (Mowing, Shrub Trimming, Snow Removal) The contract is intended to provide grounds maintenance (mowing, shrub trimming, snow removal) for properties acquired for the Warren Street Extension/222 Improvement Project in Berks County. Thirty to forty properties of varying size are anticipated to be maintained under the proposed contract. The contract will be for 1 year with the option to renew each year for an additional 2 years.

Department: Transportation
Location: Right of Way, District 5-0, 2460 Parkwood Drive, Allentown, PA 18103
Duration: 1998—1999 (12 months)
Contact: Roger L. Moyer, (610) 791-6013

Real Estate Services—35

57A Lease Office Space to the Commonwealth of Pennsylvania. Proposals are invited to provide the PA Board of Probation and Parole with 2,975 useable square feet of new or existing office space, with parking for five vehicles, within the Corporate City limits of Lancaster, Lancaster Township, Warwick Township, Penn Township, Rapho Township, Manheim Township, Borough of Manheim or East Lampeter Township, Lancaster County, PA. The space must be located within three blocks of a public transportation system. Proposals due: April 13, 1998. Solicitation No. 92643.

Department: General Services
Location: Real Estate, 505 North Office Building, Harrisburg, PA 17125
Duration: Indeterminate 1997-98
Contact: John A. Hocker, (717) 787-4394

Security Services—37

Project No. 888 Security Guards for Air National Guard facilities at Harrisburg International Airport. Guards shall be armed in accordance with Lethal Weapons Act.

Department: Military and Veterans Affairs
Location: Harrisburg International Airport, Middletown, Dauphin County, PA
Duration: October 1, 1998—September 30, 2001
Contact: Emma Schroff, (717) 861-8518

Vehicle, Heavy Equipment—38

Electric 98 Vendor to provide parts and labor to repair various size electrical motors located throughout State Correctional Institution Graterford.

Department: Corrections
Location: State Correctional Institution Graterford, Box 246, off Route 29, Graterford, PA 19426
Duration: 3 years
Contact: Kelly Richardson, (610) 489-4151

Miscellaneous—39

01 Conservation treatment, round-trip transportation, insurance and written and photographic documentation of treatment of six museum artifacts, mostly furniture, located in the Governor's Residence, 2035 North Front Street, Harrisburg, PA 17102. Bidder must meet certain qualification criteria, for example, must be a practicing professional artifact conservator, who is a member in good standing of AIC.

Department: Historical and Museum Commission
Location: Governor's Residence, 2035 North Front Street, Harrisburg, PA 17102
Duration: To be completed by June 30, 1998
Contact: John Hartmann, Conservator Chief, (717) 787-2292

017 The contractor shall be responsible for activities in four areas. First, the contract provides for ongoing applied and policy research consultation and support. Second, the contract provides BCS with support in the design, development and operation of the Consumer Services Information System. This includes an extensive report analysis and formatting capability that allows the Bureau of Consumer Services to obtain a variety of reports and analysis in a short time frame. Third, the contract provides data base management, analysis and reporting for the evaluation of the Low Income Usage Reduction Program. A fourth function the contract provides is support to the Office of Communication for the PUC's Consumer Education Program.

Department: Public Utility Commission
Location: Harrisburg, PA
Duration: July 1, 1998—June 30, 1999 w/renewal second and third years
Contact: Crystal Slatick, (717) 787-9520

1200-W The contractor shall provide all labor, tools, materials, equipment, services and appurtenances necessary for the relocation of the Staff Training and Development Building on the premises of the State Correctional Institution at Greensburg. Work will involve the reconstruction of existing materials for assembly of the 34' x 48' building.

Department: Corrections
Location: State Correctional Institution at Greensburg, R. D. 10, Box 10, Route 119 South, Greensburg, PA 15601-8999
Duration: July 1, 1998 to June 30, 2000
Contact: Wendy Maceyko, (724) 837-4397, ext. 254

050-305 Provide modular office building (approximately 60' x 56') and all labor and materials necessary to set up and remove same. Bids will be opened at 11 a.m. on Thursday, April 2. Details and specifications may be obtained by contacting the Fiscal Office at (610) 798-4125.

Department: Transportation
Location: 1713 Lehigh Street, Allentown, PA 18103
Duration: One year with 1-year renewal
Contact: Mike McKinnon or Bill Bellas, (610) 798-4125

PGC 2572 The PA Game Commission is soliciting bids for the pick-up and disposal of dead deer on or along roadways within Bucks County. Bidders are required to attend a prebid conference, to be held at the Southeast Region Office of the PA Game Commission on April 3, 1998, beginning at 10 a.m. For a bid package or directions to the Southeast Region Office call (610) 926-3136.

Department: Game Commission
Location: On or along roadways in Bucks County, PA
Duration: July 01, 1998 through June 30, 1999 (with option to extend additional years)
Contact: Doug Killough, (610) 926-3136

RFP-BEST-1-98 Solicitation of service delivery Area and Nonservice Delivery Area providers to operate regional, Statewide, and industry wide employment and training programs to assist eligible dislocated workers in accordance with Title III of the Job Training Partnership Act as amended by the Economic Dislocation and Worker Assistance Act. Special attention will be given to proposals that operate a training consortia offering a multi-institutional, retraining and education program. A preproposal conference will be held April 9, 1998 at the Holiday Inn, Grantville, PA at 9:30 a.m.

Department: Labor and Industry
Location: Bureau of Employment Services and Training, Statewide
Duration: July 1, 1998 through June 30, 2000 (with funds being awarded on a program year basis)
Contact: John C. Vogel, Director, (717) 772-0781

[Pa.B. Doc. No. 98-443. Filed for public inspection March 13, 1998, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 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:

Requisition or Contract #	Awarded On	To	In the Amount Of
1573157-01	02/24/98	Mattson Instruments	14,826.00
8234560-01	02/24/98	Warnock Dodge, Inc.	57,873.00
1523117-01	02/24/98	Auburn	12,529.00
1606117-01	02/24/98	Agway Crop Center	32,136.69
1367227-01	03/02/98	Meissner Chevrolet/Geo/Olds, Inc.	105,938.00
8129590-01	03/02/98	Calcium Chloride Sales, Inc.	90,174.00
1592117-01	03/02/98	Amtex	18,544.00

Requisition or Contract #	Awarded On	To	In the Amount Of
1551117-01	03/02/98	Safety League, Inc.	10,241.00
1571117-01	03/02/98	Jaycee Metals, Inc.	15,644.00
1549117-01	03/02/98	Beaver Steel Services, Inc.	16,490.00
1611117-01	03/02/98	Asgrow Vegetable Seeds	31,500.00
1611117-02	03/02/98	Centre Hall Farm Store	10,410.00
1611117-03	03/02/98	Agway Crop Center	2,532.00

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 98-444. Filed for public inspection March 13, 1998, 9:00 a.m.]