



Volume 36 (2006)

Pennsylvania Bulletin
Repository

5-13-2006

May 13, 2006 (Pages 2271-2358)

Pennsylvania Legislative Reference Bureau

Follow this and additional works at: http://digitalcommons.law.villanova.edu/pabulletin_2006

Recommended Citation

Pennsylvania Legislative Reference Bureau, "May 13, 2006 (Pages 2271-2358)" (2006). *Volume 36 (2006)*. 19.
http://digitalcommons.law.villanova.edu/pabulletin_2006/19

This May is brought to you for free and open access by the Pennsylvania Bulletin Repository at Villanova University Charles Widger School of Law Digital Repository. It has been accepted for inclusion in Volume 36 (2006) by an authorized administrator of Villanova University Charles Widger School of Law Digital Repository. For more information, please contact Benjamin.Carlson@law.villanova.edu.

PENNSYLVANIA BULLETIN

Volume 36

Number 19

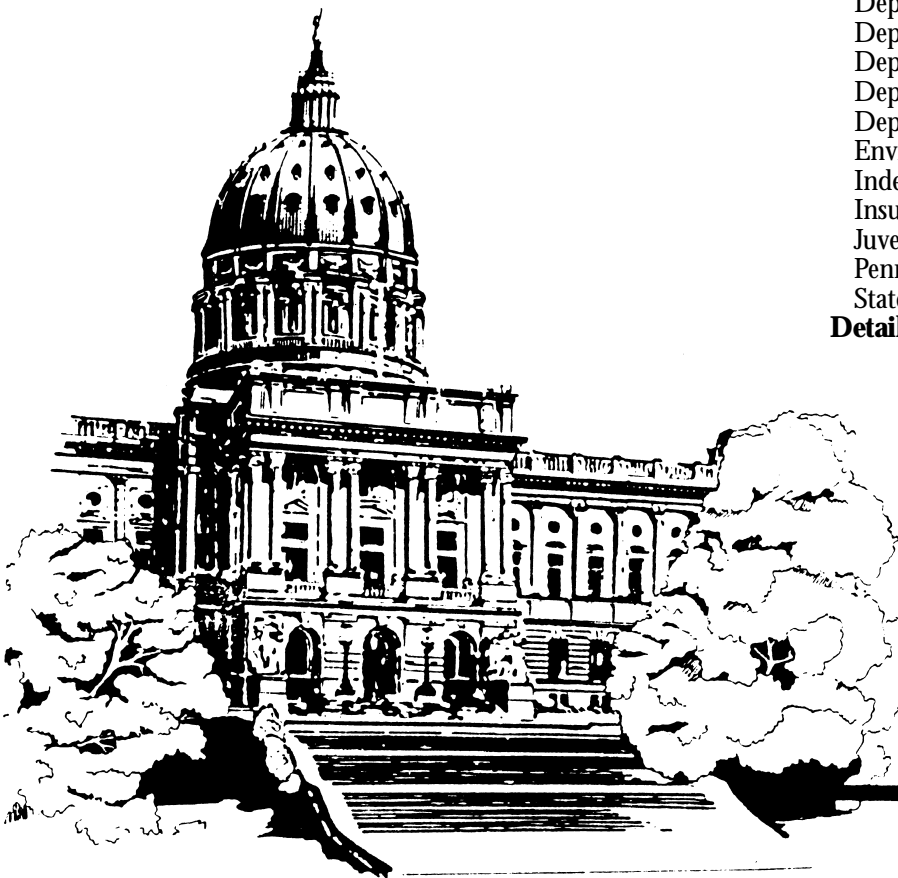
Saturday, May 13, 2006 • Harrisburg, PA

Pages 2271—2358

Agencies in this issue:

The General Assembly
The Courts
Department of Agriculture
Department of Banking
Department of Community and Economic
Development
Department of Conservation and Natural Resources
Department of Education
Department of Environmental Protection
Department of General Services
Department of Labor and Industry
Department of Transportation
Environmental Hearing Board
Independent Regulatory Review Commission
Insurance Department
Juvenile Court Judges' Commission
Pennsylvania Public Utility Commission
State Board of Pharmacy

Detailed list of contents appears inside.



PRINTED ON 100% RECYCLED PAPER



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

No. 378, May 2006

CUT ON DOTTED LINES AND ENCLOSE IN AN ENVELOPE

CHANGE NOTICE

If information on mailing label is incorrect, please make changes in space provided below and mail to:

**FRY COMMUNICATIONS, INC.
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, PA 17055-3198**

CUSTOMER NUMBER (6 digit number above name)

NAME OF INDIVIDUAL

OFFICE NAME—TITLE

ADDRESS (Number and Street)

(City) (State) (Zip Code)

TYPE OR PRINT LEGIBLY

PENNSYLVANIA



BULLETIN

(ISSN 0162-2137)

published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 647 Main Capitol Building, State & Third Streets, Harrisburg, Pa. 17120, under the policy supervision and direction of the Joint Committee on Documents pursuant to Part II of Title 45 of the Pennsylvania Consolidated Statutes (relating to publication and effectiveness of Commonwealth Documents). Subscription rate \$82.00 per year, postpaid to points in the United States. Individual copies \$2.50. Checks for subscriptions and individual copies should be made payable to "Fry Communications, Inc." Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, Pennsylvania 17055-3198
(717) 766-0211 ext. 2340
(800) 334-1429 ext. 2340 (toll free, out-of-State)
(800) 524-3232 ext. 2340 (toll free, in State)

Orders for subscriptions and other circulation matters should be sent to:

Fry Communications, Inc.
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, PA 17055-3198

Copyright © 2006 Commonwealth of Pennsylvania
ISBN 0-8182-0004-9

Editorial preparation, composition, printing and distribution of the *Pennsylvania Bulletin* is effected on behalf of the Commonwealth of Pennsylvania by FRY COMMUNICATIONS, Inc., 800 W. Church Road, Mechanicsburg, Pennsylvania 17055-3198.

CONTENTS

THE GENERAL ASSEMBLY

Recent actions during the 2006 regular session of
the General Assembly 2278

THE COURTS

LOCAL COURT RULES

Bedford County

Local rule relating to arraignment; A.D. no. 1 for
2006 2280

Snyder and Union Counties

Adoption of local rules; nos. MC-10-2006, CP-55-AD-
2-2006 2280

RULES OF CRIMINAL PROCEDURE

Order approving the revision of the comment to rule
522; no. 343 criminal procedural rules; doc. no. 2 . 2279

EXECUTIVE AGENCIES

DEPARTMENT OF AGRICULTURE

Notices

Notice of right-to-know procedures—public access to
information 2287

DEPARTMENT OF BANKING

Notices

Action on applications 2292

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Notices

Consolidated plan public meeting and regional
housing advisory committee meetings 2293

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Notices

Conservation and Natural Resources Advisory
Council meeting 2294

DEPARTMENT OF EDUCATION

Notices

Application of International Institute for Restor-
ative Practices for approval of amendment and
restatement of its articles of incorporation
with change to degree-granting status 2295

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Applications, actions and special notices 2295
Availability of technical guidance 2342
Proposed general plan approval and general operat-
ing permit for feed mills (BAQ-GPA/GP-15) 2343

DEPARTMENT OF GENERAL SERVICES

Notices

Proposed plan for the disposition of Commonwealth
property 2344
State contracts information 2350

DEPARTMENT OF LABOR AND INDUSTRY

Notices

Prevailing Wage Appeals Board public meeting 2344

DEPARTMENT OF TRANSPORTATION

Notices

Transportation Funding and Reform Commission
meeting 2344

ENVIRONMENTAL HEARING BOARD

Notices

Seneca Resources Corporation v. DEP; EHB doc. no.
2004-010-L 2344

INDEPENDENT REGULATORY REVIEW COMMISSION

Notices

Notice of filing of final rulemakings 2346

INSURANCE DEPARTMENT

Notices

Allstate Insurance Group; homeowners rate revi-
sion; rate filings 2346
Insurance coverages or risks eligible for export by
Insurance Commissioner 2346
Pennsylvania Professional Liability Joint Under-
writing; rate filing 2347

JUVENILE COURT JUDGES' COMMISSION

Statements of Policy

Standards governing the collection and disburse-
ment of restitution, the inter-county transfer of
delinquency cases and the release of information
contained in juvenile court files and juvenile
probation records and reports 2282

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Rules and Regulations

Practice and procedure before the Commission;
proceedings initiated prior to adoption 2281

Notices

Service of notice of motor carrier applications 2347
Telecommunications (2 documents) 2347, 2348
Water service (2 documents) 2348

STATE BOARD OF PHARMACY

Notices

Bureau of Professional and Occupational Affairs
v. Enelia Maria Santiago, R. Ph.; doc. no. 0635-
54-06 2349

Now Available Online at <http://www.pabulletin.com>

READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Documents

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

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

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

**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.

Reproduction, Dissemination or Publication of Information

Third parties may not take information from the *Pennsylvania Code* and *Pennsylvania Bulletin* and reproduce, disseminate or publish such information except as provided by 1 Pa. Code § 3.44. 1 Pa. Code § 3.44 reads as follows:

§ 3.44. General permission to reproduce content of Code and Bulletin.

Information published under this part, which information includes, but is not limited to, cross references, tables of cases, notes of decisions, tables of contents, indexes, source notes, authority notes, numerical lists and codification guides, other than the actual text of rules or regulations may be reproduced only with the written consent of the Bureau. The information which appears on the same leaf with the text of a rule or regulation, however, may be incidentally reproduced in connection with the reproduction of the rule or regulation, if the reproduction is for the private use of a subscriber and not for resale. There are no other restrictions on the reproduction of information published under this part, and the Commonwealth hereby consents to a reproduction.

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 2006.

4 Pa. Code (Administration)

Adopted Rules

1	1741
6	378, 381, 1039
7	1633
161	194

Statements of Policy

9	29, 397, 724, 1049
114	2017

7 Pa. Code (Agriculture)

Proposed Rules

49	936
130e	288
145	2016

Statements of Policy

130e	196
------	-----

12 Pa. Code (Commerce, Trade and Local Government)

Adopted Rules

141	283
-----	-----

Proposed Rules

143	559
-----	-----

22 Pa. Code (Education)

Adopted Rules

171	1645
-----	------

Proposed Rules

339	560
-----	-----

25 Pa. Code (Environmental Protection)

Adopted Rules

78	465
93	1648
109	465
252	465
261a	705
1021	709

Proposed Rules

121	715, 1991
126	715
127	1991
245 (with correction)	1851, 2016

28 Pa. Code (Health and Safety)

Adopted Rules

25	1218
----	------

31 Pa. Code (Insurance)

Proposed Rules

73	391
84a	392

34 Pa. Code (Labor and Industry)

Adopted Rules

3	514
3a	514

Statements of Policy

67	957
----	-----

37 Pa. Code (Law)

Adopted Rules

81	1495
----	------

Statements of Policy

200	957, 2282
-----	-----------

49 Pa. Code (Professional and Vocational Standards)

Adopted Rules

1	1496
17	532
19 (with correction)	536, 714
45	1648

Proposed Rules

7	1229, 1231
16	1233
17	1233
31	578, 1240

52 Pa. Code (Public Utilities)

Adopted Rules

1	2097, 2281
3	2097, 2281
5	2097, 2281
62	1748

Proposed Rules

54	956
57	956
63	1044, 1886, 1897
75	571, 942
64	1897
71	1897
73	1897

Proposed Statements of Policy

69	824
----	-----

55 Pa. Code (Public Welfare)

Adopted Rules

601	285
-----	-----

58 Pa. Code (Recreation)

Adopted Rules

63	1124, 1126
65	1126
141	1990
147	194

Proposed Rules

53	1220
61	1656
63	1220, 1655
65	1655, 1656
71	1655
73	1655
77	1220
79	1220
131	12, 1498
139	12, 13
141	19, 20, 21, 22, 1400, 1498

143	23
147	23, 25, 26, 27, 1401
163	2173

Temporary Regulations

401	679, 909, 1347, 1577
421	909
423	681, 1347
437	909
440	679
441	679, 681, 909
463	1577
465	910, 1347, 1577
481	1347
492	1578
493	1578
494	1578

Statements of Policy

465a	919, 1586
------------	-----------

61 Pa. Code (Revenue)**Adopted Rules**

111	822
-----------	-----

Statements of Policy

125 (with correction)	959, 1130
170	1403

67 Pa. Code (Transportation)**Adopted Rules**

86	1128
201	537
203	537
204	537
211 (with correction)	537, 714
212	537
217	537

Proposed Rules

105	12
-----------	----

204 Pa. Code (Judicial System General Provisions)**Adopted Rules**

71	1642
81	173
83	1490, 1642, 1745
85	929
87	929
91	929, 1490
93	929, 1490
207	1491

Proposed Rules

83	1363
----------	------

207 Pa. Code (Judicial Conduct)**Adopted Rules**

21	1213
51	1367

210 Pa. Code (Appellate Procedure)**Adopted Rules**

67	1745, 2171
----------	------------

225 Pa. Code (Rules of Evidence)**Adopted Rules**

ART. I	384
ART. IV	384, 1213

231 Pa. Code (Rules of Civil Procedure)**Adopted Rules**

200	272, 1745
1000	1745
1300	174, 693
1350	693
1400	693
1480	693
3000	176

Proposed Rules

200	272, 934
1000	510
1900	1369
1910	10, 273, 385, 1381
1920	273
1930	693
2250	272
3000	386

234 Pa. Code (Rules of Criminal Procedure)**Adopted Rules**

1	181, 694
3	1385
4	1385, 1396
5	181, 694, 1385, 1397, 2279
6	1385
7	1396
10	1385

Proposed Rules

5	814
---------	-----

237 Pa. Code (Juvenile Rules)**Adopted Rules**

1	186
3	186
6	186
8	186

249 Pa. Code (Philadelphia Rules)

Unclassified	188, 512, 815, 1643, 1843, 1846
--------------------	---------------------------------

255 Pa. Code (Local Court Rules)

Unclassified	189, 388, 512, 935, 1043, 1216, 1399, 1491, 1644, 1850, 1986, 2171, 2280
--------------------	--

GENERAL ASSEMBLY

Recent Actions during the 2006 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 2006 Regular Session.

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
2006 GENERAL ACTS ENACTED—ACT 030 through 033					
030	May 1	HB1591	PN3761	60 days	Medical Care Availability and Reduction of Error (MCARE) Act—extending patient safety standards to certain abortion facilities
031	May 1	HB1618	PN3724	Immediately	Public School Code of 1949—participation in high school graduation ceremonies by students with disabilities
032	May 1	SB0713	PN1736	60 days	Telephone Subscriber Directory Express Consent Act—enactment
033	May 1	SB0925	PN1216	60 days	Pennsylvania Cancer Control, Prevention and Research Act—expiration date extension

*denotes an effective date with exceptions

Effective Dates of Statutes

The effective dates specified above for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified or where the effective date specified is prior to the date of enactment, the effective date is 60 days after final enactment except for statutes making appropriations or affecting budgets of political subdivisions. See 1 Pa.C.S. §§ 1701—1704 (relating to effective dates of statutes).

Advance Copies of Statutes

Section 1106 of Title 1 of the *Pennsylvania Consolidated Statutes* provides that the prothonotaries of each county shall file advance copies of statutes in their offices for public inspection until the *Laws of Pennsylvania* are generally available. Section 2406(h) of The Administrative Code of 1929 provides that the Department of General Services shall distribute advance sheets of the *Laws of Pennsylvania* to each law judge of the courts, to every county and public library of this Commonwealth and to each member of the General Assembly. These copies shall be furnished without charge. The Department shall also mail one copy of each law enacted during any legislative session to any person who pays to it the sum of \$20.

Requests for annual subscriptions for advance copies of statutes should be sent to the State Bookstore, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120, accompanied by a check or money order in the sum of \$20, payable to the "Commonwealth of Pennsylvania."

ROBERT W. ZECH, Jr.,
Director
Legislative Reference Bureau

[Pa.B. Doc. No. 06-832. Filed for public inspection May 12, 2006, 9:00 a.m.]

THE COURTS

Title 234—RULES OF CRIMINAL PROCEDURE

[234 PA. CODE CH. 5]

Order Approving the Revision of the Comment to Rule 522; No. 343 Criminal Procedural Rules; Doc. No. 2

Order

Per Curiam:

Now, this 28th day of April, 2006, upon the recommendation of the Criminal Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. 103(a)(3) in the interests of justice, and a Final Report to be published with this *Order*:

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the revision of the Comment to Rule of Criminal Procedure 522 is approved in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. 103(b), and shall be effective August 1, 2006.

Annex A

TITLE 234. RULES OF CRIMINAL PROCEDURE

CHAPTER 5. PRETRIAL PROCEDURES IN COURT CASES

PART C. Bail

Rule 522. Detention of Witnesses.

* * * * *

Comment

* * * * *

In cases in which bail is set for a material witness pursuant to this rule, the court should consider all the types of release permitted in Rule 524 and the conditions of nonmonetary release upon bail available under Rule 527. When a material witness is to be detained, the court should impose the least restrictive means of assuring that witness' presence, including the use of release on the witness' own recognizance or release upon other nonmonetary conditions, such as electronic monitoring, especially when the witness has limited financial means to post monetary bail.

Official Note: Former Rule 4017, previously Rule 4014, adopted November 22, 1965, effective June 1, 1966; renumbered Rule 4017 July 23, 1973, effective 60 days hence; Comment revised January 28, 1983, effective July 1, 1983; rescinded September 13, 1995, effective January 1, 1996, and replaced by present Rule 522. Present Rule 4017 adopted September 13, 1995, effective January 1, 1996. The January 1, 1996 effective dates extended to April 1, 1996; the April 1, 1996 effective date extended to July 1, 1996; renumbered Rule 522 and amended March 1, 2000, effective April 1, 2001; **Comment revised April 28, 2006, effective August 1, 2006.**

Committee Explanatory Reports:

* * * * *

Final Report explaining the March 1, 2000 reorganization and renumbering of the rules published with the Court's Order at 30 Pa.B. 1478 (March 18, 2000).

Final Report explaining the April 28, 2006 revision to the Comment concerning electronic monitoring published with the Court's Order at 36 Pa.B. 2279 (May 13, 2006).

FINAL REPORT¹

Revision of the Comment to Pa.R.Crim.P. 522

Detention of Witnesses

On April 28, 2006, effective August 1, 2006, upon the recommendation of the Criminal Procedural Rules Committee, the Court approved the revision of the Comment to Rule 522 (Detention of Witnesses). The changes highlight that, when bail is set for a material witness, the court should consider all the conditions of release upon bail available under Pa.R.Crim.P. 527.

This Recommendation was developed in response to the Committee's review of correspondence to the Chief Justice from State Senator Constance Williams concerning a case in Montgomery County in which the victim of an aggravated assault was kept in the county prison for five months as a material witness. Senator Williams requested that consideration be given to revising Rule 522 to permit the use of electronic monitoring as another means of ensuring the availability of a material witness.

In discussing Senator Williams' suggestion, the Committee noted that the rules already permit a judge setting bail to condition release upon the use of electronic monitoring. Rule 527 specifically permits nonmonetary conditions of bail to include "any other appropriate conditions designed to ensure the defendant's appearance and compliance with the conditions of the bail bond." This provision intentionally was worded broadly to provide judges discretion to consider a wide array of nonmonetary types of release on bail, including release subject to electronic monitoring when that is an available option. Several members pointed out that this type of nonmonetary release is being used in several counties.²

The Committee agreed this analysis applies equally to witnesses who are being detained pursuant to Rule 522. Paragraph (A) provides that bail for a material witness may be set "subject to the provisions of this chapter" (Chapter 5 Part C). Accordingly, a judge setting bail for a material witness must consider the types of release enumerated in Rule 524 and the categories of nonmonetary conditions of release set forth in Rule 527, which include the imposition of electronic monitoring as a condition of release for the material witness.

However, the Committee recognizes that not all counties may be aware that electronic monitoring is a release option available for material witnesses.³

¹ The Committee's Final Reports should not be confused with the official Committee Comments to the rules. Also note that the Supreme Court does not adopt the Committee's Comments or the contents of the Committee's explanatory Final Reports.

² Westmoreland County is one example. In addition, Adams County, under the authority of Rule 527, has established a local rule specifically authorizing a bail release program utilizing electronic monitoring.

³ The Committee also recognized that technical and budgetary constraints might preclude some counties from utilizing electronic monitoring and, therefore, did not wish to impose a requirement for its use.

Accordingly, the Comment to Rule 522 is revised by the addition of a new sixth paragraph that emphasizes that the court should consider all available conditions of release pursuant to Rule 524 and any of the nonmonetary conditions of release in Rule 527, including the use of electronic monitoring in cases in which bail is set for a material witness.

[Pa.B. Doc. No. 06-833. Filed for public inspection May 12, 2006, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BEDFORD COUNTY

Local Rule Relating to Arraignment; A.D. No. 1 for 2006

Order

And now, this 21st day of April, 2006, the Court hereby promulgates Local Rule of Court relating to arraignment, Local Rule 571, for Bedford County, comprising the 57th Judicial District of the Commonwealth of Pennsylvania.

By the Court

DANIEL LEE HOWSARE,
President Judge

Arraignment

Local Rule 571.

Arraignment in court cases as defined in Rule 103 of the Pennsylvania Rules of Criminal Procedure shall occur only on the dates and at the times appearing on the annual court calendar. Otherwise, arraignment shall proceed as set forth in Rule 571 of the Pennsylvania Rules of Criminal Procedure. This rule is adopted only for the purpose of establishing the times at which arraignment shall occur in the 57th Judicial District.

[Pa.B. Doc. No. 06-834. Filed for public inspection May 12, 2006, 9:00 a.m.]

SNYDER AND UNION COUNTIES

Adoption of Local Rules; Nos. MC-10-2006, CP-55- AD-2-2006

Order

And Now, this 31st day of March, 2006, it is hereby *Ordered* as follows:

1. Local Rule of Civil Procedure 17CV1301.1(A) is hereby amended to change the amount in controversy subject to compulsory arbitration from Twenty-Five Thousand Dollars (\$25,000) or less to Thirty-Five Thousand Dollars (\$35,000) or less. The Court accordingly hereby adopts the Rule as set forth in Appendix "A" as follows.

2. Said rule shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

3. The Court Administrator of the 17th Judicial District is ordered and directed to do the following:

3.1. File seven (7) certified copies of this Order and of the pertinent Rules with the Administrative Office of Pennsylvania Courts.

3.2. File two (2) certified copies and a computer diskette containing this Order and the pertinent Rule with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3.3. File one (1) certified copy of this Order and the pertinent Rule with the Civil Procedural Rules Committee.

3.4. Provide one (1) copy of this Order and the Local Rule to each member of the Union-Snyder County Bar Association who maintain an active practice in Union or Snyder Counties.

3.5. Keep continuously available for public inspection, copies of this Order and the Local Rules.

By the Court

HAROLD F. WOELFEL, Jr.,
President Judge

APPENDIX A

17CV1301.1 Cases for Submission.

A. Compulsory arbitration of matters as authorized by Section 7361 of the Judicial Code, 42 Pa.C.S. Section 101, et seq. shall apply to all cases at issue where the amount in controversy shall be Thirty-Five Thousand Dollars (\$35,000) or less. The amount in controversy shall be determined from the pleadings or by an agreement of reference filed by the attorneys. The amount in controversy, when determined from the pleadings, shall be the largest amount claimed by any one party. In the event that a case within arbitration limits is consolidated with a case involving more than arbitration limits after the former has been referred to a board of arbitrators, the order of consolidation will remove the same from the jurisdiction of the board of arbitrators.

[Pa.B. Doc. No. 06-835. Filed for public inspection May 12, 2006, 9:00 a.m.]

RULES AND REGULATIONS

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CHS. 1, 3 AND 5]

[L-00020156]

Practice and Procedure Before the Commission; Proceedings Initiated Prior to Adoption

The final revised rules of the Pennsylvania Public Utility Commission's (Commission) Rules of Practice and Procedure were published at 36 Pa.B. 2097 (April 29, 2006).

These revised procedural rules are effective April 29, 2006. For any Commission proceeding initiated prior to this date, all active parties may jointly seek a determination from the assigned presiding officer or the Commission that these revisions apply to that proceeding.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-836. Filed for public inspection May 12, 2006, 9:00 a.m.]

STATEMENTS OF POLICY

Title 37—LAW

JUVENILE COURT JUDGES' COMMISSION

[37 PA. CODE CH. 200]

Standards Governing the Collection and Disbursement of Restitution, the Inter-County Transfer of Delinquency Cases and the Release of Information Contained in Juvenile Court Files and Juvenile Probation Records and Reports

The Juvenile Court Judges' Commission (Commission) adopts Chapter 200, Subchapters G—I (relating to standards governing the collection and disbursement of restitution; standards governing the inter-county transfer of delinquency cases; and standards governing the release of information contained in juvenile court files and juvenile probation records and reports) as a statement of policy to read as set forth in Annex A.

Authority

This statement of policy is promulgated under the authority of the Commission under section 4 of the act of December 21, 1959 (11 P. S. § 270-4).

Purpose and Requirements

This statement of policy is intended to provide guidance to president judges of courts of common pleas regarding the collection and disbursement of restitution under 42 Pa.C.S. § 6352(a)(5) (relating to disposition of delinquent child), to courts and juvenile probation departments regarding the inter-county transfer of delinquency cases under 42 Pa.C.S. § 6321(b) (relating to commencement of proceedings) and the release of information contained in juvenile court files and juvenile probation records and reports under 42 Pa.C.S. Chapter 63 (relating to the Juvenile Act).

Affected Parties

This statement of policy affects courts of common pleas in this Commonwealth with respect to policies governing the collection and disbursement of restitution in delinquency cases, the inter-county transfer of delinquency cases and the release of information contained in juvenile court files and juvenile probation records and reports.

Cost and Paperwork Estimates

Although advisory in nature, this statement of policy recommends the development of written guidelines that may not currently exist in all jurisdictions.

Effective Date

This statement of policy will become effective upon publication in the *Pennsylvania Bulletin*.

Contact Person

For further information regarding this statement of policy, contact Keith B. Snyder, Deputy Director, Juvenile Court Judges' Commission, 401 Finance Building, Harrisburg, PA 17120-0018, (717) 787-5634.

Findings

The Commission finds that this statement of policy is necessary to facilitate the collection and disbursement of restitution, the inter-county transfer of delinquency cases

and the appropriate release of information contained in juvenile court files and juvenile probation records and reports.

Order

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

(a) Title 37 of the Pa. Code is amended by adding a statement of policy in §§ 200.601 and 200.602, 200.701—200.704 and 200.801—200.804 to read as set forth in Annex A.

(b) The Executive Director of the Commission will certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(c) The order shall take effect upon publication in the *Pennsylvania Bulletin*.

JAMES E. ANDERSON,
Executive Director

Fiscal Note: 23-6. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 37. LAW

PART III. AGENCIES AND OFFICES

Subpart N. JUVENILE COURT JUDGES' COMMISSION

CHAPTER 200. JUVENILE COURT JUDGES' COMMISSION

Subchapter G. STANDARDS GOVERNING THE COLLECTION AND DISBURSEMENT OF RESTITUTION

Sec.

200.601. Written guidelines.

200.602. Elements of written guidelines.

§ 200.601. Written guidelines.

The president judge of the court of common pleas shall promulgate written guidelines governing the collection and disbursement of restitution in juvenile delinquency cases, under 42 Pa.C.S. § 6352(a)(5) (relating to disposition of delinquent child).

§ 200.602. Elements of written guidelines.

The written guidelines must, at a minimum, include the following elements:

(1) A policy that children under the jurisdiction of the court who owe restitution be required to make a reasonable amount of restitution, considering the nature of the acts committed and the earning capacity of the child.

(2) A policy that a dispositional order include a specific amount of restitution to be paid, to whom the restitution is to be paid, and a payment schedule if so determined by the court.

(3) A policy that the monetary limits of parental liability in juvenile delinquency cases conform to 23 Pa.C.S. § 5505 (relating to monetary limits of liability).

(4) A policy that where the court has ordered a delinquent child to pay fines, costs or restitution, the court shall retain jurisdiction until there has been full compliance with the order or until the delinquent child attains 21 years of age.

(5) A policy that judgments be filed at termination of juvenile court jurisdiction under 42 Pa.C.S. § 9728 (relating to collection of restitution, reparation, fees, costs, fines and penalties) in cases where orders for fines, costs or restitution remain unpaid.

(6) A policy that the juvenile probation department be responsible for developing private sector or subsidized employment opportunities, or both, to enable indigent children to pay restitution.

(7) Provisions governing the collection of moneys, the management and control of receipts, and disbursement of funds.

(8) A policy requiring an annual report detailing individual and aggregate data on the amount of restitution ordered and collected.

(9) A requirement for an annual audit of all restitution collected and disbursed in juvenile delinquency cases.

Subchapter H. STANDARDS GOVERNING THE INTER-COUNTY TRANSFER OF DELINQUENCY CASES

Sec.	
Preamble	
200.701.	Venue.
200.702.	Inter-county transfer.
200.703.	Courtesy supervision.
200.704.	Transmission of information.

Preamble

The cases of children who commit delinquent acts in other than their county of residence present unique challenges to Pennsylvania's juvenile courts, as do the cases of children whose county of residence changes during the course of juvenile court proceedings. Early and ongoing communication between officials in the affected counties is the first essential step in successfully processing these cases.

Both Pa.R.J.C.P. 300 (venue) and the Juvenile Act, at 42 Pa.C.S. § 6321(b) (relating to commencement of proceedings) provide that proceedings may be commenced in either the county in which the alleged delinquent act occurred or the child's county of residence. However, this subchapter recommends that allegations of delinquency should normally be referred for juvenile court intake in the county in which the alleged delinquent act occurred because of its proximity to victims, witnesses, and law enforcement personnel.

When the court proceeds to an adjudicatory hearing for a nonresident child, both Pa.R.J.C.P. 302(A) (Adjudication of Delinquency) and this subchapter provide that the court shall hear the evidence on the petition or accept an admission, and rule on the offenses.

Upon finding that a nonresident child has committed a delinquent act, and specifying the grading and counts thereof, Pa.R.J.C.P. 302(A) provides that the court may then transfer the case to the child's county of residence for a hearing to determine if the juvenile is in need of treatment, supervision or rehabilitation. However, the transfer of such cases is not required by this rule.

This subchapter recommends that the court, upon determining that a nonresident child has committed a delinquent act, should transfer the case to the child's county of residence. The court in the county of residence can then conduct the hearing to determine if the child is in need of treatment, supervision or rehabilitation and make final disposition of the case. Normally, the county of residence is most familiar with the circumstances of the

family and will be providing supervision of the case if the child is found to be delinquent.

§ 200.701. Venue. (See Pa.R.J.C.P. 300)

(a) A delinquency proceeding must be commenced in either the county in which the delinquent act was allegedly committed or the child's county of residence. Allegations of delinquency should normally be brought through the submission of a written allegation to the juvenile probation department or an attorney for the Commonwealth, consistent with local practice, in the county in which the alleged delinquent act occurred.

(b) The child may file a motion for change of venue if there is substantial prejudice to the child. The court shall decide the motion.

§ 200.702. Inter-county transfer. (See Pa.R.J.C.P. 302(A))

(a) In cases where a child is alleged to be delinquent through the submission of a written allegation to a juvenile probation department in other than the child's county of residence, the juvenile probation department should promptly initiate contact with the juvenile probation department in the county of residence to discuss the matter and jointly determine the most appropriate manner for processing the case. For the purpose of this subsection, the county of residence is defined as that county in which the child's custodial parent, legal guardian or custodian reside, unless emancipation of the child has been established by court finding.

(b) Consistent with local practice, attorneys for the Commonwealth in both the county of residence and the county in which the alleged delinquent act occurred shall be provided notice of the submission of any such allegation by their respective juvenile probation departments to ensure a unified and coordinated effort.

(c) In certain cases, it may be appropriate to transfer a matter to the county of residence immediately following the intake conference. In such cases, the juvenile probation department in the county that received the written allegation should provide the attorney for the Commonwealth in that county with notice of the decision resulting from the intake conference.

(1) The decision to transfer a matter to the county of residence following an intake conference should be jointly determined by the juvenile probation departments and the attorneys for the Commonwealth of the respective jurisdictions.

(2) No transfer to the county of residence should occur over the objection of the attorney for the Commonwealth, unless the court orders the transfer following a hearing pursuant to Pa.R.J.C.P. 311 (relating to intake conference).

(d) If formal court action is required in a case where a child is alleged to have committed a delinquent act in other than the child's county of residence, adjudicatory proceedings should normally be conducted in the county in which the delinquent act occurred, unless a specific arrangement to the contrary has been agreed to by the attorneys for the Commonwealth in both jurisdictions. In certain cases, it may be appropriate for adjudicatory proceedings to occur in the county of residence, rather than the county in which the delinquent act occurred, including situations where the court in the county of residence is in closer proximity to the victim, law enforcement agency or others involved in the case.

(e) In adjudicatory proceedings involving a nonresident child, the court shall hear evidence on the petition or

accept an admission, and shall make and file its findings as to whether the delinquent acts ascribed to the child were committed by the child.

(f) If the court finds that the child committed the acts by reason of which the child was alleged to be delinquent, it shall enter the finding on the record and may then transfer the case to the county of residence for a hearing to determine the child's need for treatment, supervision or rehabilitation. Consistent with local practice in the county of residence, notice of this transfer for hearing and disposition, along with all relevant information, should be provided to the district attorney or juvenile probation department in the county of residence.

(1) While Pa.R.J.C.P. 302(A) (relating to inter-county transfer) permits the transfer of the case to the county of residence following a determination that a nonresident child committed a delinquent act, a transfer is not required.

(2) The recommended practice is that the case should be transferred to the court in the county of residence for a hearing to determine whether the child is in need of treatment, supervision or rehabilitation, and for that court to make final disposition of the case. Normally, the county of residence is most familiar with the circumstances of the family and will be providing supervision of the case if the child is found to be delinquent.

(3) If restitution is owed, the transferring court should enter a finding of the amount of restitution owed and to whom it should be paid, if ordered.

(g) The jurisdiction that makes final disposition of a delinquency matter under the 42 Pa.C.S. Chapter 63 (relating to the Juvenile Act) is responsible for implementing the disposition, including the costs of placement or treatment, and the collection of fines, costs and restitution.

(h) Except upon an agreement to the contrary, the responsibility for the return of a child to the child's county of residence should be that of the county of residence. In all cases, the return of a child to the child's county of residence should occur promptly.

(i) If transfer to criminal proceedings is considered an option in a particular case, officials from the county in which the alleged offenses occurred should immediately contact the appropriate officials in the county of residence to discuss the appropriateness of the various dispositional alternatives, toward the goal of reaching agreement on a course of action. In such a case, however, the ultimate decision regarding whether to seek transfer of the case to criminal proceedings rests with the attorney for the Commonwealth in the county in which the alleged delinquent acts occurred.

§ 200.703. Courtesy supervision. (See Pa.R.J.C.P. 302(B))

(a) If the court in the county in which the delinquent act occurred places the child on a consent decree or enters a dispositional order following an adjudication of delinquency, the court may transfer supervision of the child to the child's county of residence. Likewise, in cases where a child's county of residence changes following disposition, the court in the former county of residence may transfer supervision of the child to the new county of residence.

(b) A county providing courtesy supervision may, with cause, withdraw the supervision at any time and return the matter for further action to the county which entered the disposition order.

§ 200.704. Transmission of information. (See Pa.R.J.C.P. 302(C))

In proceedings involving courtesy supervision or the inter-county transfer of a delinquency case, the transferring court shall order the transfer of certified copies of all documents, reports and summaries to the receiving court.

Subchapter I. STANDARDS GOVERNING THE RELEASE OF INFORMATION CONTAINED IN JUVENILE COURT FILES AND JUVENILE PROBATION RECORDS AND REPORTS

GENERAL PROVISIONS

Sec.

200.801. Definitions.

200.802. Inspection of juvenile court files and juvenile probation records or reports.

200.803. Release of information to schools.

200.804. Public availability.

§ 200.801. Definitions. (See Pa.R.J.C.P. 166(A) and Comment to Pa.R.J.C.P. 160)

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

Juvenile court files—All original records, papers and orders filed, copies of all court notices, and docket entries.

Juvenile probation records or reports—The term includes, but is not limited to, social summaries, psychological and psychiatric evaluations, personal histories, school records and reports, mental health histories and reports, drug and alcohol evaluations, treatment facility records and reports, and copies of all original court records, papers, orders and notices.

§ 200.802. Inspection of juvenile court files and juvenile probation records or reports. (See Pa.R.J.C.P. 160 and 42 Pa.C.S. § 6307)

(a) No court authorization is required for the following persons or agencies to review and copy information contained in juvenile court files and juvenile probation records or reports:

(1) The judges, masters, juvenile probation officers and staff of the court.

(2) The attorney for the Commonwealth, the child's attorney, and the child, but the persons in this category are not permitted to see reports revealing the names of confidential sources of information, except in the discretion of the court.

(3) A public or private agency or institution providing supervision or having custody of the child under order of the court.

(4) A court and its probation officers and other officials or staff and the attorney for the defendant for use in preparing a pre-sentence report in a criminal case in which the defendant is convicted and the defendant previously was adjudicated delinquent.

(5) A judge or issuing authority for use in determining bail, provided that the inspection is limited to orders of delinquency adjudications and dispositions, orders resulting from dispositional review hearings and histories of bench warrants and escapes.

(6) The Administrative Office of the Pennsylvania Courts.

(7) Officials of the Department of Corrections or a State correctional institution or other penal institution to which an individual who was previously adjudicated delinquent in a proceeding under the Juvenile Act (42 Pa.C.S. Chapter 63) has been committed, but the persons in this category shall not be permitted to see reports revealing the names of confidential sources of information contained in social reports, except in the discretion of the court.

(8) A parole board, court or county probation official in considering an individual who was previously adjudicated delinquent in a proceeding under the 42 Pa.C.S. Chapter 63 (relating to the Juvenile Act), but the persons in this category are not permitted to see reports revealing the names of confidential sources of information contained in social reports, except in the discretion of the court.

(9) The judges, juvenile probation officers, and staff of courts of other jurisdictions when necessary for the discharge of their official duties.

(10) The State Sexual Offenders Assessment Board for use in completing assessments.

(11) With leave of court, any other person, agency or institution having a legitimate interest in the proceedings or in the work of the unified judicial system.

(b) A court order shall be required to release any information contained in juvenile court files or juvenile probation records or reports to any other person or agency not listed in subsection (a).

(1) A court order is required to release information to military recruiters, officials from the Immigration and Naturalization Service (INS), the Department of Homeland Security, and others.

(2) Requests for access to, or copies of, juvenile court or juvenile probation files and records should be in the form of a motion to the court that specifies the information being sought and the purpose for which the information will be used. In determining whether to grant the motion, the court should consider the purpose for which the information will be used, the nature of the information requested, administrative or legislative authority governing the release of the information, the nature of the offense, and the impact that the release of the information would have on the child and the community.

(3) Any court order granting the release of information should specify the information to be released and prohibit the further dissemination of the information.

(c) The president judge should adopt written policies and procedures, governing the dissemination of juvenile probation records and reports, to include the following:

(1) A policy that a representative from the juvenile probation department is to be present throughout the inspection of records, and be responsible for the duplication of records.

(2) A requirement that a case-specific written record be maintained by the juvenile probation department listing the names and addresses of individuals to whom copies of records are provided.

(3) A statement prohibiting the secondary dissemination of information should accompany records provided to individuals.

§ 200.803. Release of information to schools. (See Pa.R.J.C.P. 163 and 42 Pa.C.S. § 6341(b.1))

(a) Upon finding a child to be a delinquent child, the court shall, through the juvenile probation department,

provide the following information to the building principal, or a designee, of any public, private, or parochial school in which the child is enrolled:

(1) The name and address of the child.

(2) The delinquent acts that the child was found to have committed.

(3) A brief description of the delinquent acts.

(4) The disposition of the case.

(b) If the child is adjudicated delinquent of a felony offense, the court, through the juvenile probation department, shall provide to the building principal, or a designee, relevant information regarding the child contained in the juvenile probation or treatment reports pertaining to the adjudication, prior delinquent history and the supervision plan of the child.

(c) The court or the juvenile probation department has the authority to share additional information regarding the child under its jurisdiction with the building principal, or a designee, as deemed necessary to protect public safety or to enable appropriate treatment, supervision, or rehabilitation of the child.

(d) Information provided to or maintained by the building principal, or a designee, under this section shall be transferred to the building principal or a designee of any public, private or parochial school to which the child transfers enrollment.

(e) Information provided to the building principal, or a designee, under this section shall be maintained separately from the child's official school record.

(f) The delinquency information in the school record is to be used only by school officials and is not to be released to the general public or third parties unless ordered by the court.

§ 200.804. Public availability. (See 42 Pa.C.S. § 6308(b))

(a) The court shall disclose the name, age and address of the child, the offenses charged and the particular offenses and counts thereof which the child is found to have committed, and the disposition of the case if the conduct of the child meets the following requirements for disclosure:

(1) The child has been adjudicated delinquent by a court as a result of an act committed:

(i) When the child was 14 years of age or older and the conduct would be considered a felony if committed by an adult.

(ii) When the child was 12 or 13 years of age and the conduct would have constituted one or more of the following offenses if committed by an adult:

(A) Murder.

(B) Voluntary manslaughter.

(C) Aggravated assault as defined in 18 Pa.C.S. § 2702(a)(1) or (2) (relating to aggravated assault).

(D) Arson as defined in 18 Pa.C.S. § 3301(a)(1) (relating to arson and related offenses).

(E) Involuntary deviate sexual intercourse.

(F) Kidnapping.

(G) Rape.

(H) Robbery as defined in 18 Pa.C.S. § 3701(a)(1)(i), (ii) or (iii) (relating to robbery).

STATEMENTS OF POLICY

- (I) Robbery of motor vehicle.
- (J) Attempt or conspiracy to commit any of the aforementioned offenses.
- (2) A petition alleging delinquency has been filed alleging that the child has committed an act subject to a hearing under 42 Pa.C.S. § 6336(e) (relating to conduct of hearings) and the child previously has been adjudicated delinquent by a court as a result of an act committed:
 - (i) When the child was 14 years of age or older and the conduct would be considered a felony if committed by an adult.
 - (ii) When the child was 12 or 13 years of age and the conduct would have constituted one or more of the following offenses if committed by an adult:

(A) Murder.

- (B) Voluntary manslaughter.
- (C) Aggravated assault as defined in 18 Pa.C.S. § 2702(a)(1) or (2).
- (D) Arson as defined in 18 Pa.C.S. § 3301(a)(1).
- (E) Involuntary deviate sexual intercourse.
- (F) Kidnapping.
- (G) Rape.
- (H) Robbery as defined in 18 Pa.C.S. § 3701(a)(1)(i), (ii) or (iii).
- (I) Robbery of motor vehicle.
- (J) Attempt or conspiracy to commit any of the aforementioned offenses.

[Pa.B. Doc. No. 06-837. Filed for public inspection May 12, 2006, 9:00 a.m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Notice of Right-to-Know Procedures—Public Access to Information

TITLE: Notice of Right-to-Know Procedures—Public Access to Information

EFFECTIVE DATE: May 13, 2006. This notice supplants a September 27, 2004, notice on the same subject.

AUTHORITY: This notice is issued pursuant to the Right-to-Know Law, 65 P. S. §§ 66.1—66.9 and Pennsylvania Office of Administration Management Directive 205.36.

GENERAL REQUIREMENT: Persons requesting access to records kept by the Pennsylvania Department of Agriculture (PDA) pursuant to the Right-to-Know Law (RTKL) should follow the directions provided in this notice. PDA will follow the procedures described in this notice in responding to such requests.

PURPOSE: This notice modifies PDA's existing records management procedures to: (1) fulfill its obligations under Pennsylvania Right-to-Know Law (RTKL), as amended by Act 100 of 2002; and (2) comply with the requirement of Management Directive 205.36 that an agency such as PDA give appropriate notice of its RTKL policy.

APPLICABILITY: The provisions of this notice apply to all requests under the RTKL regarding any PDA records. These provisions apply to all recorded information, regardless of whether the information exists in written or electronic format.

DISCLAIMER: The provisions of this notice are intended to supplement existing requirements. Nothing in these provisions shall affect regulatory requirements. These provisions are not an adjudication or regulation. There is no intent on the part of PDA to give these provisions that weight or deference. This document establishes the framework within which PDA will exercise its administrative discretion in the future. PDA reserves the discretion to deviate from the provisions of this notice if circumstances warrant.

REQUESTING ACCESS TO RECORDS

PDA maintains thousands of records in its Harrisburg headquarters and 7 Regional Offices spread throughout the Commonwealth. It also retains records at several remote records storage facilities. It will help persons seeking access to records held by PDA to have an understanding of the difference between a "record" and a "public record." Definitions of these terms are as follows:

Public record. Any document that satisfies the general definition of "public record" set forth in the RTKL, that does not fall within any of the exceptions set forth therein. The general definition consists of two parts: (i) any account, voucher or contract dealing with the receipt or disbursement of funds by an agency or its acquisition, use or disposal of services or of supplies, materials, equipment or other property, and (ii) any minute, order or decision by an agency fixing the personal or property rights, privileges, immunities, duties or obligations of any person or group of persons. The statutory exemptions are as follows: The term "public records" shall not mean any

report, communication or other paper, the publication of which would disclose the institution, progress or result of an investigation undertaken by an agency in the performance of its official duties, except those reports filed by agencies pertaining to safety and health in industrial plants; it shall not include any record, document, material, exhibit, pleading, report, memorandum or other paper, access to or the publication of which is prohibited, restricted or forbidden by statute law or order or decree of court, or which would operate to the prejudice or impairment of a person's reputation or personal security, or which would result in the loss by the Commonwealth or any of its political subdivisions or commissions or State or municipal authorities of Federal funds, excepting therefrom however the record of any conviction for any criminal act.

Record. Any document maintained by an agency, in any form, whether public or not.

To help locate the appropriate records, the Department suggests the following:

1. Informal Requests for Access to Records.

The majority of requests for access to public records kept by PDA can be handled on an informal basis.

If a person seeks a copy of a statute, regulation, policy, or general information, a good starting point is the PDA website (www.agriculture.state.pa.us).

PDA regularly provides more types of records for public inspection than are required by the RTKL, and does not require that informal requests to view and copy records be submitted according to a particular procedure. If a person seeks access to a public record, a telephone request to the appropriate RTKL Liaison will—in most instances—result in the requested public record being photocopied and mailed or made available to the requester. PDA has at least two designated RTKL Liaisons at each of its regional offices, and within each bureau at its headquarters building, in Harrisburg. The names, addresses and telephone numbers of the RTKL Liaisons are listed below, in Appendices "A" and "B."

In many cases, a visit to PDA's website or a brief telephone call to the appropriate RTKL Liaison can help focus the records request and save time. Although PDA is not legally obligated to provide information through telephone calls or the PDA website, the agency appreciates that many RTKL requests can be resolved quickly and efficiently through this type of communication, and will try to be responsive to informal RTKL requests reaching PDA through these channels.

2. Formal Written Requests for Access to Records.

In order for a person seeking access to records to have the ability to enjoy the legal rights and remedies provided for in the RTKL, a request for access to records must be in writing, and must be received by the "Right-to-Know Law Coordinator." A request may not be oral, or offered anonymously. A request must, at a minimum, include: (1) the name of the requester; (2) a statement of whether the requester is a resident of the Commonwealth of Pennsylvania; (3) the address to which PDA should send its response; and (4) a clear identification or description of the records sought, with sufficient specificity to enable PDA to ascertain which records are being requested. PDA encourages (but does not require) the use of the Request Form that appears below, in Appendix "C." Written

requests for access to records may be delivered to the Right-to-Know Law Coordinator by mail, personal delivery or facsimile transmission (fax), but may not be delivered by e-mail.

If the written request is delivered by mail or personal delivery, it should be delivered to the following person:

Michael Mesaris, Right-to-Know Law Coordinator
Pennsylvania Department of Agriculture
Bureau of Administrative Services
2301 North Cameron Street
Harrisburg, PA 17110-9408

If the written request is delivered by fax, it must be sent to the following:

Michael Mesaris, Right-to-Know Law Coordinator
(717) 772-2780

The business hours of PDA are from 8:00 a.m. to 4:00 p.m., from Monday through Friday, except those days when the offices of PDA are closed for all or part of a day due to a state holiday; pursuant to executive order; due to severe weather (such as a blizzard or ice storm); due to natural or other disaster; or due to the request or direction of local, state or federal law enforcement agencies or officials.

3. Schedule of Fees.

PDA is not required to provide a person with copies of requested records—only access to those records that are “public records” under the RTKL.

As referenced below, PDA will provide photocopies of public records without charge for copying or postage if the records comprise ten or fewer pages and can fit in a standard business envelope.

If PDA’s fees for copying the records requested are more than \$100, the fees must be paid before PDA will make any copies. The most efficient method by which to make payment is by certified check or money order. Either of these payment methods will result in the prompt copying of the requested material. If payment is by standard check, though, PDA will wait until the check clears before making the requested copies. PDA will not accept cash payments.

a. Photocopies. One “photocopy” is either a single-sided copy or one side of a double-sided copy. For originals that are 11" × 17" or smaller, PDA does not charge for the first 10 photocopies and charges \$0.15 for each photocopy in excess of the first 10. For maps and other oversized documents, the charge is \$2.50 per photocopy or the actual cost to the PDA if the photocopying is not done by PDA.

b. Other materials. PDA charges the following for copying each of the following records: PC diskette—\$5.00; CD—\$7.00; microfilm or microfiche—\$3.00 for the first copy and \$1.50 for each additional copy; paper printouts from microfiche—\$0.50; aperture card—\$0.75.

c. Staff time and postage. PDA does not charge for first class postage if the copies fit in a standard business envelope. Otherwise, PDA charges for the cost of postage. There is no charge for staff time for locating records or preparing the records for review. PDA charges \$15.00 per hour for staff time for redacting records, for leaving a PDA office to accomplish off-premises copying, for traveling in order to retrieve records and for other tasks.

d. Certified copies. PDA charges \$8.00 per sealed impression for official certification of copies.

e. Copying not done at PDA offices. Requesters are prohibited from removing any records from any PDA office. The charges for copying that cannot be done at a PDA office, such as copying of videocassette tapes, is the actual charge to PDA for the copying, plus the \$15.00 per hour charge for PDA staff time.

f. Charges for retrieving off-site records. If a requester seeks access to records that have been sent to off-site locations, the charge is the cost of transporting those records to and from the PDA office, including the \$15.00 per hour charge for PDA staff time. PDA will provide the requester an estimate of these charges before retrieving the records.

g. Charges for special copying. The above list is not exhaustive. PDA retains the discretion to impose reasonable charges for copying or record retrieval not described above.

4. Exceptions: Challenging a Full or Partial Denial (or Deemed Denial) of Access to Public Records.

PDA may deny access to a public record in several ways. In summary, denial may be in the form of a letter denying—in whole or in part—a written request for access, or may be a “deemed denial” if PDA does not respond to a written request for access within the time frames prescribed by the RTKL. In either event, the requester has the right to file “exceptions” challenging PDA’s denial.

It will help persons seeking to challenge a denial of access to records held by PDA to have an understanding of the following terms:

Business day. Any Monday, Tuesday, Wednesday, Thursday or Friday, except those days when the offices of PDA are closed for all or part of a day due to a state holiday; pursuant to executive order; due to severe weather (such as a blizzard or ice storm); due to natural or other disaster; or due to the request or direction of local, state or federal law enforcement agencies or officials.

Exceptions. A written administrative appeal filed with an agency by a requester challenging the agency’s denial or deemed denial of the requester’s RTKL request.

Exceptor. A person who files exceptions to a full or partial denial of a request for access to records by PDA.

RTKL Exceptions Official. Any official or employee designated by the agency head to consider exceptions, conduct hearings, as appropriate, and issue final determinations resolving those exceptions.

RTKL Exceptions Unit. The office designated by the agency head to receive and docket exceptions filed by requesters

a. Time within which Exceptions must be filed. A person who seeks to file exceptions to PDA’s full or partial denial of a request for access to records must do so within 15 business days of the mailing date of PDA’s written denial, or within 15 days of the date the request is deemed denied.

b. Format and content of Exceptions. Exceptions must be in writing, and must state the basis for the requester’s position that the record with respect to which access has been denied is a public record. Exceptions should address the reasons stated by PDA for denying the request, unless the request was deemed denied. Exceptions may (but need not) contain a request for a hearing before the RTKL Exceptions Official.

c. Submitting Exceptions to the RTKL Exceptions Office. Written exceptions may be submitted to the RTKL Exceptions Office by: (1) regular U. S. mail (in which case the mailing date shall be the date of the postmark on the envelope or, if the postmark is illegible, the date immediately preceding the date upon which the RTKL Exceptions Office receives the exceptions, and the mailing date shall be considered the filing date); or (2) by personal delivery, facsimile transmission, parcel delivery service courier service or similar means of delivery (in which case the filing date shall be the date the exceptions are received at the RTKL Exceptions Office). Exceptions may not be submitted by e-mail. Exceptions should be delivered to the following person:

Marilyn Heck, Right-to-Know Law Exceptions Official
 Pennsylvania Department of Agriculture
 Bureau of Administrative Services
 2301 North Cameron Street
 Harrisburg, PA 17110-9408

If the written request is delivered by fax, it must be sent to the following:

Marilyn Heck, Right-to-Know Law Exceptions Official
 (717) 772-2780

d. Procedure for Resolving Exceptions. Unless otherwise agreed to by PDA, the Exceptor and the RTKL Exceptions Official, the following procedures shall apply:

- Within 7 business days after the filing of the exceptions, PDA may submit to the RTKL Exceptions Official a written response to the exceptions.
- If the RTKL Exceptions Official decides to conduct an administrative hearing, the Exceptor will be notified of the date, time, and place. The RTKL Exceptions Official may condition having an administrative hearing on the Exceptor's agreement to a final determination more than 30 days after the exceptions were mailed.
- The RTKL Exceptions Official may: (1) require that each party, in advance of the administrative hearing, provide a list of witnesses and exhibits to the opposing party and the RTKL Exceptions Official; and (2) at the

subsequent administrative hearing, limit the witnesses and exhibits to only those identified on the list.

- Unless otherwise determined by the RTKL Exceptions Official, the administrative hearing will be conducted during a single business day. The RTKL Exceptions Official may limit the time within which each party must present its witnesses and exhibits. The Exceptor will present evidence first.
- Testimony of witnesses at an administrative hearing will be under oath and recorded by a court reporter.
- If an administrative hearing is held, the strict rules of evidence will not be applied. The RTKL Exceptions Official may admit into evidence testimony and exhibits that are reasonably probative and relevant. Any brief or legal argument must be presented at or before the hearing.
- The General Rules of Administrative Practice and Procedure will not apply. The RTKL Exceptions Official shall rule on procedural matters regarding the exceptions on the basis of justice, fairness, and expeditious resolution.
- The RTKL Exceptions Official may designate another person to conduct hearings or otherwise assist the Exceptions Official.

e. Review of Exceptions. The RTKL Exceptions Official may—but need not—convene a hearing on the exceptions. The decision as to whether to convene a hearing is not appealable. The RTKL Exceptions Official must issue a written “final determination” by mailing it to the requester within 30 days of the mailing date of the exceptions (or the filing date, if the exceptions are delivered to the RTKL Exceptions Official by means other than by regular U. S. mail), unless this time period is waived by the Exceptor. If the final determination denies the request for access to records, it will contain a written explanation of the reasons for denial. A final determination may be appealed to the Commonwealth Court, in accordance with the Right-to-Know Law.

DENNIS C WOLFF,
Secretary

APPENDIX “A”

List of Right-to-Know Law Liaisons at PDA Regional Offices

OFFICE	COUNTIES COVERED	TELEPHONE NUMBER	RIGHT-TO-KNOW LAW LIAISON AND ALTERNATE
PDA Region I Office 13410 Dunham Road Meadville, PA 16335	Clarion, Crawford, Elk, Erie, Forest, Jefferson, McKean, Mercer, Venango and Warren	(814) 332-6890	Paula Sleptzoff
PDA Region II Office 542 County Farm Road Suite #102 Montoursville, PA 17754	Cameron, Clinton, Columbia, Lycoming, Montour, Northumberland, Potter, Snyder, Tioga and Union	(570) 433-2640	Sherri Holtzman, Margaret (Peggy) Bird
PDA Region III Office Rt. 92 South, P. O. Box C Tunkhannock, PA 18657	Bradford, Carbon, Lackawanna, Luzerne, Monroe, Pike, Sullivan, Susquehanna, Wayne and Wyoming	(570) 836-2181	Ann Morgan
PDA Region IV Office 6 McIntyre Rd. Gibsonia, PA 15044	Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Lawrence, Washington and Westmoreland	(724) 443-1585	Irene Corvi Marilyn Rebholz
PDA Region V Office 1307 7th Street Cricket Field Plaza Altoona, PA 16601	Bedford, Blair, Cambria, Clearfield, Centre, Fulton, Huntingdon, Juniata, Mifflin and Somerset	(814) 946-7315	Richard Choboy Elizabeth Santini, DVM

OFFICE	COUNTIES COVERED	TELEPHONE NUMBER	RIGHT-TO-KNOW LAW LIAISON AND ALTERNATE
PDA Region VI Office State Farm Show Complex P. O. Box 5184 Harrisburg, PA 17110-0184	Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York	(717) 346-3223	Tom Oyler Sally Seeley
PDA Region VII Office Route 113, P. O. Box 300 Creamery, PA 19430	Berks, Bucks, Chester, Delaware, Lehigh, Montgomery, Northampton, Philadelphia and Schuylkill	(610) 489-1003	Phyliss Starr Larry Sidorowicz

Appendix "B"

List of Right-to-Know Law Liaisons at PDA Bureaus, Commissions and Offices

Bureaus:

<i>Office Name</i>	<i>Right-to-Know Law Liaison and Alternate</i>	<i>Telephone Number</i>
Bureau of Administrative Services	Marilyn Heck Fred Wertz	(717) 787-4854
Bureau of Animal Health and Diagnostic Services	Dr. Jeanine Staller Joyce McLaughlin Sue Berkheimer	(717) 772-2852
Bureau of Dog Law Enforcement	Mary Bender Rick Burd	(717) 787-4833
Bureau of Farm Show	Norine Bahnweg Chris Seiple	(717) 787-5373
Bureau of Farmland Preservation	Maggie Hanshue Clara Roy	(717) 783-3167
Bureau of Food Distribution	Nancy Derr Sandy Hopple	(717) 787-2387
Bureau of Food Safety and Laboratory Services	Lenchen Radle Norma Burrs	(717) 787-4315
Bureau of Market Development	Pam Dailey Stacy Rakocy	(717) 783-1450 (717) 783-3181
Bureau of Plant Industry	Joe Uram John Breitsman	(717) 772-5212 (717) 772-5215
Bureau of Ride and Measurement Standards	Sheila Strubhar Kenneth Deitzler	(717) 787-9089

Other Offices:

Press Office	Kristina Watson	(717) 787-5085
Equine Toxicology and Research Laboratory	Mark Kaher	(610) 436-3501
Hardwoods Development Council	Keith Craig D. Wayne Bender	(717) 772-3715

Commissions:

State Harness Racing Commission	Anton Lepler Fonda Civitello	(717) 787-5196
State Horse Racing Commission	Dan Tufano Sara Freed	(717) 787-1942

The mailing address of each Bureau, office or commission listed is as follows:

(Name of Bureau, Office or Commission)
ATTN: (Name of Right-to-Know Law Liaison)
Pennsylvania Department of Agriculture
2301 North Cameron Street
Harrisburg, PA 17110-9408

Official Use Only—RTKL
Request tracking Number

Official Use Only—
Date Stamp

**Pennsylvania Department of Agriculture
Right-to-Know Law Coordinator
Bureau of Administrative Services
2301 North Cameron Street
Harrisburg, PA 17110-9408
PDA Right-To-Know Law Record Request Form**

Name of Requester:
(Please print)

Last	First	MI
------	-------	----

Signature:

_____ Date: _____

Mailing Address:

_____ Street/P. O. Box

City	State	Zip Code
------	-------	----------

Telephone Number:

_____ Fax Number: _____

Optional	Optional
----------	----------

Is the requester a resident of the Commonwealth of Pennsylvania? (Check one) Yes _____ No _____
If "yes," provide the address of the resident, if different from the Mailing Address provided above: _____

Please identify each of the documents that is subject to this request. You must identify these documents with sufficient specificity so we may ascertain whether we have these documents and how to locate them.

Please check one of the following:

- _____ I am only requesting access to the documents identified above.
- _____ I am only requesting a copy of the documents identified above.
- _____ I am requesting access to the documents identified above and a copy of those documents.

If you are requesting a copy of the documents identified above, please check one of the following:

- _____ I want a paper copy of the documents.
- _____ I want a computer-readable copy of the documents, if available in that format (e.g., diskette or compact disk).
- _____ Other (please specify): _____

[Pa.B. Doc. No. 06-838. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending May 2, 2006.

BANKING INSTITUTIONS

Section 112 Applications

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
4-21-06	Linlo Investment, LP, Lemoyne, to acquire an additional 39,000 shares of common stock of Community Financial, Inc., Camp Hill	Lemoyne	Filed

Bank Holding Company Reorganizations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-28-06	Berkshire Bank, Wyomissing and Berkshire Interim Bank, Wyomissing Surviving Institution— Berkshire Bank, Wyomissing	Wyomissing	Filed

Application to merger being filed to facilitate the acquisition of Berkshire Bank, Wyomissing, by Berkshire Bancorp, Inc., a bank holding company in formation.

Conversions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-1-06	Community First Bank, National Association Reynoldsville Jefferson County	444 Main Street Reynoldsville Jefferson County	Effective

To:

Community First Bank
Reynoldsville
Jefferson County

Represents conversion from a National banking association to a Pennsylvania State-chartered commercial bank. Community First Bancorp, Inc., Reynoldsville, is the parent holding company of Community First Bank.

Branch Acquired By Conversion:

101 Sykes Street
Sykesville
Jefferson County

Absorptions, Mergers and Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-28-06	Republic First Bank, Philadelphia, PA, and Republic First Bank of New Jersey, Voorhees, NJ Surviving Institution— Republic First Bank, Philadelphia, PA	Philadelphia	Filed

Application is being filed to facilitate the expansion of operations of Republic First Bank into the State of New Jersey by chartering as a subsidiary, Republic First Bank of New Jersey, a new New Jersey commercial bank.

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-21-06	Berkshire Bank Wyomissing Berks County	350 East Bellevue Avenue Muhlenberg Township Berks County	Opened

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-26-06	Parkvale Savings Bank Monroeville Allegheny County	<i>To:</i> 401 Ninth Street New Kensington Westmoreland County <i>From:</i> 931 Fifth Avenue New Kensington Westmoreland County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Articles of Amendment**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
4-28-06	New Life Community Development Credit Union Philadelphia Philadelphia County	To amend Paragraph 8 by adding the following underlined language: "The membership of the low income community development credit union will be limited to individuals who reside, work or gather regularly within the following boundaries beginning at 48th & Baltimore Avenue, continuing west to Cobbs Creek Parkway/63rd Street, continuing north to 63rd & Lancaster Avenue, continuing northeast to Monument Road, continuing northeast to Conshohocken Avenue, continuing east to West River Drive, continuing southwest to Montgomery Drive, continuing southwest to Belmont Avenue, continuing southeast to Girard Avenue, continuing southwest to 48th Street, continuing south back to 48th & Baltimore Avenue; <u>and to individuals who live and work within these boundaries, businesses owned by these individuals, and businesses that operate within said boundaries.</u>	Effective

The Department's website at www.banking.state.pa.us includes public notices for more recently filed applications.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 06-839. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Consolidated Plan Public Meeting and Regional Housing Advisory Committee Meetings

The Department of Community and Economic Development (Department) is preparing its 2007 Action Plan that supplements the Commonwealth's Consolidated Plan for Federal Fiscal Years 2004-2008. This document must be submitted to, and approved by, the United States Department of Housing and Urban Development (HUD) for the Commonwealth and organizations within the State to receive funding under most HUD housing and community development programs. The Consolidated Plan creates a unified strategy for housing and community development

programs, as well as the necessary linkages for building successful neighborhoods and communities.

The Commonwealth's 2007 Action Plan will address how the Commonwealth intends to allocate funds under the following programs: Community Development Block Grant, HOME Investment Partnerships, Emergency Shelter Grant and Housing Opportunities for Persons with AIDS.

Public Meeting

The public meeting will be conducted electronically through the Internet. The format will be more accessible in that persons who wish to make a comment or discuss policy may participate directly from their personal computer or from a computer location at a public library on July 19, 2006. Access to the discussion on the Internet will occur between the hours of 10 a.m. and 12:30 p.m. This more widely available personal computer access will replace the usual public meeting.

Individuals or organizations may give testimony or comments by means of the Internet. Comments will be accepted about topics related to community development, housing, the content of the Commonwealth's Action Plan and the process by which the public input is gathered. The Commonwealth encourages public participation in this process.

Persons who want to participate must register in advance online through the Internet. Contact Karen Overly Smith at (717) 214-5340 to receive registration instructions for the Internet meeting at least 24 hours prior to the meeting date. Internet public meeting access will be open from 10 a.m. to 12:30 p.m. on July 19, 2006. During the meeting, if support is required, call (866) 224-4890 and enter "pin number" 3958 and press the pound (#) sign.

Individuals or organizations may give testimony or comments at this public meeting. Comments will be accepted about topics related to community development, housing, the content of the Commonwealth's Action Plan, and the process by which the public input is gathered. The Commonwealth encourages public participation in this process.

Written Comments

Written testimony to be entered into the record may be submitted by 5 p.m., July 18, 2006. Submit comments to Karen Overly Smith, Department of Community and Economic Development, Center for Community Building, Office of Community Development, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225.

Regional Housing Advisory Committee Meetings

The Commonwealth has Regional Housing Advisory Committees across the State comprised of appointed members. Meetings of these committees are open to the public under 65 Pa.C.S. §§ 701—716 (relating to Sunshine Act). These committees advise the Department regarding housing and community development needs as well as assist in fair housing planning. These meetings will be held as follows:

May 24, 2006

Chester County Govt. Services Ctr.
Conference Room 250
601 Westtown Road
West Chester, PA 19380
2 p.m. to 5 p.m.

May 25, 2006

Railroaders Museum
Memorial Hall
1300 Ninth Avenue
Altoona, PA 16602
10 a.m. to 1 p.m.

May 31, 2006

Cranberry Municipal Center
Council Chambers
2525 Rochester Road
Cranberry Township, PA 16066
1 p.m. to 4 p.m.

June 1, 2006

Erie-Western Pennsylvania Port Authority
Conference Room
208 East Bayfront Parkway
Erie, PA 16507
9 a.m. to 12 p.m.

June 9, 2006

Greater Scranton Chamber of Commerce
Board Room
222 Mulberry Street
Scranton, PA 18501
10 a.m. to 1 p.m.

Persons who have a disability and wish to attend any of the Advisory Committee meetings and require an auxiliary aid, service, or other accommodation to participate in the proceedings should contact Karen Overly Smith, Department of Community and Economic Development, Center for Community Building, Office of Community Development, 4th Floor, 400 North Street, Harrisburg, PA 17120-0225, (717) 214-5340, to discuss how the Department may best accommodate their needs. Text telephone calls can be placed through the Pennsylvania Relay System at (800) 654-5984. Calls will be relayed to the Department's number listed previously.

DENNIS YABLONKSY,
Secretary

[Pa.B. Doc. No. 06-840. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Meeting

The Conservation and Natural Resources Advisory Council (Council) to the Department of Conservation and Natural Resources (Department) will hold a meeting on Wednesday, May 24, 2006, at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items should be directed to Kurt Leitholf at (717) 705-0031.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Joan Dupes directly at (717) 705-0031 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 06-841. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of the International Institute for Restorative Practices for Approval of Amendment and Restatement of its Articles of Incorporation with Change to Degree-Granting Status

Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of the International Institute for Restorative Practices (IIRP), based in Bethlehem, PA to have a Certificate of Authority approving its amended and restated Articles of Incorporation. Approval of that amendment and restatement would include approval of a change of status to a graduate degree-granting institute with authority to offer two master's programs and power to confer two master's degrees in the new, emerging field of Restorative Practices. The offerings would be a program in Restorative Practices and Education leading to a Master of Restorative Practices and Education (MRPE) degree and a program in Restorative Practices and Youth Counseling leading to a Master of Restorative Practices and Youth Counseling (MRPYC) degree. Additionally, the organization wishes approval to use the fictitious name IIRP Graduate School.

In accordance with 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Carol Gisselquist, Higher Education Specialist, 333 Market Street, Harrisburg, PA 17126-0333, (717-787-4448) on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate should contact Carol Gisselquist at (717-787-4448) to discuss how the Department of Education may best accommodate their needs.

GERALD L. ZAHORCHAK, D. Ed.

Secretary

[Pa.B. Doc. No. 06-842. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed#)	EPA Waived Y/N ?
PA0033880	Boyertown Area School District 911 Montgomery Avenue Boyertown, PA 19512	Montgomery County New Hanover Township	UNT of Swamp Creek	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0221830	West Sunbury Borough Municipal Authority P. O. Box 202 West Sunbury, PA 16061	Clay Township Butler County	South Branch Slippery Rock Creek 20-C	Y

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

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

PA0031887, SIC 495, **Green Hill Mobil Home Corporation, LLC**, Green Hill MHC, LLC, P. O. Box 677, Morgantown, PA 19543-0677. This is an existing facility and is located at Route 29, R. D. 2, Green Lane, Marlborough Township, **Montgomery County**.

Description of Activity: This application is for an existing sewage treatment facility serving Green Hill Mobil Home Park.

The receiving waters, Green Lane Reservoir is in the State Water Plan watershed 3E-Perkiomen and is classified for TSF, aquatic life, water supply and recreation. The nearest downstream public water intake/supply is Aqua Water Company, approximately 8 miles downstream on Perkiomen Creek.

The effluent limits for Outfall 001 are based on a design flow of 30,000 gpd.

Parameters	Mass (lb/day)			Concentration (mg/l)	
	Average Monthly	Average Weekly	Average Monthly	Average Weekly	Instantaneous Maximum (mg/l)
Flow					
CBOD ₅			25		50
Total Suspended Solids			30		60
Fecal Coliform*			200/100 ml		Monitor and Report
Dissolved Oxygen			5.0		
pH (STD Unit)			6.0 (Min.)		9.0
Ammonia as N			2.0		4.0
Phosphorus as P			0.5		1.0
*UV Disinfection					

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

1. Discharge must not cause nuisance or health hazard.
2. Sludge disposal according to State and Federal regulations.
3. Green Lane TMDL WLA in effect for Phosphorus.

The EPA waiver is in effect.

PA0056570, Industrial Waste, SIC 2491, **Coastal Industrial Products Company, d/b/a Coastal Treated Products Company**, P. O. Box 829, 1772 Trueblood Road, Weldon, NC 27890. This proposed facility is located in East Nottingham Township, **Chester County**.

Description of Proposed Activity: This application requests renewal of a NPDES permit for an existing discharge of stormwater from the applicant's Oxford facility, a treated wood products plant.

The receiving stream, an intermittent tributary to Little Elk Creek, is in the State Water Plan Watershed 7K and is classified for HQ-TSF, MF. There are no public water supply intakes identified downstream. The Pennsylvania/Maryland State Line is approximately 9 river miles downstream from the discharge point.

The proposed effluent limits for Outfalls 001 and 002 for stormwater runoff are:

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅					Monitor and Report
Suspended Solids					Monitor and Report
Oil and Grease					Monitor and Report
Chemical Oxygen Demand					Monitor and Report
pH					Monitor and Report
Nitrate plus Nitrite Nitrogen					Monitor and Report
Iron, Dissolved					Monitor and Report
Arsenic, Dissolved					Monitor and Report
Copper, Total					Monitor and Report
Chromium, Total					Monitor and Report

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

1. Change of ownership.
2. Requirements applicable to stormwater outfalls.
3. DMR monitoring data semi-annually.
4. BMPs applicable to facilities with SIC Code 2491.

PA0025976, Sewage, SIC 4952, **Upper Moreland Hatboro Joint Sewer Authority**, 2875 Terwood Road, P. O. Box 535, Willow Grove, PA 19090-0535. This proposed facility is located in Upper Moreland Township, **Montgomery County**.

Description of Proposed Activity: renewal of the NPDES permit to discharge treated sewage at an average annual rate of 7.173 mgd and a maximum monthly flow of 9.08 mgd to Pennypack Creek.

The receiving stream, Pennypack Creek is in the State Water Plan watershed 3J and is classified for TS and MF. There is no nearest downstream public water supply intake.

The proposed effluent limits for Outfall 001 are based on a design flow of 7.173 million gpd.

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(5-1 to 10-31)	15	23		30
(11-1 to 4-30)	25	40		50
Suspended Solids	30	45		60
NH ₃ -N				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	6.0			12.0
Fecal Coliform	200 Col. Per 100 ml			Monitor
Dissolved Oxygen	6.0 minimum			
pH (standard)	6.0 minimum			9.0
Copper, Total	Monitor		Monitor	Monitor
Zinc, Total	Monitor		Monitor	Monitor
Total Residual Chlorine	Monitor			

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

1. NH₃-N Instantaneous Maximum During the Month of May is allowed at 5.0 mg/l.
2. Stream Sampling.
3. Pretreatment Program.
4. Sludge Disposal.
5. Stormwater Outfalls.
6. Operations and Maintenance Plan.
7. Laboratory Certification.
8. Chlorine Minimization.
9. Prohibited Discharges.
10. WETT at Renewal.
11. TMDL/WLA Analysis.

The changes are made to the notice published at 35 Pa.B. 6789 (December 17, 2005). Also changes are made to the notice published at 36 Pa.B. 2026 (April 29, 2006).

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

PA No. 0060941-A1, Sewage, **Crestwood School District**, 3700 Church Road, Mountain Top, PA 18707. This proposed facility is located in Rice Township, **Luzerne County**.

Description of Proposed Activity: application for decreased discharge of 2,000 gpd to Turner Swamp, a tributary to Wapwallopen Creek, from the Rice Elementary School.

The receiving stream, Turner Swamp a tributary to Wapwallopen Creek is in the State Water Plan watershed 5B and is classified for CWF. The nearest downstream public water supply intake for Danville is located on the Susquehanna River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.002 mgd.

<i>Parameter</i>	<i>Average</i>		<i>Instantaneous Maximum (mg/l)</i>
	<i>Monthly (mg/l)</i>	<i>Weekly (mg/l)</i>	
CBOD ₅	25		50
Total Suspended Solids	30		60
Fecal Coliform	200/100 ml as a geometric mean		
(5-1 to 9-30)	2,000/100 ml as a geometric mean		
(10-1 to 4-30)	6.0 to 9.0 standard units at all times.		
pH			
Total Residual Chlorine	1.2		2.8

PA0062553, Industrial, **Pennsylvania American Water—Crystal Lake WPP**, 90 Johnson Street, Mountain Top, PA 18707. This proposed facility is located in Fairview Township, **Luzerne County**.

Description of Proposed Activity: NPDES discharge of water treatment plant wastewater.

The receiving stream, Big Wapwallopen Creek is in the State Water Plan watershed 5B and is classified for CWF. The nearest downstream public water supply intake for Danville is located on the Susquehanna River below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.087 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>
Aluminum	0.94	1.9	1.3	2.6
Manganese Total			1.0	2.0
Total Iron			2.0	4.0
Total Suspended Solids			30.0	60.0
pH			6.0 to 9.0 standard units at all times	
Total Residual Chlorine			Monitor and Report	Monitor and Report
(Years 1 and 2)			0.5	1.0
(Years 3—5)				

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

Application No. PA 0248134, Industrial Waste, SIC Code 5399 and 5541, **Little Britain Store, Inc.**, 10 North Little Britain Road, Quarryville, PA17566. This facility is located in Little Britain Township, **Lancaster County**.

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

The receiving stream, UNT to Reynolds Run is in Watershed 7-K and classified for HQ-TSF, MF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is the Naval Training Center located on the Susquehanna River, approximately 20 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.017 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Benzene			0.001		0.0025
Naphthalene			0.01		0.025
Total BETZ			0.1		0.25
Cumene			Report		Report
Toluene			Report		Report
Ethylbenzene			Report		Report
Xylenes, Total			Report		Report
MTBE			Report		Report
pH (standard unit)			between 6.0 and 9.0		
Oil and Grease			15		30

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Iron, Dissolved					7.0
Total Suspended Solids			30		75

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

The EPA waiver is in effect.

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

PA0024091, Sewerage SIC, **4952, Millville Borough**, P. O. Box 30, 136 Morehead Avenue, Millville, PA 17846-0030. This existing facility is located in Millville Borough, **Columbia County**.

Description of Proposed Activity: This proposed action is for hydraulic rerate of an NPDES permit for an existing discharge of treated sewage wastewater.

The receiving stream, Little fishing Creek is in the State Water Plan watershed 5C and classified for CWF. The nearest downstream public water supply intake is United Water of PA at Bloomsburg, located on Fishing Creek, 9 river miles below the point of discharge.

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

Parameter	Concentration mg/l			Instantaneous Maximum	Mass lbs	
	Monthly Average	Weekly Average	Daily Maximum		Monthly Load	Annual Load
pH	within the range of 6.0 to 9.0					
CBOD ₅	25	40		50		
TSS	30	45		60		
Ammonia-N						
(5-1 to 10-31)	5	7.5		10		
(11-1 to 4-30)	15	22.5		30		
Fecal Coliforms:	200 #/100 ml geometric mean and not greater than 1,000 #/100ml in more than 10% of the samples tested					
(5-1 to 9-30)	2,000 #/100 ml geometric mean					
(10-1 to 4-30)	2,000 #/100 ml geometric mean					
Copper	58 µg/L	87 µg/L		116 µg/L		
Ammonia-N	Report					
Kjeldahl-N	Report				Report	
Nitrate/Nitrite-N	Report				Report	
Total Nitrogen	Report				Report	Report
Total Phosphorus	Report				Report	Report

The sampling for the following pollutants will be conducted at the force main sewer discharge that connects the White Pines Landfill leachate delivery system to Millville Borough's wastewater collection system. The proposed effluent limits for pretreated landfill leachate will taken from Outfall 101 based on a design flow of 0.050 mgd. Upon integration with untreated sewage wastewater, the waste stream will flow through the Borough's wastewater collection system to the Borough's wastewater treatment plant.

Parameter	Concentrations µg/L	
	Monthly Average	Instantaneous Maximum
Arsenic	840	1,680
Cadmium	19.2	38.4
Chromium, VI	174	348
Lead	54	108
Mercury	0.2	0.4
Nickel	2,670	5,340
Silver	43.8	87.6
Zinc	1,260	2,520
Cyanide, Free	84	168
Aluminum	8,400	16,800
Total Iron	25,000	50,000
Oil and Grease	90,000	180,000
Benzene	90	180
4,4' DDT	0.017	0.034
Chlorobenzene	336	672
Chloroform	540	1,080
2-Hexanone	72,000	14,4000

Parameter	Concentrations $\mu\text{g/L}$	
	Monthly Average	Instantaneous Maximum
Methylethyl Ketone	33,600	67,200
PCBs, Total	0.04	0.08
Phenolics (Total Phenols)	336	672
Xylene	3,600	7,200

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

PA0002991, Industrial Waste, SIC, 3312, **Tecumseh Redevelopment, Inc.**, 4020 Kinross Lakes Parkway, Richfield, OH 44286-9000. This application is for renewal of an NPDES permit to discharge untreated noncontact cooling water, stormwater and groundwater from Johnstown Plant in City of Johnstown, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, Conemaugh River, Little Conemaugh River, Hinckstown Run, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Saltsburg Municipal M.W., located at 308 Point Street, Saltsburg, PA 15681, 49 miles below the discharge point.

Outfall 309: existing discharge, design flow of 0.85 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Temperature ($^{\circ}\text{F}$)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 305: existing discharge, design flow of varied mgd.

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

The limits will be in effect from the permit effective date through 35 months after permit effective date.

Outfall 305: existing discharge, design flow of varied mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Iron				3.5	7.0
pH	not less than 6.0 nor greater than 9.0				

The limits will be in effect from 36 months after permit effective date through expiration date.

Outfall 805: existing discharge, design flow of varied mgd.

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

Outfalls 119, 308, 310, 310A, 311A, 312A, 312B, 313, 313A, 313B, 314, 314A, 315, 401—405, 405A—E, G and H, 406, 501—504A and B, 505—523, 801—804 and 1000—1001: existing discharge, design flow varies.

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

The discharge by means of these outfalls shall consist of contaminated stormwater/groundwater only.

The EPA waiver is in effect.

PA0218464, Industrial Waste, SIC, 4911, **Allegheny Energy Supply Company (Unit 8 and Unit 9)**, 800 Cabin Hill Drive, Greensburg, PA 15601. This application is for renewal of an NPDES permit to discharge treated process water, cooling water and stormwater from GANS combustion turbine project in Springhill Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, UNT to Grassy Run, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Albert Gallatin Municipal Authority located at Point Marion, PA, ≈ 6.0 miles below the discharge point.

Outfall 101: existing discharge, design flow of 0.006 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Temperature (°F)					110
Zinc			1.0	2.0	
Chromium			0.2	0.2	
Arsenic			0.067	0.134	
Free Available Chlorine			0.2		0.5
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

Other Conditions: In cooling tower blowdown from IMP 101, there shall be no detectable amount of the 126 priority pollutants from chemicals added for cooling tower maintenance except for zinc and chromium. The 126 priority pollutants are listed in 40 CFR 423, Appendix A.

The EPA waiver is in effect.

Outfall 201: existing discharge, design flow of 0.003 mgd

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

Outfall 001: new discharge, design flow of 0.009 mgd

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

Outfall 001 receives wastewater from internal monitoring points (IMPs) 101 and 201. The effluent monitoring and sampling takes place at IMPs 101 and 102.

PA0218910, Sewage, **Charles J. Vrabel, Jr.**, 13 Dewey Lane, Gibsonia PA 15044. This application is for renewal of an NPDES permit to discharge treated sewage from Vrabel Small Flow STP in Richland Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters known as UNT South Branch Glade Run, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Zelenople Municipal Water Works.

Outfall 001: existing discharge, design flow of 0.001 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Ammonia Nitrogen (5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.0			6.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.03			0.044
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 Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

PA0026379, Sewage. **Bradford Sanitary Authority**, P. O. Box 546, Bradford, PA 16701-0546. This facility is located in City of Bradford, **McKean County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the PA-NY State Line located on Allegheny River, approximately 1 mile below point of discharge.

The receiving stream, Tunungwant Creek, is in watershed 16-C and classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 6.3 mgd.

Parameters	Loadings		Concentrations		Instantaneous Maximum (mg/l)
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	
Flow					
CBOD ₅ (5-1 to 10-31)	526	789	10	15	20
(11-1 to 4-30)	1,052	1,577	20	30	40
Total Suspended Solids	1,576	2,364	30	45	60
NH ₃ -N (5-1 to 10-31)	211		4		8
(11-1 to 4-30)	631		12		24
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average			
(10-1 to 04-30)		2,000/100 ml as a geometric average			
Copper	0.8		0.015		0.03
Total Iron	115.6		2.2		4.4
Total Residual Chlorine			0.27		0.47
Chronic Whole Effluent Toxicity (WETT)				2.8 TUc	
Dissolved Oxygen		minimum of 5 mg/l at all times			
pH		6.0 to 9.0 standard units at all times			

The proposed effluent limits for Outfalls 003—005 are based on a design flow of n/a mgd.

Parameter	Loadings		Concentrations		Instantaneous Maximum (mg/l)
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	

These outfalls shall be composed entirely of nonpolluting stormwater runoff in accordance with Special Condition No. 5.

The EPA waiver is not in effect.

PA0239755, Sewage. **Linda J. Gilson SFTF**, 5785 Lunger Road, Erie, PA 16510. This proposed facility is located at 5785 Lunger Road in Harborcreek Township, **Erie County**.

Description of Proposed Activity: The applicant requests an NPDES permit for the discharge of treated domestic sewage from an SFTF serving an existing single dwelling. Treatment consists of a septic tank, dosing tank, sand filter and chlorine disinfection.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, there is no downstream potable water supply to consider between the discharge and Lake Erie.

The receiving stream, UNT to Six Mile Creek, is in the Lake Erie watershed and classified for CWF, MF, aquatic life, water supply and recreation.

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

Parameter	Concentrations		
	Average Monthly (mg/l) monitor and report	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	10		20
CBOD ₅	10		20
Total Suspended Solids	1.4		3.3
Total Residual Chlorine		200/100ml as a geometric average	
Fecal Coliform		6.0 to 9.0 standard units at all times	
pH			

The EPA waiver is in effect.

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

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

WQM Permit No. 0906403, Sewerage, **Bedminster Municipal Authority**, P. O. Box 92, Bedminster, PA 18910. This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Action/Activity: Construction and operation of a wastewater treatment plant.

WQM Permit No. 4606404, Sewerage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. This proposed facility is located in Worcester Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a wastewater treatment facility to handle 42,863 gpd.

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

WQM Permit No. 0692406, Amendment 06-1, Sewerage, **Hamburg Municipal Authority**, 61 North Third Street, Hamburg, PA 19526. This proposed facility is located in Windsor Township, **Berks County**.

Description of Proposed Action/Activity: Replacement of the existing 4-inch force main with a 6-inch force main at the Edenburg Pumping Station.

WQM Permit No. WQG02340601, Sewerage, **Milford Township**, R. R. 3, Box 675, Mifflintown, PA 17059. This proposed facility is located in Milford Township and Mifflin Borough, **Mifflin County**.

Description of Proposed Action/Activity: Construction of collection and conveyance system to be located along roads and in rights of way; pump station to be located on vacant lot adjacent to SR 4002 to serve the Stump Development and the Dolin Heights/Rockville areas in the Township.

Permit No. 0606401, CAFO, **Joe Jurgielewicz & Son, Ltd., Home Farm**, P. O. Box 257, Shartlesville, PA 19554. This proposed facility is located in Tilden Township, **Berks County**.

Description of Proposed Action/Activity: Installation/operation of a DAF and solid separation system to treat manure and food processing waste to remove solids and phosphorus.

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

WQM Permit No. 6306402, Sewerage, **Washington County Authority**, 100 W. Beau Street, Suite 304, Washington, PA 15301. This proposed facility is located in Cecil Township, **Washington County**.

Description of Proposed Action/Activity: Application for the construction and operation of an 8" and 10" sewer to service a new office, retail and residential area development and relocation of an existing 10" sanitary sewer.

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

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

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

WQM Permit No. 1096407, Sewerage Amendment No. 1, **West Sunbury Borough Municipal Authority**, 142 Main Street, P. O. Box 202, West Sunbury, PA 16061. This proposed facility is located in Clay Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the reconstruction of sludge drying beds.

WQM Permit No. 2083402, Sewerage Amendment No. 1, **Municipal Authority of the Borough of Conneaut Lake**, P. O. Box 345, Conneaut Lake, PA 16316. This proposed facility is located in Sadsbury Township, **Crawford County**.

Description of Proposed Action/Activity: This project is to correct the hydraulic overload of a sewage conveyance system.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)**V. Applications for NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)****VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities**

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011506030	Frank DePaolo Sharon Savings Bank 3 Chester Pike Darby, PA 19023-1504	Chester	Westtown Township	UNT Hunters Run-Ridley Creek (HQ)
PAI011506031	Wyeth Pharmaceuticals 31 Morehall Road Frazer, PA 19355	Chester	West Chester Borough	UNT Goose Creek (WWF, MF)
PAI011506032	Phoenix Property Group, GP c/o The Delta Organization 100 French Creek Parkway Phoenixville, PA 19460	Chester	Phoenixville Borough	French Creek/Schuylkill River (TSF, WWF)
PAI011506033	Baker Residential of PA, LLC 2 EF Raymond Drive Havertown, PA 19083	Chester	Penn Township	East Branch Big Elk Creek (HQ, TSF, MF)
PAS10-5312-R	Philadelphia Authority for Industrial Development Philadelphia Naval Business Center 1413 Langley Avenue Quarters A Philadelphia, PA 19112	Philadelphia	City of Philadelphia	Delaware River (MF)

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

Monroe County Conservation District: 8050 Running Valley Rd., Stroudsburg, PA 18360, (570) 629-3060

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024506012	Berean Bible Fellowship Church 1028 Valley View Drive Stroudsburg, PA 18360	Monroe	Stroud Township	Flagler Run HQ-CWF

Northampton County Conservation District: Greystone Bldg., Gracedale Complex, Nazareth, PA 18064-9211, (610) 746-1971.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024806014	Sotel Enterprises, Inc. P. O. Box 524 Nazareth, PA 18064	Northampton	Hanover Township.	Monocacy Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032106003	William H. Hooke Jr. Kurt E. Suter 320 South Hanover Street Carlisle, PA 17013-4431	Cumberland	Carlisle Borough	Letort Spring Run EV
PAI030506003	Bedford Township Municipal Authority P. O. Box 371 Bedford, PA 15522	Bedford	Bedford Township	Shober's Run HQ-CWF
PAI030605004	Fortune Development LP P. O. Box 4457 Reading, PA 19606	Berks	Spring Township	Wyomissing Creek HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033606004	Henry M. Hershey 136 Herr Drive Peach Bottom, PA 17563	Lancaster	Fulton Township	UNT Peters Creek HQ-WWF

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

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041406011	Mount Nittany Medical Center 1800 E. Park Ave. State College, PA 16803	Centre	College Township	Spring Creek HQ-CWF
PAI041403017-1	PSU Central Campus—Osmond Laboratory Parking Office of Physical Plant 101 P Physical Plant University Park, PA 16802	Centre	State College Borough	Thompson Run HQ-CWF
PAS10F106-2	Penn State University East Campus Office of Physical Plant 101 P Physical Plant University Park, PA 16802	Centre	College Township and State College Borough	Thompson Run HQ-CWF Big Hollow Run CWF

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

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

**PUBLIC WATER SUPPLY (PWS)
PERMIT**

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

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

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

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

Persons with a disability who require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office

listed before the application. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Permit No. 3806501 , Public Water Supply.	
Applicant	Palm City Mobile Home Park
Municipality	South Annville Township
County	Lebanon
Responsible Official	Issac W. Martin, Executor 2379 Brandt Road Annville, PA 17003
Type of Facility	Public Water Supply
Consulting Engineer	Stephen R. Morse, P. E. Skelly and Loy, Inc. 2601 North Front Street Harrisburg, PA 17110-1185
Application Received Date	3/31/2006
Description of Action	Installation of a nitrate treatment system.

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

Permit No. 1406502—Construction Public Water Supply.

Applicant **Miles Township Water Authority East**

Township or Borough Miles Township

County **Centre**

Responsible Official Philip Meyer, Chairperson
Miles Township Water Authority East
P. O. Box 157
Rebersburg, PA 16872

Type of Facility Public Water Supply—Construction

Consulting Engineer Jason D. Wert, P. E., DEE
Herbert, Rowland & Grubic, Inc.
474 Windmere Drive
State College, PA 16801

Application Received Date 4/24/06

Description of Action Construction of a 0.100 mgd microfiltration water treatment facility, 200,000 gallon ground level finished water storage tank and associated appurtenances.

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

Application No. 2088506-T1-MA1, Public Water Supply

Applicant **Timbercrest Property LLC**

Township or Borough Vernon Township
Crawford County

Responsible Official Kevin Handlow
Secretary

Consulting Engineer Chad W. Yurisc
Deiss & Halmi Engineering
105 Meadville Street
Edinboro, PA 16412

Application Received Date 04/28/2006

Description of Action Connect Well 3 for use as an additional source to the existing treatment and distribution facilities that service apartment complex.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release

of a regulated substance at a site. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Absoc Parcel A & B, City of Philadelphia, **Philadelphia County**. Angelo Waters, Urban Engineers, Inc., 530 Walnut St., 14th Floor, Philadelphia, 19106 on behalf of Andy Karff, Absco Incorporated, 1310-28 N. Second St., Philadelphia, PA 19122 has submitted a Notice of Intent to Remediate. Soil and groundwater at this site has been impacted with inorganics and PCB's. The future use of this site will remain as commercial and industrial use.

Citgo Station, Bristol Township, **Bucks County**. Tifani Doerr, P. G., Groundwater & Environmental Svc., Inc., 410 Eagleview Blvd. Ste. on behalf of Bettie Altman, Raymond-Penn Co., 3400 South Ocean Blvd. Suite, 14J, Highland Beach, FL 33487 has submitted a Notice of Intent to Remediate. Soil and groundwater at this site has been impacted with unleaded gasoline. The future use of the property is nonresidential area.

Aston Township Mercury Gun Club, Aston Township, **Delaware County**. Michael Christie, Penn Env. &

Remediation, Inc., 2755 Bergey Rd., Hatfield, PA 19440 on behalf of James Nolen, Nolen Investment, LLC, 950 West Valley Forge Road, King of Prussia, PA 19406 has submitted a Notice of Intent to Remediate. Soil at this site has been impacted with lead. The future use of the site will be developed for residential use. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Daily Times* on April 7, 2006.

Brettell Res., Bristol Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Darren Brettell, 112 Junewood Drive, Levittown, PA 19055 has submitted a Notice of Intent to Remediate. Soil at this site has been impacted with No. 2 fuel oil. The intended future use of this site is residential. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Courier Times* on March 29, 2006.

Bradshaw Res., Bristol Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Bill Bradshaw, 116 Junewood Drive, Levittown, PA 19055 has submitted a Notice of Intent to Remediate. Soil at this site has been impacted with No. 2 fuel oil. The intended future use of this site is residential. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Courier Times* on March 29, 2006.

Acker Res., Lower Gwynedd Township, **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road Pennsburg, PA 18073 on behalf of Robert Acker, 1431 East Meetinghouse Road, Lower Gwynedd, PA 19002 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with No. 2 fuel oil. The intended future use of this site is residential. A summary of the Notice of Intent to Remediate was reported to have been published in *The Ambler Gazette* on March 22, 2006.

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

Anvil International, Inc., Columbia Borough, **Lancaster County**. Earth Tech, Inc., Two Market Plaza Way, Mechanicsburg, PA 17055, on behalf of Tyco International, Inc., 9 Roszel Road, Princeton, NJ 08540 and Anvil International, Inc., 1411 Lancaster Avenue, Columbia, PA 17512-1900, submitted a Notice of Intent to Remediate groundwater contaminated with manganese, iron and zinc. The applicant seeks to remediate the site to a Statewide Health Standard and an industrial iron foundry will continue to operate at the site.

Bayliss Oldsmobile, Muhlenberg Township, **Berks County**. Alliance Environmental, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Albert Golden, Kommakle LP, 2526 Centre Avenue, Reading, PA 19605, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with chlorinated solvents and MTBE. The applicant seeks to remediate the site to a residential Statewide Health Standard.

Swartz Estate, Camp Hill Borough, **Cumberland County**. CQS, Incorporated, on behalf of Robert Pozner, Executor, Swartz Estate, 454 Stevens Avenue, Ridgeway, NJ, 07450, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 heating oil. The property is used as residential and will continue to be used residential in the future. The applicant seeks to remediate the site to the residential Statewide Health Standard

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

J & J Sales & Service Inc., Benton Township, **Columbia County**. United Environmental Services, Inc., 86 Hillside Drive, Drums, PA 18222 on behalf of Gerald Houseweart II, 146A Dotyville Road, Benton, PA 17814 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with leaded and unleaded gasoline. The applicant proposes to remediate the site to meet the special industrial area. A summary of the Notice of Intent to Remediate was published in the *Press Enterprise* on February 16, 2006.

Gary Alexander Property, Terry Township, **Bradford County**. Chambers Environmental Group, Inc., 629 East Rolling Ridge Drive, Bellefonte, PA 16823 on behalf of Welles Mill Co., Inc., R. R. 5, Box 6024, Towanda, PA 18848 has submitted a revised Notice of Intent to Remediate soil and groundwater contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standard.

Nextel Partners, Inc. Patton Forest Facility, Patton Township, **Centre County**. Blazosky Assoc. Inc., 2525 Green Tech Drive, Suite D, State College, PA 16803 on behalf of Nextel Partners, Inc., 2603 E. College Ave., State College, PA 16802 has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standard

Bellefonte Armory Storage Building, Bellefonte Borough, **Centre County**. Converse Consultants, 2738 West College Avenue, State College, PA 16801 on behalf of Department of Military and Veterans Affairs Environmental Section, Building 0-11, Fort Indiantown Gap, Annville, PA 17003-5002 has submitted a Notice of Intent to Remediate soil contaminated with heating oil and kerosene. The applicant proposes to remediate the site to meet the Statewide Health Standard.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permit ID No.100280. USA Valley Facility, Inc., 6015 Pleasant Valley Road, Irwin, PA 15642. Valley Landfill, 6015 Pleasant Valley Road, Irwin, PA 15642. An application for the permit renewal of a municipal waste landfill in Penn Township, **Westmoreland County**, was received in the Regional Office on May 1, 2006.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

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

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

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

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

PLAN APPROVALS

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

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

66-399-005: The Procter and Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 18629) for construction of three glue containment boxes in the paper machine area of the plant, on SR 87, Washington Township, **Wyoming County**.

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

05-05022A: Bedford Reinforced Plastics, Inc. (264 Reynoldsdale Road, Bedford, PA 15522-7401) to install a new fiberglass reinforced plastic pultrusion production line at their facility in East Saint Clair Township, **Bedford County**.

06-05069J: East Penn Manufacturing Co., Inc. (P. O. Box 147, Deka Road, Lyon Station, PA 19526-0147) for modification of their lead/acid storage battery manufacturing plant in Richmond Township, **Berks County**. Some of the sources are subject to 40 CFR Part 60, Subpart KK, Standards of Performance for New Stationary Sources.

21-05026B: Carlisle SynTec, Inc. (1295 Ritner Highway, Carlisle, PA 17013) for installation of an adhesive application line at the company's sheet roofing plant in Carlisle Borough, **Cumberland County**.

36-03163A: Superior Finishing, LLC (78 West Main Street, Reinholds PA 17569) for construction of two new coating booths at the facility in West Cocalico Township, **Lancaster County**. Dry panel filters will control the new coating booths.

38-05004A: Kountry Kraft, Inc. (P. O. Box 570, Newmanstown, PA 17073) for installation of a new spray booth to apply stains at the existing custom cabinet manufacturing facility in Millcreek Township, **Lebanon County**.

67-05007C: Adhesives Research, Inc. (P. O. Box 100, Glen Rock, PA 17327) for addition of a new coater to be controlled by a new Regenerative Thermal Oxidizer at their adhesive coating facility in Springfield Township, **York County**. The application also includes the addition of a fire pump and two small boilers.

67-05016E: R. H. Sheppard Co., Inc. (101 Philadelphia Street, Hanover, PA 17331) for construction of a blast cabinet controlled by an existing fabric collector at their iron foundry in Hanover Borough, **York County**.

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

56-00301A: Animal Medical Center of Somerset County, Inc. (1911 North Center Avenue, Somerset, PA 15501) for installation of an animal crematory in Somerset Township, **Somerset County**.

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

25-124B: Mayer Brothers Construction Co. (1902 Cherry Street, Erie, PA 16502) for modification of a plan approval to burn Recycled/Reprocessed fuel oil at their Hot Mix Batch Asphalt Plant in the City of Erie, **Erie County**.

42-197E: M and M Royalty, Ltd. (5377 Lauby Road NW, Suite 202 North Canton OH, 44720) for construction of a 500 HP caterpillar engine with a catalyst at the Irishtown gas stripping plant in Lafayette Township, **McKean County**. The facility has a State-only Operating Permit.

43-270E: CCL Container (One Llodio Drive, Hermitage, PA 16148-9015) for removal of SO_x testing requirement and the addition of temporary total enclosures testing for control efficiency on Can Line No. 8 established in plan approval 43-270B in Hermitage City, **Mercer County**. This is a Title V facility.

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

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

09-0087E: Air Products and Chemicals, Inc. (351 West Philadelphia Avenue, Morrisville, PA 19067) for modification of an existing source at their Morrisville Plant (previously known as Solkatronic Chemicals), Falls Township, **Bucks County**. This is a minor facility. The modifications include: an increase in batch production rate of silicon tetrafluoride (SiF₄) to 90 pounds per batch per system without increasing the annual production rate to 123,000 pounds per year and an increase in the cylinder capacity from 70 pounds to 90 pounds. There will be no emission increase allowed under this Plan Approval. Appropriate monitoring and recordkeeping requirements will be included.

46-0025J: Lonza, Inc. (900 River Road, Conshohocken, Upper Merion Township, PA) for installation of eight tanks connected to thermal oxidizer through solvent recovery system. This installation will increase total VOC emissions of 2.94 tpy. This facility is a major for VOC and NOX. The Plan approval will contain recordkeeping and operating restriction designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

45-310-039: Haines and Kibblehouse, Inc.—Locust Ridge Quarry Division (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) for construction of a particle separator and associated air cleaning device at their stone crushing plant in Tobyhanna Township, **Monroe County**. This facility is a non-Title V facility. It is anticipated that particulate emissions will be less than 0.02 grains per dry standard cubic foot (13 tons annually). The stone crushing plant equipment is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.670—60.676. The company will operate the facility and maintain the systems in accordance with the good engineering practices to assure proper operation of the equipment. The Plan Approval and resulting operating permit will contain recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

01-03013: Zeigler Brothers, Inc. (P. O. Box 95, Gardners, PA 17324) for operation of an animal feed manufacturing facility in Tyrone Township, **Adams County**. This is a non-Title V (State-only) facility. The State-only operating permit shall contain testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements. This is a renewal of the State-only operating permit.

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

59-00005F: Dominion Transmission, Inc. (445 West Main Street, Clarksburg, WV 26301) for modification of a 2,000 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine 6) at the company's Sabinsville Compressor Station in Clymer Township, **Tioga County**.

The Sabinsville Compressor Station is considered to be a major source of NOx, VOCs, CO and formaldehyde (a HAP) for Title V permitting purposes and operates under Title V Operating Permit 59-00005.

The proposed modification is an increase in the allowable VOC emissions from Engine 6 from the current limit of 3.5 pounds per hour to a new limit of 5.6 pounds per hour.

The increase in allowable VOC emissions is not expected to be accompanied by any increase in the actual VOC emissions from the respective engine as no physical change is occurring to the engine. The emission estimation procedures upon which the 3.5 pound per hour emission limit was based are now believed to be inaccurate and to have resulted in an under-estimation of the engine's true VOC emission potential. The proposed VOC emission limit of 5.6 pounds per hour reflects the use of current emission estimation procedures and is consequently believed to more accurately reflect the engine's true VOC emission potential.

The Department of Environmental Protection's (Department) review of the information submitted by Dominion Transmission, Inc. indicates that the respective engine will comply with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants following the proposed modification, including the Reasonably Available Control Technology (RACT) requirements of 25 Pa. Code §§ 129.91—129.95. Based on this finding, the Department proposes to issue plan approval for the proposed modification. Additionally, the Department subsequently intends to incorporate the increased emission limit into Title V Operating Permit 59-00005 by means of administrative amendment in accordance with 25 Pa. Code § 127.450.

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

1. The VOC emissions from Engine 6 shall not exceed 5.6 pounds per hour. The engine is not required to comply with this emission limitation during engine startup and shutdown, provided the duration of startup or shutdown does not exceed one hour per occurrence.

2. Conditions contained in Title V Operating Permit 59-00005 for Engine 6 remain in effect unless superseded or amended by a condition contained in this notice. This includes the VOC stack testing requirement and the recordkeeping and reporting requirements specified in Title V Operating Permit 59-00005 for Engine 6.

The VOC emissions from the respective engine are subject to the RACT requirements of 25 Pa. Code §§ 129.91—129.95. The Department has made a preliminary determination to approve the revision requested by the permittee to the RACT plan previously submitted to, and approved by, the Department for this engine.

The preliminary determination to revise the previously-approved RACT plan for this engine will, if finally approved, be submitted to the United States Environmental Protection Agency as a revision to the State Implementation Plan (SIP). The SIP revision will not adopt any new regulations. It will contain the requirements established by the Department in its approval of the proposed RACT plan revision.

Paragraph 1 contains the Department's preliminary revised RACT determination for the respective engine's VOC emissions.

A copy of the plan approval application is available for public inspection during normal business hours at the address listed. Persons interested in inspecting the application must schedule an appointment in advance.

A public hearing will be held for the purpose of receiving comments on the Department's preliminary revised RACT determination for the respective engine's VOC emissions and the associated proposed plan approval issuance and SIP revision. The hearing will be held on June 29, 2006, at 1 p.m. at the Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to appear at this public hearing and provide comment.

Persons with a disability who wish to comment at the hearing and require an auxiliary aid, service or other accommodation to do so should contact Daniel Spadoni at (570) 327-3659 to discuss how the Department may accommodate their needs.

Persons unable to attend the hearing but who wish to comment or persons who wish to protest the proposed plan approval issuance may do so by submitting their comments or protest in writing to the Department at the following address. Comments or protests must be received by the Department by no later than July 10, 2006, to be considered. Each comment or protest should include their name, address and telephone number and a concise statement explaining the relevancy of the comment or protest being presented to the Department.

Written comments or protests should be directed to David W. Aldenderfer, Environmental Program Manager, Air Quality Program, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

For additional information regarding the respective plan approval application, contact Richard L. Maxwell, Jr., Chief, New Source Review Section, Air Quality Program, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3640.

PUBLIC HEARINGS

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

59-00005F: Dominion Transmission, Inc. (445 West Main Street, Clarksburg, WV 26301) for modification of a 2,000 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine 6) at the company's Sabinsville Compressor Station in Clymer Township, **Tioga County**.

The Sabinsville Compressor Station is considered to be a major source of NO_x, VOCs, CO and formaldehyde (a HAP) for Title V permitting purposes and operates under Title V Operating Permit 59-00005.

The proposed modification is an increase in the allowable VOC emissions from Engine 6 from the current limit of 3.5 pounds per hour to a new limit of 5.6 pounds per hour.

The increase in allowable VOC emissions is not expected to be accompanied by any increase in the actual VOC emissions from the respective engine as no physical change is occurring to the engine. The emission estimation procedures upon which the 3.5 pound per hour emission limit was based are now believed to be inaccurate and to have resulted in an under estimation of the

engine's true VOC emission potential. The proposed VOC emission limit of 5.6 pounds per hour reflects the use of current emission estimation procedures and is consequently believed to more accurately reflect the engine's true VOC emission potential.

The Department of Environmental Protection's (Department) review of the information submitted by Dominion Transmission, Inc. indicates that the respective engine will comply with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants following the proposed modification, including the Reasonably Available Control Technology (RACT) requirements of 25 Pa. Code §§ 129.91—129.95. Based on this finding, the Department proposes to issue plan approval for the proposed modification. Additionally, the Department subsequently intends to incorporate the increased emission limit into Title V Operating Permit 59-00005 by means of administrative amendment in accordance with 25 Pa. Code § 127.450.

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

1. The VOC emissions from Engine 6 shall not exceed 5.6 pounds per hour. The engine is not required to comply with this emission limitation during engine startup and shutdown, provided the duration of startup or shutdown does not exceed 1 hour per occurrence.

2. Conditions contained in Title V Operating Permit 59-00005 for Engine 6 remain in effect unless superseded or amended by a condition contained in this notice. This includes the VOC stack testing requirement and the recordkeeping and reporting requirements specified in Title V Operating Permit 59-00005 for Engine 6.

The VOC emissions from the respective engine are subject to the RACT requirements of 25 Pa. Code §§ 129.91—129.95. The Department has made a preliminary determination to approve the revision requested by the permittee to the RACT plan previously submitted to, and approved by, the Department for this engine.

The preliminary determination to revise the previously-approved RACT plan for this engine will, if finally approved, be submitted to the United States Environmental Protection Agency as a revision to the State Implementation Plan (SIP). The SIP revision will not adopt any new regulations. It will contain the requirements established by the Department in its approval of the proposed RACT plan revision.

Paragraph 1 contains the Department's preliminary revised RACT determination for the respective engine's VOC emissions.

A copy of the plan approval application is available for public inspection during normal business hours at the address listed below. Persons interested in inspecting the application must schedule an appointment in advance.

A public hearing will be held for the purpose of receiving comments on the Department's preliminary revised RACT determination for the respective engine's VOC emissions and the associated proposed plan approval issuance and SIP revision. The hearing will be held on June 29, 2006, at 1 p.m. at the Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to appear at this public hearing and provide comment.

Persons with a disability who wish to comment at the hearing and require an auxiliary aid, service or other accommodation to do so should contact Daniel Spadoni at (570) 327-3659 to discuss how the Department may accommodate their needs.

Persons unable to attend the hearing but who wish to comment or persons who wish to protest the proposed plan approval issuance may do so by submitting their comments or protest in writing to the Department at the following address. Comments or protests must be received by the Department by no later than July 10, 2006, to be considered. Each comment or protest should include their name, address and telephone number and a concise statement explaining the relevancy of the comment or protest being presented to the Department.

Written comments or protests should be directed to David W. Aldenderfer, Environmental Program Manager, Air Quality Program, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

For additional information regarding the respective plan approval application, contact Richard L. Maxwell, Jr., Chief, New Source Review Section, Air Quality Program, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3640.

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

15-00010: ISG Plate, LLC (139 Modena Road, Coatesville, PA 19341) for renewal of their Title V Operating Permit, in Coatesville, **Chester County**. The initial permit was issued on 9-14-2001. The facility is a primary producer of carbon and steel alloy. As a result of potential emissions of VOCs the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not reflect any change in air emissions from the facility. The facility is subject to Compliance Assurance Monitoring under 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

46-00011: ISG Plate, LLC (900 Conshohocken Road, Conshohocken, PA 19341) for renewal of their Title V Operating Permit in Plymouth Township, **Montgomery County**. The initial permit was issued on 7/5/2001. The facility is a manufacturing facility that conditions steel slabs and plates by heat treatment processes. As a result of potential emissions of VOCs the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not reflect any change in air emissions from the facility. The facility is not subject to Compliance Assurance Monitoring under to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

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

48-00031: Fort James Operating Co. (605 Kuebler Road, Easton, PA 18040-9281) for a sanitary food container manufacturing facility in Forks Township, **Northampton County**. The facility's main sources include six dravo burners, two natural gas fired boilers, four rapid air units, two roof heaters, four flexographic printing presses and one barrier cup/poly cup operation. The facility is taking limitations on VOC and HAP emissions to maintain Synthetic Minor Status. Compliance shall be verified through emission calculations and recordkeeping. The proposed operating permit contains all applicable Federal and State regulations including emissions, monitoring, recordkeeping, reporting and work practice requirements.

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

36-03147: A and M Composting, Inc. (2022 Mountain Road, Manheim, PA 17545) for operation of their sludge composting facility in Penn Township, **Lancaster County**. Emissions are controlled by biofilters. Estimated emissions after the biofilters are 23 tons per year of ammonia and 2 tons per year of VOC's. The proposed permit includes monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

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

N05-008: Erie Steel, Ltd. (3630 North 2nd Street, Philadelphia PA 19140) for operation of a metal coil surface coating facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include 15,565 lb steel/ hr coiled steel coater and a 3.4 mmBtu/hr natural gas fired VOC incinerator with recuperator.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations as identified in this notice for the respective coal and noncoal applications. In addition, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies who have requested review of NPDES permit requirements for a particular mining activity within the previously mentioned public comment period will be provided with a 30-day period to review and submit comments on the requirements.

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

Coal Applications Received

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

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

* The parameter is applicable at all times.

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

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

11911601 and NPDES Permit No. PA0214329, EP Bender Coal Company, LLC (P. O. Box 594, Carrolltown, PA 15722), to revise the permit for Dysart Siding in Dean Township, **Cambria County** to change the postmining land use for 8.0 acres from forestland to industrial/commercial. No additional discharges. Application received March 23, 2006.

30841309 and NPDES Permit No. PA0214825, Cobra Mining, LLC (P. O. Box 40, 178 Chess Mine Road,

Dilliner, PA 15327-0040), to renew the permit and related NPDES permit and revise the permit for the Dunkard Mine No. 2 in Dunkard Township, **Greene County** to use coal ash for mine reclamation. No additional discharges. Application received December 30, 2005.

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

Permit No. 56950103 and NPDES No. PA0213071, Heritage Mining Company, P. O. Box 126, Cresson, PA 16630, permit renewal for reclamation only of a bituminous surface auger mine in Shade Township, **Somerset County**, affecting 78.5 acres. Receiving streams: UNTs to/and Oven Run; UNT to/and Stony Creek River, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received April 20, 2006.

Permit No. 32010103 and NPDES No. PA0248959, KMP Associates Inc., 1094 Lantz Road, Avonmore, PA 15618-1241, permit renewal for reclamation only of a

bituminous surface mine in Conemaugh Township, **Indiana County**, affecting 8.5 acres. Receiving streams: UNTs to Big Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received April 26, 2006.

56060105 and NPDES Permit No. PA0249971. AMFIRE Mining Company, LLC, One Energy Place, Latrobe, PA 15650, commencement, operation and restoration of a bituminous surface-auger mine in Jenner Township, **Somerset County**, affecting 120.1 acres. Receiving streams: UNTs to Quemahoning Reservoir to Quemahoning Creek to the Stoney Creek River to the Conemaugh River classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority. The application includes a stream encroachment to modify and maintain an existing stream crossing and conduct activities within 100 feet of the stream as necessary for the crossing of UNT No. 2 to Quemahoning Creek. Application received April 25, 2006.

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

03060103 and NPDES Permit No. PA0250911. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Application for commencement, operation and reclamation for a bituminous surface mine, located in Burrell Township, **Armstrong County**, affecting 75.3 acres. Re-

ceiving streams: UNTs to Crooked Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: April 19, 2006.

02783003 and NPDES Permit No. PA0126681. Bologna Mining Company (271, Burgettstown, PA 15021). Renewal for continued mine drainage treatment for a bituminous surface mine, located in North Fayette Township, **Allegheny County**, affecting 6.9 acres. Receiving stream: UNT to North Branch of Robinson Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: April 24, 2006.

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

54061301. Little Buck Coal Company (57 Lincoln Road, Pine Grove, PA 17963), commencement, operation and restoration of an anthracite underground mine operation in Tremont Township, **Schuylkill County** affecting 5.0 acres, receiving stream Lorberry Creek. Application received April 18, 2006.

Noncoal Applications Received

Effluent Limits

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

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

¹ The parameter is applicable at all times.

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

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

10010306 and NPDES Permit No. PA0241903. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and gravel operation in Worth Township, **Butler County** affecting 122.0 acres. Receiving streams: Slippery Rock Creek and UNTs to Black Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

10000305 and NPDES Permit No. PA0241792. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and gravel operation in Worth Township, **Butler County** affecting 111.0 acres. Receiving streams: UNTs to Black Run and Black Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

37990304. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and gravel operation in Plain Grove Township, **Lawrence County** affecting 46.0 acres. Receiving streams: Jamison Run and UNTs to Jamison Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

37990301 and NPDES Permit No. PA0241474. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and gravel operation in Plain Grove Township, **Lawrence County** affecting 31.0 acres. Receiving streams: UNT to Taylor Run and Taylor Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

37910305 and NPDES Permit No. PA0208485. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and gravel operation in Plain Grove Township, **Lawrence County** affecting 51.0 acres. Receiving streams: UNT to Taylor Run and Taylor Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

37860305 and NPDES Permit No. PA0212032. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and

gravel operation in Plain Grove Township, **Lawrence County** affecting 103.0 acres. Receiving streams: Taylor Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

37940302 and NPDES Permit No. PA0212041. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and gravel operation in Scott and Plain Grove Townships, **Lawrence County** affecting 134.0 acres. Receiving streams: UNT to Slippery Rock Creek and UNT to Taylor Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

37930305 and NPDES Permit No. PA0211745. Three Rivers Aggregates, Inc. (1321 Main Street, Crescent, PA 15046). Transfer of an existing sand and gravel operation in Plain Grove Township, **Lawrence County** affecting 127.0 acres. Receiving streams: UNT to Taylor Run and Taylor Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from G. L. McKnight, Inc. Application received: April 26, 2006.

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

14060802. Thomas J. Confer, Robert D. Confer, and Williams C. Confer, Jr. (324 Mill Street Extension, Howard, PA 16841), commencement, operation and restoration of a small noncoal (sandstone) operation in Burnside Township, **Centre County**, affecting 4.6 acres. Receiving streams: Boake Run, tributary to West Branch of the Susquehanna River. Application received: April 10, 2006.

08990804. Quarry Services, LLC (R. R. 1, Box 22, Wyalusing, PA 18853), transfer of an existing noncoal (bluestone) surface mine from Donald E. Johnson, Sr. (R. R. 1, Box 257A, Monroeton, PA 18832), located in Asylum Township, **Bradford County**, affecting 1.0 acres. Receiving streams: UNT to Durell Creek. Application received: February 27, 2006.

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

13990301C and NPDES Permit No. PA0224014. Lehigh Asphalt and Construction Co., (P. O. Box 549, Tamaqua, PA 18252), correction to an existing quarry operation to update NPDES Permit for discharge of treated mine drainage in East Penn Township, **Carbon County** affecting 104.4 acres, receiving streams: UNT to Lizard Creek. Application received April 26, 2006.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of

an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E15-753. Phillips Road Associates, 202 Phillips Road, Exton, PA 19341, Uwchlan Township, **Chester County**, ACOE Philadelphia District.

To place and maintain fill in 0.05 acre of wetlands associated with the expansion of the existing Tennis Addiction Sports Club. The site is located approximately 1,500 feet east of the intersection of Welsh Pool Road and Phillip Road, (Downingtown, PA USGS Quadrangle N: 11.5 inches; W: 1.7 inches).

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

E13-148. Department of Conservation and Natural Resources, Bureau of Forestry, District 18, 890 SR 903, Jim Thorpe, PA 18229, in Summit Hill Borough, **Carbon County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a dry hydrant in Mauch Chunk Lake (HQ-CWF) for the purpose of providing fire protection (Nesquehoning, PA Quadrangle N: 15.6 inches; W: 11.2 inches).

E13-149. Department of Conservation and Natural Resources, Bureau of Forestry, District 18, 890 SR 903, Jim Thorpe, PA 18229, in Penn Forest Township, **Carbon County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a dry hydrant in Main Lake (HQ-CWF) for the purpose of providing fire protection (Blakeslee, PA Quadrangle N: 0.9 inch; W: 1.5 inches).

E13-150. Department of Conservation and Natural Resources, Bureau of Forestry, District 18, 890 SR 903, Jim Thorpe, PA 18229, in Penn Forest Township, **Carbon County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a dry hydrant in Watuga Lake (HQ-CWF) for the purpose of providing fire protection (Pohopoco Mountain, PA Quadrangle N: 22.6 inches; W: 3.2 inches).

E13-151. Department of Conservation and Natural Resources, Bureau of Forestry, District 18, 890 SR 903, Jim Thorpe, PA 18229, in Kidder Township, **Carbon County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a dry hydrant in Hickory Run (HQ-CWF) for the purpose of providing fire protection (Hickory Run, PA Quadrangle N: 4.4 inches; W: 11.8 inches).

E48-370. Todd H. Dreisbach, 4315 Fox Drive, Walnutport, PA 18014, in Lehigh Township, **Northampton County**, United States Army Corps of Engineers, Philadelphia District.

To authorize the deepening and expansion of a reservoir of a nonjurisdictional dam having a surface area of approximately 0.3 acre located across a tributary to Bertsch Creek (CWF) and to maintain a dry fire hydrant in a 90 square foot pile supported private recreational dock in the reservoir area. This work was conducted during the repair and restoration of the dam embankment that was damaged by floodwaters. This project is located west of the intersection of Deer Path Drive and Fox Drive (Palmerton, PA Quadrangle N: 7.2 inches; W: 7.9 inches).

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

E05-332: Richard E. Baum, Jr., 333 Church Road, Shermansdale, PA 17090 in Carroll Township, **Perry County**, ACOE Baltimore District.

To install a 12-foot by 7-foot precast concrete box culvert depressed 1 foot in a UNT to Shermans Creek (WWF), located 35 feet upstream of Sleepy Hollow Road existing 10-foot by 7-foot CMPA on Shermans Dale, PA Quadrangle, Latitude: 40° 21' 35"; Longitude: 77° 08' 33", N: 19.9 inches, W: 2.5 inches in Carroll Township, Perry County.

E07-401: Richard Himes & Son, 1218C Pleasant Valley Boulevard, Altoona, PA 16602 in Logan Township, **Blair County**, ACOE Baltimore District.

To construct and maintain a 1-foot depressed, 48-inch diameter by 100-foot long CPEP pipe culvert and a 6-inch diameter sanitary sewer line at a UNT to Spring Run (WWF) located along Avalon Road about 3,000 feet southwest from its intersection with Juniata Gap Road (Altoona, PA Quadrangle N: 8.3 inches; W: 8.8 inches; Latitude: 40° 32' 44"; Longitude: 78° 26' 20"), a 24-inch diameter outfall pipe and a temporary 15-foot long by 12-foot wide ford crossing located about 700 feet downstream of the proposed culvert (Altoona, PA Quadrangle N: 8.5 inches; W: 8.6 inches; Latitude: 40° 32' 49"; Longitude: 78° 26' 13") in Logan Township, Blair County.

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

E19-251. Harold Hafer, 1939 Old Reading Road, Lot 19, Catawissa, PA 17820. Roaring Creek Forest Property Owners Association, in Roaring Creek Township, **Columbia County**, ACOE Baltimore District (Ashland, PA Quadrangle N: 22.5 inches; W: 8.9 inches).

The applicant is proposing to remove the existing three celled culvert crossing and replace it with a single 5-foot 9-inch by 8-foot 2-inch culvert crossing along with a 30-inch culvert pipe along the side for additional flow. This crossing is located on an unnamed tributary to Roaring Creek and carries a water quality designation of HQ-CWF. No wetland impacts are proposed with this application.

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

E02-1531. Allegheny County Airport Authority, P. O. Box 12370, Pittsburgh, PA 15231. To fill a stream channel in Moon Township, **Allegheny County**, Pittsburgh ACOE District. (Oakdale, PA Quadrangle N: 20.8 inches; W: 9.9 inches and Latitude: 40° 29' 19"—Longitude: 80° 11' 48"). The applicant proposes to fill and maintain 1,539 ft. of stream channel and a total of 0.27 acre of PEM/PSS wetlands in UNTs and drainage areas of McClearens Run (TSF) to prepare portions of a 160-acre site for anticipated development. The applicant also proposes to construct and maintain stormwater outfalls. The project is located adjacent to Business SR 60 southeast of the Pittsburgh International Airport in Moon Township. Total proposed impacts are approximately 1,539 ft. of stream channel and 0.27 acre of wetland.

E26-336. South Union Township, 151 Township Drive, Uniontown, PA 15401. To construct a culvert in South Union Township, **Fayette County**, Pittsburgh ACOE District. (New Salem, PA Quadrangle N: 8.0 inches; W: 0.9 inch and Latitude: 39° 55' 07"—Longitude: 79° 49' 22"). The applicant proposes to construct and maintain a 54 LF long, 26 ft. span 8 ft. vertical clearance, natural bottom, arch culvert in Jennings Run (WWF) with a drainage area of 4.34 square miles; fill and maintain 0.01 acre of adjacent PEM wetland; and construct and maintain adjacent stormwater outfalls. This project provides for safety improvements to SR 40 through the relocation of the existing Duck Hollow road intersection with SR 40 and connection of the proposed Matthew Drive to the relocated portion of Duck Hollow Road. The project is located approximately 2 miles northwest of Uniontown on the border of Menallen Township and South Union Township. Total proposed impacts are approximately 54 ft. of stream channel and 0.01 acre of wetland.

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

E25-700, Erie County Convention Center Authority, 809 French Street, Erie, PA 16501. Dobbins Landing Wall and Pedestrian Bridge in the City of Erie, **Erie County**, ACOE Pittsburgh District (Erie North, PA Quadrangle N: 2.0 inches; W: 12.6 inches).

The applicant proposes to construct and maintain a pedestrian overpass bridge having a clear span of 174 feet and an underclearance of 69.0 feet above the entrance channel to the West Canal Basin (Erie North, PA Quadrangle N: 2.0 inches; W: 12.6 inches) in Presque Isle Bay, Lake Erie in the City of Erie, Erie County. The bridge would connect a proposed Sheraton Hotel and the Erie County Convention Center. Also, to construct and maintain a soldier pile wall having a length of 113 feet along

the southern wall of West Dobbins Landing in the West Canal Basin to provide public access and for site aesthetics.

Also, to transfer a portion of DEP Permit No. E25-696 from the Erie-Western Pennsylvania Port Authority (EWPPA) to the Erie County Convention Center Authority (ECCCA). Permit E25-696 authorized EWPPA to conduct the following activities within the West Canal Basin, Presque Isle Bay, Lake Erie within the City of Erie, Erie County:

1. To remove the existing wall and to construct and maintain a 260-foot long soldier pile wall on the easterly portion of the south wall of West Dobbins Landing.
2. To fill the former boat hoist area near the midsection of the south wall of West Dobbins Landing and a basin area at the east end of the south wall of West Dobbins Landing. The total area of fill is 0.18 acre.
3. To construct and maintain approximately an 8-foot wide header dock having a length of approximately 530 feet along the south wall of West Dobbins Landing.
4. To remove five existing finger piers along the south wall of West Dobbins Landing.
5. To construct and maintain two approximately 85-foot long finger pier extensions to the existing finger piers that extend north from the north wall of the Presque Isle Yacht Club.
6. To remove the existing wall and to construct and maintain the 250-foot long north vertical wall of the Presque Isle Yacht Club.
7. To remove an approximately 310-foot long sheet pile wall and associated docks and to construct and maintain a 310-foot long revetment slope 6-foot wide header dock having a length of approximately 300 feet along the east side of the Presque Isle Yacht Club in the south portion of the West Canal Basin.

The following activities are transferred from EWPPA's DEP Permit No. E25-696 to the proposed ECCCA DEP Permit No. E25-700.

1. To remove the existing wall and to construct and maintain a 260-foot long soldier pile wall on the easterly portion of the south wall of West Dobbins Landing.

2. To fill the former boat hoist area near the midsection of the south wall of West Dobbins Landing and a basin area at the east end of the south wall of West Dobbins Landing. The total area of fill is 0.18 acre.

E62-406, Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301-1412. SR 0069, Section B00, Segment 0280, Offset 0046 Bridge in Sugar Grove Borough, **Warren County**, ACOE Pittsburgh District (Sugar Grove, PA Quadrangle N: 19.4 inches; W: 12.6 inches).

The applicant proposes to remove the existing structure and to construct and maintain a concrete box beam bridge having a clear span of 43.0 feet and an underclearance of 10.0 feet across Stillwater Creek (Sugar Grove, PA Quadrangle N: 19.4 inches; W: 12.6 inches) on SR 0069, Section B00, Segment 0280, Offset 0046 in Sugar Grove Borough, Warren County approximately 75 feet east of the intersection of SR 0069 and SR 957.

Stillwater Creek is a perennial stream classified as a CWF. The project proposes to impact approximately 100 feet of stream.

ENVIRONMENTAL ASSESSMENTS

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

EA22-002: Dauphin County Conservation District, 1451 Peters Mountain Road, Dauphin, PA 17018 in Wiconisco Township, **Dauphin County**, ACOE Baltimore District.

The Dauphin County Conservation District proposes treatment of an abandoned mine discharge, the "Lykens Tunnel," and two minor seeps. The passive treatment system will involve the construction of three sedimentation basins. These will encroach on 695' linear feet (5,250 square feet) of 4 UNTs to Bear Creek (CWF—Lykens Quad; Latitude: 40° 34' 56", Longitude: 76° 41' 59"). This a joint project between five agencies that will improve the water quality and fishery of Bear Creek, Wiconisco Township, Dauphin County.

ACTIONS

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

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have

submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PAR10O488-R	Millport Developers 26 Millersville Road Lancaster, PA 17603	Lancaster County West Lampeter Township	Mill Creek WWF	Y
PAR10C2833	Lori Sifford Berkshire Greens, Inc. 10 Village Center Reading, PA 19607	Berks County Cumru Township	UNT Schuylkill River WWF	Y
PAR10M271	Saddle Ridge Dan Ryan Builders Inc. 60 Thomas Johnston Drive Frederick, MD 21702	Franklin County Green and Guilford Township	Conococheague Creek CWF	Y
PAR10M236R	Upton Fields Harry Fox 600 Cold Springs Road Dillsburg, PA 17019	Franklin County Peters Township	UNT Conocheague Creek CWF	Y
PAR10Y511R	Colonial Crossings Cornerstone Development Group 1 Market Way East York, PA 17401	York County North Codorus Township	WB Codorus Creek WWF	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0228231	Lower Mahanoy Township Municipal Authority Wastewater Treatment Plant P. O. Box 235 Dalmatia, PA 17017-0235	Northumberland County Lower Mahanoy Township	Susquehanna River (SWP 6B)	Y
PA0008796 (IW)	L3 Communications Electron Devices 1035 Westminster Drive Williamsport, PA 17701	Lycoming County Loyalsock Township	West Branch Susquehanna River (SWP 10B)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0209562 IW	Eagle Environmental II, LP 11 New Street Englewood Cliffs, NJ 07632	Clearfield County Chest Township	Chest Creek Pine Run UNT to Pine Run UNT to North Camp Run 8B	Y
PA0228346	Huston Township Sewer Authority P. O. Box 121 Penfield, PA 15849	Clearfield County Huston Township	Mine Drainage Channel to Tyler Run 8A	Y
PA0033928 Sewerage	Gary R. Butters Town & Country Estates 54 Railroad Avenue Mansfield, PA 16933-1132	Troy Township Bradford County	UNT West Branch Sugar Creek 4C	Y
PA0209287 SP	Wanderland Trails Inc. P. O. Box 26844 Collegeville, PA 19426	Tioga County Richmond Township	UNT to Manns Creek 4A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0095851 Sewage	Penacquire, LLC P. O. Box 84 Friedens, PA 15541	Somerset County Somerset Township	UNT to East Branch Coxes Creek	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0020044	Fredonia Municipal Authority Hadley Road Fredonia, PA 16124	Fredonia Borough Mercer County	Mill Run 20-A	Y

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

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

NPDES Permit No. PA0080004, Amendment No. 1, Sewage, James Martin, Martin's Famous Pastry Shoppe, Inc., 1000 Potato Roll Lane, Chambersburg, PA 17201. This proposed facility is located in Antrim Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Conococheague Creek in Watershed 13-C.

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

PA0252808, Industrial Waste, Robinson Power Company, LLC, P. O. Box 127, Burgettstown, PA 15021. This proposed facility is located in Robinson Township, **Washington County**.

Description of Proposed Action/Activity: Permit issuance for an electric power generating station.

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

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

WQM Permit No. WQG02090612, Sewerage, Bucks County Water and Sewer Authority, 1275 Almhouse Road, Warrington, PA 18976. This proposed facility is located in Warrington Township, **Bucks County**.

Description of Action/Activity: Construction and operation of a sewage pump station to serve 20 townhouses.

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

WQM Permit No. 5206401, Sewerage, Pennsylvania-American Water, 800 West Hersheypark Drive, Hershey, PA 17033. This proposed facility is located in Lehman Township, **Pike County**.

Description of Proposed Action: Issuance of Water Quality Management Permit for the upgrade of several pump stations on Decker Road in Saw Creek Estates.

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

WQM Permit No. 1806401, Sewerage 4952, Clinton County Solid Waste Authority, 264 Landfill Lane, P. O. Box 209, McElhattan, PA 17748. This facility will be located in Bald Eagle Township, **Clinton County**.

Description of Proposed Action/Activity: The applicant has been approved to construct a regional sanitary sewage pumping station and bypass management system consisting of a 4 million gallon equalization tank to address the aging infrastructure of the Mill Hall pump station and conveyance piping, and provide flood protection for the main Draketown pump station. The action will address issues in a Consent Order and Agreement between the Department and Borough of Mill Hall. The existing Mill Hall and Draketown pump stations will be eliminated as part of this project.

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

WQM Permit No. WQG016125, Sewerage, **Tucker and Tracy Sullenberger**, 112 Cemetery Road, Latrobe, PA 15650. This proposed facility is located in Unity Township, **Westmoreland County**.

Description of Proposed Action/Activity: Permit issuance for a single residence sewage treatment plant.

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

WQM Permit No. 1606402, Sewerage, **Monroe Township**, 17956 Route 68, Sligo, PA 16255. This proposed facility is located in Monroe Township, **Clarion County**.

Description of Proposed Action/Activity: This project is for a new sewage treatment facility to serve the Village of Williamsburg and the surrounding area.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

Central Office: Bureau of Watershed Management, 400 Market Street, Floor 10, P. O. Box 8555, Harrisburg, PA 17105-8555.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAI131500060001	Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106	Multiple Counties	Multiple Municipalities	Numerous	N

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010905030	Sonya Koch Sonya Koch Subdivision 687 Headquarters Road Pipersville, PA 18947	Bucks	Tinicum Township	Tinicum Creek (EV)
PAI011505019	East Whiteland Township Valley Creek Park Upgrade 209 Conestoga Road Frazer, PA 19355	Chester	East Whiteland Township	Valley Creek (EV)
PAI011505054	St. Peter's Pikeland United Church of Christ 9 Old Lincoln Highway Malvern, PA 19355	Chester	East Pikeland Township	Pigeon Run (HQ, TSF)
PAI011505063	Richard J. Procopio, Sr., LLC Specialty Resources Expansion 112 Oscar Way Chester Springs, PA 19425	Chester	Upper Uwchlan Township	UNT Pickering Creek (HQ, TSF)
PAI011506017	The Fox Companies Parcel 8 945 Chesterbrook Blvd. 955 Chesterbrook Boulevard Chesterbrook, PA 19087	Chester	Tredyffrin Township	Valley Creek (EV)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023905021	Indian Mill Creek, LP 1390 Ridge View Drive Allentown, PA 18104	Lehigh	Upper Milford Township	Little Lehigh Creek HQ-CWF
PAI024505022	Winds West, Inc. R. R. 4, Box 4402 Stroudsburg, PA 18360	Monroe	Pocono Township	Pocono Creek HQ-CWF

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

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10F106-2	PSU East Campus Office of Physical Plant 101 P Physical Plant University Park, PA 16802	Centre County	College Township and State College Borough	Thompson Run HQ-CWF Big Hollow Run CWF

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

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

List of NPDES and/or Other General Permit Types

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

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
New Britain Township Bucks County	PAG2000906003	Vito Braccia Braccia Tract 536 Easton Road Horsham, PA 19042-2127	Pine Run (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Buckingham Township Bucks County	PAG2000905144	Edward McGahan McGahan Residence 1916 Aquetong Road New Hope, PA 18938	Mill Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Buckingham Township Bucks County	PAG2000906030	Lookaway Partners, LP Lookaway Golf Course 4219 Upper Mountain Road New Hope, PA 18938	Mill Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hilltown Township Bucks County	PAG2000905026	Barness Land Development, LLC Kirk Tract 975 Easton Road Warrington, PA 18976	Neshaminy Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Plumstead Township Bucks County	PAG2000905136	Applebutter Development Assoc, LLC Plumstead Business Campus—III P. O. Box 320 Pipersville, PA 18947	Tohickon Creek (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

NOTICES

2321

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lower Makefield and Morrisville Borough Bucks County	PAG2000906002	Lower Makefield Township Canal Interceptor Replacement 1100 Edgewood Road Yardley, PA 19067	Delaware River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hilltown Township Bucks County	PAG20009040501	Barness Land Development, LLC Coventry Meadows I and II 975 Easton Road Warrington, PA 18976	Mill Creek and Pleasant Spring Creek (WWF, MF, TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Wrightstown Township Bucks County	PAG2000905189	Prime Properties, Inc. Picard Tract Subdivision 1630 Meetinghouse Road Hartsville, PA 18974	UNT Mill Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Solebury Township Bucks County	PAG20009031351	Zaveta Construction Company Rockwood Farm 3040 Skyron Drive Suite H Doylestown, PA 18901	UNT Delaware River (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Plumstead Township Bucks County	PAG2000906038	M & N Investments, LP Plumstead Pointe 4095 Ferry Road, Suite B Doylestown, PA 18901	UNT Neshaminy Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Northampton Township Bucks County	PAG2000906020	Council Rock School District Rolling Hills Elem.—Parking Lot Impr. 30 North Chancellor Street Newtown, PA 18940	Neshaminy Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Warrington Township Bucks County	PAG2000905166	Ninety Nine Restaurant and Pub 160 Olympia Venue Woburn, MA 01801	Little Neshaminy Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Brandywine Township Chester County	PAG2001505105	Roz Abrahams 702 Lenape Road West Chester, PA 19382	West Branch Brandywine Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East and West Nottingham Townships Chester County	PAG2001505103	BK Campbell, Inc. Wicklow Subdivision 402 Bayard Road, Suite 100 Kennett Square, PA 19348	UNT Blackburn Run (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Garden Township Chester County	PAG2001505110	Mario J. Basciani 220 Chambers Road Toughkenamin, PA 19374	Red Clay Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Spring City Borough Chester County	PAG2001506019	Joseph I. Bishop 1373 Nathan hale Drive Phoenixville, PA 19460	UNT Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Concord Township Delaware County	PAG2002306016	Garnet Valley School District 80 Station Road Glen Mills, PA 19342	West Branch Chester Creek (CWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Springfield Township Delaware County	PAG2002306013	Springfield School District 111 West Leary Avenue Springfield, PA 19084	Darby and Crum Creeks (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Radnor Township Delaware County	PAG2002306017	Radnor Township 301 Ivan Avenue Wayne, PA 19087	Ithan Creek (CWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Thornbury Township Delaware County	PAG2002306019	Glen Mills School District Glen Mills Road Concordville, PA 19331	UNT Chester Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Chadds Ford Borough Delaware County	PAG2002306021	Wilber C. Henderson & Son 112 Chesley Drive Suite 200 Media, PA 19063	Harvey Run (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Hanover Township Montgomery County	PAG20046052001	Paul W. Moyer & Sons, Inc. Briar Ridge Development 2412 Swamp Pike Gilbertsville, PA 19525	Swamp Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Merion Township Montgomery County	PAG20046052004	Lower Merion School District Harrinton High School Development 301 East Montgomery Avenue Ardmore, PA 19003	Mill Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Abington Township Montgomery County	PAG2004605136	Susquehanna Investments Co., Inc. Rydal Waters Development 3000 Cabot Blvd. West Suite 200 Langhorne, PA 19047	Meadow Brook (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Cheltenham Township Montgomery County	PAG2004605202	Nolan Capital, LLC Nolan Self Storage Development 4541 Bellaire Drive South—Suite 100 Fort Worth, TX 76109	East Branch Tacony Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Horsham Township Montgomery County	PAG2004605172	Gregory Carroll 119 Thames Drive North Wales, PA 19454	Little Neshaminy Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Limerick Township Montgomery County	PAG2004605141	Jason Griggs Evans Creek Industrial Park Dev. 25 Heffner Road P. O. Box 587 Royersford, PA 19468	Brooke Evans Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Whitemarsh Township Montgomery County	PAG2004605001	The Cutler Group, Inc. The Reserve at Whitemarsh Dev. 5 Sentry Parkway Suite 100 Blue Bell, PA 19422	Spring Mill Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Dublin Township Montgomery County	PAG2004605235	David and Nathan Mandelbaum 80 Main Street West Orange, NJ 07052	Sandy Run (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

NOTICES

2323

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lower Merion Township Montgomery County	PAG2004605200	Berg Builders 408 East 4th Street Suite 301 Bridgeport, PA 19405	Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Horsham Township Montgomery County	PAG2004605137	Gerald Vassar 240 New York Drive Fort Washington, PA 19034	Little Neshaminy Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Pottstown Borough Montgomery County	PAG20046006032	AAD Properties 67 Walnut Street Pottstown, PA 19464	UNT Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Merion Township Montgomery County	PAG2004606009	Lower Merion School District 245 East Montgomery Avenue Ardmore, PA 19003	Mill and Indian Creeks (TSF, WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Moreland Township Montgomery County	PAG2004606005	McMonagle Family, LP 105 White Oak Road North Wales, PA 19454	Pennypack Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Providence Township Montgomery County	PAG2004606030	Green Tree Office Investors, II, LP 1500 Market Street Philadelphia, PA 19102	Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Providence Township Montgomery County	PAG2004605073	LDG Land Associates, LLC 1741 Valley Forge Road Worcester, PA 19490	Indian Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Providence Township Montgomery County	PAG20046050521	Providence Ridge Associates 1030 West Germantown Pike Fairview Village, PA 19409	Mingo Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Merion Township Montgomery County	PAG20046041841	West Conshohocken Municipal Auth. P. O. Box 466 112 Ford Street Conshohocken, PA 19428	Gulp Creek Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Horsham Township Montgomery County	PAG2004606004	Liberty Property Trust 5 Walnut Grove Dr. Suite 200 Horsham, PA 19044	Pennypack Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015105050	Wigard Development, LLC Valley Green Mews Development P. O. Box 315 Plymouth Meeting, PA 19462	Wissahickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015106013	The Bock Development Group Villages of Pine Valley Development 2800 Southampton Road Philadelphia, PA 19154	Pennypack Creek and Rockledge Branch (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Forks Township Northampton County	PAR10U157R	Strausser Enterprises, Inc. Attn: Gary J. Strausser 1108 Van Buren Rd. Easton, PA 18045	Delaware River CWF	Northampton County Conservation District (610) 746-1971

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Mahoning Township Carbon County	PAG2001306002	Stephen McEvoy 1530 Upper Nis Hollow Rd. Lehighton, PA 18235	Lehigh River TSF	Carbon County Conservation District (610) 377-4894
Pittston Township Luzerne County	PAG2004005054	George Zambias Pittston Associates, LP 300 Market St. Johnstown, PA 15901	Tributary to Susquehanna River CWF Tributary to Lackawanna River CWF	Luzerne County Conservation District (570) 674-7991
City of Scranton Lackawanna County	PAG2003506005	Anthony Brady Somerset Properties, Inc. 768 North Bethlehem Pike, Suite 203 Lower Guynedo, PA 19002	Tributary to Keyser Creek CWF	Lackawanna County Conservation District (570) 281-9495
York Township Yoe Borough York County	PAG2006705122	Orchard Hills Vista, LLC Glenn Rexroth P. O. Box 297 Dallastown, PA 17313	Mill Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Shrewsbury Borough York County	PAG2006704136	Eizert Farms Subdivision John Bowers Nottingham Residential Equities, LLC 100 W. Pennsylvania Ave. Towson, MD 21204-4589	Codorus Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Carroll Township York County	PAG2006705121	Carroll Village Presbyterian Homes, Inc. 1217 Slate Hill Road Camp Hill, PA 17011	Yellow Breeches CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Hamilton Township Peters Township Saint Thomas Township Franklin County	PAG2002806014	Bear Valley Joint Authority Robert John BVFCPJJA 218 Schoolhouse Road St. Thomas, PA 17252	West Br. of Conococheague TSF/MF Back Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Greene Township Franklin County	PAG2002806023	Carl Swiger Terra, LLC 2260 Monroe Street York, PA 17404	Conococheague Cr CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Hampden Cumberland County	PAG2002106010	The Coliseum Coliseum Real Estate Group, Inc. 518 Katrina Court Mechanicsburg, PA 17055	UNT to Cedar Run CWF	Cumberland County Conservation District 43 Brookwood Avenue Carlisle, PA 17013 (717) 240-7812
Hampden Cumberland County	PAG2002106012	Pinnacle Health West CCS Federal, LLC Chet Snavelly P. O. Box 0888 Camp Hill, PA 17001	Conodoguinet Creek WWF Cedar Run CWF	Cumberland County Conservation District 43 Brookwood Avenue Carlisle, PA 17013 (717) 240-7812
Muhlenberg Township Berks County	PAG2000606007	Duke Munford Department of Veteran and Military Affairs Bureau of Facilities and Engineering Building 0-47 Fort Indiantown Gap Annville, PA 17003-5002	Schuylkill River WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201

NOTICES

2325

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Exeter Township Berks County	PAG2000606026	Patrick Dolan Dolan Construction, Inc. 401 S. 13th Street Reading, PA 19602	Antietam Creek CWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Heidelberg Township Berks County	PAG2000606031	George Hutchinson LGN Management, LLC 155 Phillips Park Drive S. Williamsport, PA 17702	UNT to Tulpehocken Creek TSF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Spring Township Berks County	PAG2000606027	Richard Savoy 533 Mohn's Hill Road Sinking Spring, PA 19608	Little Muddy Creek TSF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Perry Township Berks County	PAG2000606028	Kevin Timochenko Perry Partners, LLC 438 Walnut Street Reading, PA 19601	UNT to Schuylkill River WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Oley Township Berks Township	PAG2000606015	David Rowe Friedens Evangelical Lutheran Church 1076 Memorial Highway Oley, PA 19547	Little Manatawny Creek CWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Manheim Township Lancaster County	PAG2003606032	Steve Artz 3187 Embassy Dr. Lancaster, PA 17603	Landis Run WWF	Lancaster County Conservation District 1383 Arcadia Rd., Room 6 Lancaster PA 17601 (717) 299-5361, Ext. 5
Lancaster Township Lancaster County	PAG2003606035	Steve Skrocki 2950 Charlestown Rd. Box 1001 Millersville, PA 17551	Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Rd., Room 6 Lancaster PA 17601 (717) 299-5361, Ext. 5
South side of Route 30, West of the borough line Berwick Township Adams County	PAG2000105021	James Heasley R & H Associates P. O. Box 330 6927 York Road Abbottstown, PA 17301	Pine Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Hampton Heights East Berlin, PA Reading Township Adams County	PAG2000105014	William C. Bashore Lexington Land Developers Corp. 336 West King St. Lancaster, PA 17603	Conewago Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Gettysburg Commons Straban Township Adams County	PAG2000106007	Richard A. Klein Greater Gettysburg Development Co., LLC 601 Mason Dixon R. D. Gettysburg, PA 17325	UNT to Rock Creek and Beaver Dam Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Peters Township Mercersburg Borough Franklin County	PAG20028030301	Findlay Park Don Owens 930 East Street, Suite 7 Frederick MD 21701	Johnson Run WWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074 ext. 5
Chambersburg Borough Franklin County	PAG2002805090	Bernard Washabaugh Second Street Enterprises, Inc. 20 Spring St. Chambersburg, PA 17201	Falling Spring TSF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074 Ext. 5
North Londonderry Township Lebanon County	PAG2003806002	Jeff Shireman Lebanon Valley Brethren Home 1200 Grubb Road Palmyra, PA 17078	Killinger Creek TSF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Carroll Township Perry County	PAG2035006001	Charles E. Lupfer 280 Airy View Rd. Shermans Dale, PA 17090	WWF-Fishing Run Shermans Creek	Evan Ticehurst Perry County Conservation District 31 West Main Street P. O. Box 36 New Bloomfield, PA, 17068 (717) 582-5119
Lower Paxton Township Dauphin County	PAG2002205068	DJH Victoria Abbey Assoc. 2151 Linglestown Rd. Suite 300 Harrisburg, PA 17110	Paxton Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
South Waverly Borough Bradford County	PAG2000806003	Brett Millett 101 Old Lackawanna Trail Clarks Summit, PA 18411	Chemung River WWF	Bradford County Conservation District R. R. 5, Box 5030-C Stoll Natural Resource Center Towanda, PA 18848 (570) 265-5539, Ext. 205
Spring Township Centre County	PAG2001406007	Bellefonte United States Army Reserve Center 10 S. Howard St. Baltimore, MD 21203	Gap Run CWF	Centre County Conservation District 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Scott Township Columbia County	PAG2001906005	Douglas B. Seidel 9 Remp Road Mohnton, PA 19540	UNT to Susquehanna River CWF	Columbia County Conservation District 702 Sawmill Rd., Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Brady Township Lycoming County	PAG2004106007	Lycoming County Resource Management Services 447 Alexander Dr. Montgomery, PA 17752	UNT Black Run WWF	Lycoming County Conservation District 542 County Farm Rd. Suite 202 Montoursville, PA 17754 (570) 433-3003
Butler County Adams Township	PAG2001006002	Indian Meadow Jeff Meyerl Myoma Develop Group, LP 100 Heaven Lane Mars, PA 16046	UNT to Breakneck Creek WWF	Butler Conservation District 724-284-5270

NOTICES

2327

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Erie County Summit Township	PAG2002503007(1)	Tecnica Development 1480 South Shore Drive Erie, PA 16505	Walnut Creek CWF; MF	Erie Conservation District (814) 825-6403
Erie County Lawrence Park Township	PAG2002505034	Joseph Buzanowski Iroquois School 4231 Morse Street Erie, PA 16511	Tributary Lake Erie	Erie Conservation District (814) 825-6403
Erie County City of Corry	PAG2002506008	Michael Andrus Corry Area School 800 E. South Street Corry, PA 16407	City of Corry Storm Sewer	Erie Conservation District (814) 825-6403
Erie County City of Erie	PAG2002506009	Carl Mullinax LECOM 1858 W. Grandview Blvd. Erie, PA 16509	Presque Isle Bay Lake Erie WWF	Erie Conservation District (814) 825-6403
Erie County Fairview Township	PAG2002506010	Lloyd T. Fohner 5750 Ruhl Road Fairview, PA 16415	Trout Run CWF; MF	Erie Conservation District (814) 825-6403
Jefferson County Big Run Borough	PAR103341R	Big Run Area Municipal Authority R. D. 2, Box 126A Punxsutawney, PA 15767	Mahoning Creek WWF Big Run CWF	Jefferson Conservation District (814) 849-7463
Mercer County City of Hermitage	PAG2004306003	The Home Depot USA, Inc. 3096 Hamilton Boulevard South Plainfield, NJ 07080	Pine Hollow Run WWF	Mercer Conservation District (724) 662-2242
Marion/Butler	PAG2-241006001	Quality Aggregates, Inc. 200 Neville Road Neville Island, PA 15225-0347	UNT to Slippery Rock Creek	Knox DMO (814) 797-1191
Fulton County Wells Township and Bedford County Broad Top Township	PAG2092906004	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Great Trough Creek TSF	Department of Environmental Protection Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800
Butler County Cherry Township	PAG2091006005	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	South Fork of Little Scrubgrass Creek CWF	Department of Environmental Protection Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Salem Township Luzerne County	PAR212217	Castek, Inc. 23 River Road Berwick, PA 18603	Susquehanna Rive	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511
Muncy Creek Township Lycoming County	PAR214821	Keystone Filler & Mfg. Co. 214 Railroad Street P. O. Box 120 Muncy PA 17756	UNT to West Branch Susquehanna River WWF	Water Management Program Manager 208 West Third Street Williamsport, PA 17701 (570) 327 3664

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Hamlin Township McKean County	PAR228325	Weyerhaeuser North Chip Plant P. O. Box 21 Kane, PA 16735	UNT to Buck Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Penn Township Mercer County	PAR708322	Glenn O. Hawbaker, Inc. 711 East College Avenue Bellefonte, PA 16823	UNT to Thorn Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Sugarcreek Township Venango County	PAR608328	Lowry Auto Wrecking, Inc. 163 Lowry Drive P. O. Box 1105 Franklin, PA 16323	UNT to Sugar Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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

<i>County & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Westmoreland County Unity Township	PAG046323	Tucker and Tracy Sullenberger 112 Cemetery Road Latrobe, PA 15650	UNT of Little Crabtree Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-12**Facility Location & Municipality*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>	
Kelly Township Union County	PAG124801	Gary A. Pfleeger R. D. 2, Box 529 Lewisburg, PA 17837	Little Buffalo Creek (CWF)	Northcentral Regional Office (570) 327-3636

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 0605506 , Public Water Supply.	
Applicant	Berks Properties
Municipality	Hereford Township
County	Berks
Type of Facility	The project consists of the addition of corrosion control to the existing Woodland Mobile Home Park.

Consulting Engineer Todd M. Duerr, P. E.
American Water Services
453 Boot Road
Downingtown, PA 19335

Permit to Construct 4/20/2006
Issued:

Permit No. 2206503 MA, Minor Amendment, Public Water Supply.

Applicant **United Water Pennsylvania**
Municipality Susquehanna Township
County **Dauphin**
Type of Facility Rehabilitation of Filter Nos. 1 and 4 at the 6th Street filter plant.

Consulting Engineer Arthur Saunders, P. E.
United Water Pennsylvania
4211 East Park Circle
Harrisburg, PA 17111

Permit to Construct 4/10/2006
Issued:

Operations Permit issued to **Christ United Church of Christ**, 7010987, Union Township, **Adams County** on 4/12/2006 for the operation of facilities approved under Construction Permit No. 0105509.

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

Permit No. MA—Operation Public Water Supply.

Applicant **Pike Township Municipal Authority**
Township or Borough Pike Township
County **Clearfield**
Responsible Official F. Michael Smeal, Manager
Pike Township Municipal Authority
P. O. Box 27, Hixon Road
Curwensville, PA 16833

Type of Facility Public Water Supply—Operation

Consulting Engineer David Peck, P. E.
Uni-Tec Consulting Engineers, Inc.
2007 Cato Avenue
State College, PA 16801

Permit Issued Date 5/2/06
Description of Action Operation of the 122,000-gallon finished water storage tank.

Permit No. M.A.—Operation Public Water Supply.

Applicant **Spring Lake Village**
Township or Borough Delaware Township
County **Northumberland**
Responsible Official Raymond Granger
Vice President, Special Assets
Community Banks
1001 Sharp Avenue
Ephrata, PA 17522

Type of Facility Public Water Supply—Operation

Consulting Engineer Charles Kehew, P. E.
James R. Holley & Associates, Inc.
18 South George Street
York, PA 17401

Permit Issued Date 5/2/06
Description of Action Operation of Spring Lake Village finished water storage tank.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

Borough or Township	Borough or Township Address	County
Sewickley Heights Borough	Country Club Road Sewickley, PA 15143-9402	Allegheny

Plan Description: The approved plan provides for a proposal to install a small flow treatment facility located along Hartle Road (Wrigley property), Borough of Sewickley Heights, Allegheny County. The proposed treatment facility will service a proposed new five bedroom single family home. The proposed discharge will be to a UNT of Kilbuck Run. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

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

Plan Location:

Borough or Township	Borough or Township Address	County
North Shenango Township	11586 Linn Road Espyville, PA 16424	Crawford
South Shenango Township	6865 Collins Road Jamestown, PA 16134	Crawford

Plan Description: The approved plan provides for amending the conveyance alternative previously approved as part of the North and South Joint Municipal Authority June 1999 Act 537 Plan. The study amends the 1999 plan by eliminating a gravity interceptor in favor of constructing a pump station and force main by an alternate route. A cost savings of \$257,000 is anticipated. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Disapprovals Granted under the Pennsylvania Sewage Facilities Act

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

Plan Location:

Borough or Township	Borough or Township Address	County
Warrington Township	3345 Rosstown Road Wellsville, PA 17365	York

Plan Description: Mark and Pamela Mummert, A3-67960-287-2. The proposed plan revision consists of a five

lot single-family residential subdivision on 86.95 acres with total estimated sewage flows of 1,600 gpd to be treated by individual onlot disposal systems. The plan was disapproved because the hydrogeologic study included in the planning module submission that was received by the Department and required by 25 Pa. Code § 71.62(c) contained information indicating the groundwater is presently polluted on the property and that the onsite sewage systems for the subdivision will further pollute the waters of this Commonwealth in violation of The Clean Streams Law. This condition is considered a nuisance and is prohibited. In addition, well water samples used for the hydro-study are greater than 1 year old.

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

Prompt Interim Response

Lewis Run Municipal Well Site, Lewis Run Borough, McKean County.

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), is conducting a Prompt Interim Response at the Lewis Run Municipal Well Site (Site). The Site is located in Lewis Run Borough, McKean County, PA, in the area between the East Branch of Tunungwant Creek and Big Shanty Road. The Site contains several light industrial-manufacturing facilities, separated by lightly wooded areas. The Site also contains a well used as a supplemental public water supply (Well 3) by the Borough of Lewis Run, McKean County, impacted by Site related constituents. The Borough owns two other water supply wells (Well 1 and Well 2) and a spring that are used to supply water to local residents and businesses..

VOCs, primarily tetrachloroethene, trichloroethene and 1,2-dichloroethene, have been detected in groundwater at the Site, including in samples from Well 3. The VOC contamination appears to have multiple sources, including at least one source on the McCourt Label Cabinet Company property within the Site.

On April 8, 2003, the Department issued a Statement of Decision for the Site documenting the Department's implementation of a Prompt Interim Response under section 506 of HSCA (35 P. S. § 6020.506). The April 8, 2003, Statement of Decision concluded that the Department would replace the existing Well 3 with a new municipal water supply well and abandon Well 3. The Department has not yet completed the connection of the new municipal water supply well.

In the summer of 2005, Lewis Run Borough's routine VOC sample results indicated a detection for benzene in the water system. In September, 2005, the Department obtained additional sample results indicating the presence of benzene in Well 1 and Well 2, confirmed by additional sampling in November 2005, December 2005, and January 2006. As a result, Lewis Run Borough stopped using Well 1 and Well 2. Thus, Lewis Run Borough's only remaining source of water is the spring. The flow of the spring is effected by seasonal water table variations, and it is anticipated that the spring will not be able to supply sufficient water for local residents and businesses after May, 2006. Lewis Run would normally rely on Well 3 to supplement its water supply, but it is unavailable due to the release of hazardous substances at

the Site. Moreover, the Department will not be able to complete the connection of the new municipal well before the end of May, 2006.

As a result of the foregoing, the Department is proposing an emergency replacement source of supplemental water for Lewis Run Borough. For this Prompt Interim Response, the Department considered three alternatives for the Site: Alternative 1, no action and ongoing monitoring; Alternative 2, the provision of bottled water when the alternative water source becomes necessary; Alternative 3, interconnection with the Bradford City Water Authority System.

Each alternative was evaluated with respect to four comparison criteria: (1) the extent to which each alternative protects the public health and the environment; (2) the extent to which each alternative complies with or otherwise addresses Applicable or Relevant and Appropriate Requirements; (3) the extent to which each alternative is feasible, effective, implementable and permanent; and (4) the relative cost of each alternative.

Furthermore, this comparative analysis evaluated the relative performance of each alternative in relation to each specific comparison criterion. The comparative analysis identified advantages and disadvantages of each alternative so that tradeoffs between the alternatives could be determined.

Based on the comparative analysis, the Department chose to implement Alternative 3 as the prompt interim response for the Site. This alternative was selected because it would, in the most cost-effective manner, protect the public from possible human health risks associated with ingestion of Site-related hazardous substances while meeting the response objective of providing an immediate and reliable, potable backup public water supply source.

This notice is being provided under section 506(b) of HSCA. The administrative record, which contains the information that forms the basis and documents the selection of this response, is available for public review and comment. The administrative record is located at the Department's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335 and is available for review Monday through Friday from 8 a.m. to 4 p.m. Telephone beforehand for an appointment, (814) 332-6648. A duplicate administrative record will be maintained at the Lewis Run Borough Building, 60 Main Street, Lewis Run, PA 16738.

The administrative record will be open for comment from May 13, 2006, until August 11, 2006. Persons may submit written comments into the record during this time only by sending them to Harold Nye, Project Manager at the Department's Northwest Regional Office or by delivering them to the office in person.

In addition, persons may present oral comments for inclusion in the administrative record at a public hearing. Persons wishing to present comments must register with Harold Nye at the Department's Northwest Regional Office before June 16, 2006, by telephone or in writing. Persons interested in finding out if anyone has registered should contact Harold Nye for information concerning the time, date and location of the meeting. If no one registers to present oral comments before June 16, 2006, the public meeting will not be held.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings should call Harold Nye at (814) 332-6648 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Sico Gilbertsville, Douglass Township, **Montgomery County**. Megan M. Dunsmore, Onesky Engineering, Inc. 444 Creamery Way, Suite. 300, Exton, PA 19341 on behalf of Dillon Real Estate Co., Inc., 2800 E. Fourth St. Hutchinson, KS 67501 has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with BTEX. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Commerce Bank, Ridley Township, **Delaware County**. Michelle Flowers, React Env. Professional Svc. Group, 6901 Kingessing Ave., 2nd Floor, Philadelphia, PA 19142 on behalf of Steven Smith, Commerce Bank, N. A. 1700 Atrium Way, Mt. Laurel, NJ 08054 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents, leaded/unleaded gasoline and used motor oil. The report is intended to document remediation of the site to meet the Statewide Health Standard and Site-Specific Standard.

Brettell Res., Bristol Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Darren Brettell, 112 Junewood Dr., Levittown, PA 19055 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Bradshaw Res., Bristol Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Bill Bradshaw, 116 Junewood Dr., Levittown, PA 19055 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Valley View Danboro Mobil Home Park, Plumstead Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc. 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Kimberly Charlton, Valley View Danboro Mobil Home Park, 1081 N. Easton Road, P. O. Box 336, Danboro, PA 18916 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Chichester School Dist. Site. Upper Chichester Township, **Delaware County**. Douglas Newton, MACTEC Env. & Consulting, Inc., 5205 Militia Hill Road, Plymouth Meeting, PA 19462 on behalf of Michael Golde, Chichester School Dist., P. O. Box 2100, Boothwyn, PA 19061 has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with organochlorine pesticides. The report is intended to document remediation of the site to meet the Site-Specific Standard and Statewide Health Standard.

Oxford Former MGP Site. Oxfords Borough, Chester County. John A. Ducar, P. G., RETEC Group, Inc., 3040 William Pitt Way Pittsburgh, PA 15238 on behalf of Michael J. Hassel, PPL Gas Utilities Corp., Two N. Ninth St., GENTW-17, Allentown, PA 18101-1179 has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with diesel fuel, inorganics, other organics and PAH. The report is intended to document remediation of the site to meet the Statewide Health Standard and Site-Specific Standard.

Schmidts Brewery, City of Philadelphia, **Philadelphia County**. Charlene Drake, React Env Professional Service Group, 6901 Kingessing Ave., 2nd Floor, Philadelphia, PA 19142 on behalf of Wayne Dunlop, Northern Liberties Development, LP, 969 N. 2nd St., Philadelphia, PA 19123 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard and Site-Specific Standard.

Acker Res., Lower Gwynedd Township, **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Robert Acker, 1431 East Meetinghouse Road, Lower Gwynedd, PA 19002 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Nell's Shurfine Market, Dover Township, **York County**. Liberty Environmental, Inc., 10 North Fifth Street, Suite 800, Reading, PA 19601, on behalf of Associated Wholesalers, Inc., 336 East Penn Avenue, Robesonia, 19551-0067, submitted a Final Report concerning remediation of site soils contaminated with leaded gasoline. The report is intended to document remediation of the site to the Statewide Health standard

Fehl's Home & Garden, Muhlenberg Township, **Berks County**. Groundwater Sciences Corporation, 2601 Market Street Place, Suite 310, Harrisburg, 17110, on behalf of Fehl's Home & Garden, 5369 Allentown Pike, Temple, PA 19560 and Agway Liquidating Trust, LLC, 5790 Widewaters Parkway, Dewitt, NY, 13214, submitted a Final Report concerning remediation of site soils contaminated with No. 2 heating oil. The report is intended to document remediation of the site to the Statewide Health Standard

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

Harrelson Res., New Garden Township, **Chester County**. Richard D. Trimpi, Trimpi Assoc., Inc., 1635 Old Plains Road, Pennsburg, PA 18703 on behalf of John Harrelson, 28 Chambers Rock Road, Landenberg, PA 18340 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 31, 2006.

Oxford Former MGP Site, Oxford Borough, **Chester County**. John A. Ducar, P. G., RETEC Group, Inc., 3040 William Pitt Way, Pittsburg, PA 15238 on behalf of Michael J. Hassell, PPL Gas Utilities Corp., Two N. Ninth St., GENTW-17, Allentown, PA 18101-1179 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with diesel fuel, inorganics and other organics and PAH. The Remedial Investigation Report demonstrated attainment of the Statewide Health Standard and Site-Specific Standard and was approved by the Department on April 21, 2006

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

Former Haldeman Used Truck Sales, Kutztown Borough, **Berks County**. Barry Isett & Associates, Inc., P. O. Box 147, Trexlertown, PA 18087, on behalf of Paul Haldeman, c/o Haldeman Lincoln Mercury, 2443 Lehigh Street, Allentown, PA 18103 and Meitzler Excavating, 237 Wentzler Excavating, 237 Wentz Street, Kutztown, PA 19530, submitted a combined remedial investigation and final report concerning remediation of site soils contaminated with leaded gasoline. The combined report demonstrated attainment of a combination of the residential Statewide Health and Site-Specific Standards, was approved by the Department on April 28, 2006.

**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.

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.

Permit No. 101237. J. P. Mascaro & Sons Inc., 2650 Audubon Road, Audubon, PA 19403, Franconia Township, **Montgomery County**. Permit renewed for a 10-year term for the continued operation of the Mascaro Transfer Station located in Franconia Township. The permit was issued by the Southeast Regional Office on April 25, 2006.

AIR QUALITY

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

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

23-312-221GP: Sunoco, Inc.—R & M (P. O. Box 426, Marcus Hook, PA 19061-0426) on April 26, 2006, to operate a storage tank in Marcus Hook Borough, **Delaware County**.

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

40-302-153GP1: The Ohio Mattress Co.—Licensing and Components Group (One Office Parkway, Sealy Drive, Trinity, NC 27370) on April 25, 2006, to construct and operate a natural gas fired boiler (No. 1 Cleaver Brooks) in the Crestwood Industrial Park, Wright Township, **Luzerne County**.

40-302-154GP1: The Ohio Mattress Co.—Licensing and Components Group (One Office Parkway, Sealy Drive, Trinity, NC 27370) on April 25, 2006, to construct and operate a natural gas fired boiler (No. 2 Cleaver Brooks) in the Crestwood Industrial Park, Wright Township, **Luzerne County**.

64-310-019GP3: Haines and Kibblehouse, Inc. (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on April 27, 2006, to construct and operate a portable stone crushing plant and associated air cleaning device at the Atkinson Materials Quarry, R. R. 2, Box 1575, Palmyra Township, **Wayne County**.

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

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

54-310-034: HMMK LLC (1371 West Street Road, Warminster, PA 18974) on April 18, 2006, to construct a secondary crushing operation with several conveyors and the associated air cleaning device at the Foster Materials/Ryan Stone Quarry in Foster Township, **Schuylkill County**.

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

ERC-06-05014: GST Autoleather, Inc. (20 Oak Hollow, Suite 300, Southfield, MI 48034) on May 1, 2006, for an Air Quality Emission Reduction Approval for 103.45 tons of VOC Emission Reduction Credits resulting from the shutdown of the sources at the Fleetwood Plant in Fleetwood Borough, **Berks County**.

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

18-00004A: Armstrong World Industries, Inc. (325 Eagle Valley Road, Beech Creek, PA 16822) on April 20, 2006, to print nonflooring materials in the existing 9-station rotogravure printing press in Beech Creek Township, **Clinton County**. The air contaminant emissions from the printing press will be controlled by an existing regenerative thermal oxidizer. Plan Approval 18-00004A is subject to the requirements of 40 CFR Part 60, Subpart FFF (Standards of Performance for Flexible Vinyl and Urethane Coating and Printing), Sections 60.580—60.585 and the Best Available Technology requirements of 25 Pa. Code §§ 127.1—127.12.

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

56-00300A: Stoneycreek Wood Pellets, Inc. (P. O. Box 260, Friedens, PA 15541) on April 24, 2006, to install a rotary sawdust dryer, pellet mill and multicyclone at their facility in Somerset Township, **Somerset County**.

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

43-270D: CCL Container (One Llodio Drive, Hermitage, PA 16148-9015) on April 21, 2006, to construct a new aluminum container manufacturing line (No. 109) rated at 180 cans per minute which will be controlled by an existing 45,000 thermal oxidizer in Hermitage City, **Mercer County**. This is a Title V facility.

25-025I: General Electric Transportation Systems—Erie Plant (2901 East Lake Road, Room 9-201, Erie, PA 16531) on April 21, 2006, to modify the VOC emission limitation from plan approval 25-318-102 for the Vacuum Pressure Impregnation unit in Lawrence Park Township, **Erie County**. This is a Title V facility.

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

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

41-318-049: Williamsport Steel Container Co., Inc. (360 Arch Street, Williamsport, PA 17701) on April 25, 2006, to operate a steel container lining spray machine booth, dry filter touch-up booth, curing oven and stamp-

ing lubricant flash-off oven on a temporary basis until August 23, 2006, in the City of Williamsport, **Lycoming County**. The plan approval has been extended.

14-00014B: Glenn O. Hawbaker, Inc. (711 East College Ave., Bellefonte, PA 16823) on April 25, 2006, to operate a recycled asphalt pavement crusher, two belt conveyors and a double deck screen in an asphalt plant, a crusher and two belt conveyors in a stone crushing plant, and various pieces of stone crushing, screening, conveying, and the like, equipment, the air contaminant emissions from which are controlled by a new fabric collector, on a temporary basis until August 23, 2006, in Spring Township, **Centre County**. The plan approval has been extended.

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

56-00025F: New Enterprise Stone and Lime (P. O. Box 77, New Enterprise, PA 16664) on April 21, 2006, to add new stone crushers, screens, and conveyor systems to their facility at Bakersville Quarry in Jefferson Township, **Somerset County**. This is a plan approval extension.

56-00298A: Garrett Limestone Co., Inc. (451 Stoystown Road, Somerset, PA 15501) on April 26, 2006, to complete the water truck and paving of their Romesburg Quarry entrance in Summit Township, **Somerset County**. This plan approval was extended.

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

AMS 05042 and 05207: TDPS Materials (2nd Street and Erie Avenue, Philadelphia, PA 19120) on April 26, 2006, to remove the requirement to test for benzene and dioxins/furans from Plan Approval No. 01032 for their hot mix asphalt drum plant, to increase the allowable sulfur content of fuel oil burned in the hot mix asphalt drum plant on the condition that equivalent SO₂ emission rate limits are met, and to allow the burning of nonhazardous waste derived fuels in the hot mix asphalt drum plant in the City of Philadelphia, **Philadelphia County**.

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

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

54-00054: Commonwealth Environmental Systems (P. O. Box 249, Dunmore, PA 18512) on March 16, 2006, for a landfill facility in Foster Township, **Schuylkill County**.

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

38-05003: Carmeuse Lime, Inc. (P. O. Box 37, Saginaw, AL 35137-0037) on April 27, 2006, to operate their Millard lime plant in North Londonderry Township, **Lebanon County**. The facility is a major source of SO_x and NO_x emissions. This is a renewal of the State-only operating permit.

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

65-00053: Dura-Bond Steel Corp., Inc. (2658 Puckety Drive, Export, PA 15632) on April 26, 2006, for their steel product fabrication and coating facility in Export Borough, **Westmoreland County**. This is a Title V renewal.

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

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

06-03107: Morgan Corp. (P. O. Box 588, Morgantown, PA 19543) on April 25, 2006, for a heavy-duty truck surface coating operation (Grace Mine Plant) in the New Morgan Borough, **Berks County**.

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

17-00008: Triangle Suspension Systems, Inc. (P. O. Box 425, Du Bois, PA 15801) on April 11, 2006, to operate an automotive and truck spring manufacturing facility in Sandy Township, **Clearfield County**.

17-00061: Junior Coal Contracting, Inc. (2330 Six Mile Road, Philipsburg, PA 16866) on April 11, 2006, to operate a coal processing facility (Leslie Tipple) in Decatur Township, **Clearfield County**.

41-00045: RP's Machinery Sales, Inc. (P. O. Box 507, Jersey Shore, PA 17740) on April 25, 2006, to operate a steel (bridge parts) fabricating facility in Piatt Township, **Lycoming County**.

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

11-00418: International Mill Service, Inc.—Parkhill Site (1155 Business Center Drive, Horsham, PA 19044-3454) on April 25, 2006, in East Taylor and Conemaugh Townships, **Cambria County**. The facility's sources of emissions are fugitive dust from the separator plant operations and plant roads.

65-00629: Latrobe Brewing Company (119 Jefferson Street, Latrobe, PA 15650) on April 27, 2006 to operate grain handling systems and three baghouses consisting of truck unloading, nine grain storage silos and a conveyer system for filling and reclaiming dust from the silos, and reclaim it back into the system and also the operation of three natural gas/propane-fired boilers at their plant in Latrobe Borough, **Westmoreland County**. This is a State Only Operating Permit Renewal.

04-00679: Tri-State River Products, Inc.—William L. Price No. 16 Dredge (P. O. Box 218, Beaver, PA 15009-0218) on April 28 2006, to operate a facility in Potter Township, **Beaver County**. The facility's source of emissions is fugitive dust from sand and gravel processing.

56-00299: Hoover Conveyor & Fabrication Corp. (P. O. Box 179, 262 Industrial Park Road, Meyersdale, PA 15552) on April 28, 2006 for the operation of a surface coating and small coal-fired furnace at its Meyersdale Plant in Meyersdale Borough, **Somerset County**.

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

43-00337: Bessemer and Lake Erie RR (85 Ohl Road, Greenville, PA 16125-2370) on April 25, 2006, for a natural minor operating permit is for locomotive maintenance and railroad car repair. This facility is in Greenville, **Mercer County**.

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

N05-012: Federal Detention Center (700 Arch Street, Philadelphia, PA 19105) on May 1, 2006, to operate a Federal prison in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three 10 mmBtu/hr boilers.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401; Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

SMOP 09-00010: Teva Pharmaceuticals USA, Inc. (650 Cathill Road, Sellersville, PA 18960) on April 27, 2006, for their facility in West Rockhill Township, **Bucks County**. The facility's emission points include manufacturing equipment designed for pharmaceutical preparations, which has the potential to emit major levels of VOCs.

The facility has applied to have the following emissions, which will be the result of the installation of a process to be considered de minimis:

Diesel Emergency Generator—NO_x—less than 0.98 ton per year,

These emissions increases qualify as de minimis increases under 25 Pa. Code § 127.449.

The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility within all applicable air quality requirements.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

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

32011302 and NPDES Permit No. PA0235521, AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650), to revise the permit for the

Gillhouser Run Mine in Buffington and Brush Valley Townships, **Indiana County** to add surface acreage for new site access road and coal storage area. Surface Acres Proposed 18.6. No additional discharges. Permit issued April 26, 2006.

30841316 and NPDES Permit No. PA0213535, Consol Pennsylvania Coal Company (P. O. Box 355, 172 Route 519, Eighty Four, PA 15330), to revise the permit for the Bailey Mine and Prep Plant in Richhill and Aleppo Townships, **Greene County** to add acreage for full extraction mining and to perform stream remediation as necessary. Underground Acres Proposed 196.2, SCP Acres Proposed 3301.68. No additional discharges. Permit issued April 27, 2006.

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

56010106 and NPDES No. PA0249076, Marquise Mining Corporation, 3889 Menoher Boulevard, Johnstown, PA 15901, transfer of an existing bituminous surface auger mine from PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, located in Shade Township, **Somerset County**, affecting 325.0 acres. Receiving streams: Dixie Run and Fallen Timber Run classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek SWI. Application received November 4, 2005. Permit issued: April 21, 2006.

32050103 and NPDES No. PA0249734, Amerikohl Mining, Inc., 1384 SR 711, Stahlstown, PA 15687, revision of an existing bituminous surface mine to add 4.1 acres of Lower Freeport coal with additional support area to the current active permit site in Center Township, **Indiana County**, affecting 79.8 acres. Receiving streams: UNTs to Two Lick Creek and Two Lick Creek classified for the following uses: CWF and TSF. There are no potable water supply intakes within 10 miles downstream. Application received February 10, 2006. Permit Issued April 25, 2006.

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

65050102 and NPDES Permit No. PA0250830, Bedrock Mines, LP (101 Emerson Avenue, Pittsburgh, PA 15215). Permit issued for commencement, operation and reclamation of a bituminous surface mining site located in Washington and Bell Townships, **Westmoreland County**, affecting 245.0 acres. Receiving streams: UNTs to Beaver Run. Application received: December 8, 2005. Permit issued: April 27, 2006

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

17040112 and NPDES Permit No. PA0256129, AMFIRE Mining Co., LLC, (One Energy Place, Latrobe, PA 15650), commencement, operation and restoration of a bituminous surface mining permit in Penn Township, **Clearfield County** affecting 55.1 acres. Receiving stream: UNT D to Kratzer Run classified for the following use: CWF. There are no public water supplies that have intakes on the receiving stream within 10 miles downstream of the proposed permit area. There are no public water supplies within one half mile of the mile site. Application received: July 20, 2005. Permit issued: April 17, 2006.

17990107 and NPDES No. PA0238309, River Hill Coal Company (P. O. Box 141, Kylertown, PA 16847), permit renewal for the continued operation and restora-

tion of a bituminous surface mine in Bigler Township, **Clearfield County**, affecting 234.5 acres. Receiving streams: Pine Run to Clearfield Creek to the West Branch of the Susquehanna River. Application received: April 21, 2006.

17813024 and NPDES No. PA0608777. E. M. Brown, Inc. (P. O. Box 767, Clearfield, PA 16830), renewal for the continued operation and restoration of a bituminous surface mine in Bradford Township, **Clearfield County**, affecting 96.4 acres. Receiving streams: Devil's Run to a UNT to West Branch Susquehanna, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: April 17, 2006.

Noncoal Permits Actions

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

Permit No. 05910301 and NPDES Permit No. PA0599085. New Enterprise Stone & Lime Company, Inc., P. O. Box 77, Church Street, New Enterprise, PA 16664-0077, renewal of NPDES Permit, Napier and West St. Clair Townships, **Bedford County**. Receiving streams: UNT to Dunning Creek and to Dunning Creek classified for the following uses: WWF, WWF. There are no potable water supply intakes within 10 miles downstream. Application received March 7, 2006. Permit Issued April 25, 2006.

Permit No. 05960301 and NPDES Permit No. PA0213373. New Enterprise Stone & Lime Company, Inc., P. O. Box 77, Church Street, New Enterprise, PA 16664, renewal of NPDES Permit, Snake Spring Valley Township, **Bedford County**. Receiving stream: Raystown Branch Juniata River classified for the following use: TSF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received March 7, 2006. Permit Issued April 25, 2006.

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

02010301 and NPDES Permit No. PA0202916. Redland Brick, Inc. (Rich Hill Road, R. D. 3, Cheswick, PA 15024). Permit renewal issued for continued operation and reclamation of a noncoal surface mining site located in Harmar Township, **Allegheny County**, affecting 48.0 acres. Receiving stream: Deer Creek. Application received: February 13, 2006. Renewal issued: April 21, 2006.

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

33050304 and NPDES Permit No. PA0258008. Glen Gery Corporation (P. O. Box 7001, 1166 Spring Street, Wyomissing, PA 19610) Commencement, operation and restoration of a large noncoal shale operation in Oliver Township, **Jefferson County** affecting 51.5 acres. Receiving streams: Beaver Run. Application received: August 26, 2005. Permit Issued: April 19, 2006.

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

41050301. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803-1649), commencement, operation and restoration of a large noncoal (sandstone) surface mine in Armstrong Township, **Lycoming County**, affecting 103.2 acres. Application received: July 21, 2005. Application withdrawn: April 19, 2006.

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

06050301. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), commencement, operation and restoration of a quarry operation in Maxatawny Township, **Berks County** affecting 54.1 acres. Receiving stream: none. Application received July 12, 2005. Permit issued April 25, 2006.

09050302. Waste Management Disposal Services of Pennsylvania, Inc. (1121 Bordentown Road, Morrisville, PA 19067), commencement, operation and restoration of a quarry operation in Falls Township, **Bucks County** affecting 264.0 acres. Receiving stream: none. Application received August 24, 2005. Permit issued April 26, 2006.

40860301C2 and NPDES Permit No. PA0593133. Pioneer Aggregates, Inc. (202 Main Street, Laflin, PA 18702), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Newport Township, **Luzerne County**. Receiving stream: Newport Creek. Application received March 8, 2006. Renewal issued April 27, 2006.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

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

63064004. Great Lakes Geophysical, Inc. (P. O. Box 127, Williamsburg, MI 49690). Blasting activity permit for a seismic survey shot hole, located in Mt. Pleasant Township, **Washington County**, with an expected duration of 6 months. Blasting Activity Permit issued: April 24, 2006.

63064003. Trumbull Corp. (1020 Lebanon Road, West Mifflin, PA 15122). Blasting activity permit for construction of a retail shopping center, located in South Strabane Township, **Washington County**, with an expected duration of nine months. Blasting Activity Permit issued: April 26, 2006.

02064005. Hawk Site Development, Inc. (61 Arch Street, Carnegie, PA 15106). Blasting activity permit for construction of Kennedy Highlands, located in Kennedy Township, **Allegheny County**, with an expected duration of three months. Blasting Activity Permit issued: April 28, 2006.

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

43064001. John Koehler (5400 Crestwood Drive, Knoxville, TN 37914). Blasting activity permit to demolish three smoke stacks at the Farrell Steel Works in the City of Farrell, **County of Mercer**. This blasting activity permit will expire on May 25, 2006. Application received: April 25, 2006. Application issued: April 25, 2006.

24064002. Francis J. Palo, Inc. (P. O. Box 368, 309 South 4th Avenue, Clarion, PA 16214). Blasting activity permit to demolish the Johnsonburg bypass on SR 219 in Ridgway Township, **Elk County**. This blasting activity permit will expire on December 31, 2006. Application received: April 24, 2006. Application issued: April 25, 2006.

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

06064109. Warren's Excavating & Drilling, Inc. (P. O. Box 189, Bowmansville, PA 17507), construction blasting for Narrow Fabrics in West Reading Borough, **Berks County** with an expiration date of April 20, 2007. Permit issued April 24, 2006.

40064112. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Mericle Center Point in Jenkins Township, **Luzerne County** with an expiration date of April 21, 2007. Permit issued April 24, 2006.

46064117. American Rock Mechanics, Inc. (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Providence Reserve in Lower Gwynedd Township, **Montgomery County** with an expiration date of December 31, 2006. Permit issued April 24, 2006.

46064118. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Lockwood in Skippack Township, **Montgomery County** with an expiration date of August 1, 2006. Permit issued April 24, 2006.

48064004. MF Ronca & Sons (179 Mikron Road, Bethlehem, PA 19020) and Bernard J. Hasara, (1125 East Mahanoy Avenue, Mahanoy City, PA 17948), construction blasting at Cedar Park Housing Development in Williams Township, **Northampton County** with an expiration date of May 28, 2007. Permit issued April 25, 2006.

67064017. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Green Spring Industrial Park in Conewago Township, **York County** with an expiration date of April 15, 2007. Permit issued April 25, 2006.

67064018. Explosives Experts, Inc. (P. O. Box 879, Sparks, MD 21152), construction blasting for rock removal from driveway of the Lou Schultz residence in Shrewsbury Township, **York County** with an expiration date of June 30, 2006. Permit issued April 25, 2006.

15064113. Eastern Blasting Co., Inc. (1292 Street Road, New Hope, PA 18938), construction blasting for Estates at Mill Creek in Spring City Borough, **Chester County** with an expiration date of May 1, 2007. Permit issued April 25, 2006.

45064135. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Moser Dairy in Smithfield and Stroud Township, **Monroe County** with an expiration date of April 24, 2007. Permit issued April 25, 2006.

64064105. Holbert Explosives, Inc. (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for a single dwelling in Cherry Ridge Township, **Wayne County** with an expiration date of June 30, 2006. Permit issued April 25, 2006.

21064130. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting for Shippensburg Water Authority in Southampton Township, **Cumberland County** with an expiration date of April 17, 2007. Permit issued April 26, 2006.

36064142. Gerlach's Drilling & Blasting (172 Bender Mill Road, Lancaster, PA 17603), construction blasting for a home at 247 Vingary Fairy Road in East Donegal Township, **Lancaster County** with an expiration date of December 31, 2006. Permit issued April 26, 2006.

0664110. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510), construction blasting for Applebees at Shebourn Square in Exeter Township, **Berks County** with an expiration date of February 1, 2007. Permit issued April 27, 2006.

35064105. ER Linde Construction Corp. (9 Collan Park, Honesdale, PA 18431), construction blasting for Scott Industrial Park in Scott Township, **Lackawanna County** with an expiration date of April 30, 2006. Permit issued April 27, 2006.

39064106. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510), construction blasting for Washington Elementary School in Washington Township, **Lehigh County** with an expiration date of January 1, 2007. Permit issued April 27, 2006.

46064002. Joao & Bradley Construction (P. O. Box 20345, Lehigh Valley, PA 18002) and AJT Blasting, LLC, (P. O. Box 20412, Bethlehem, PA 18002), construction blasting for the Sassamansville Area Sanitary Sewer Collection System in New Hanover Township, **Montgomery County** with an expiration date of September 30, 2006. Permit issued April 27, 2007.

38064003. Mazzuca Enterprises, Inc. (14th and Laurel Boulevard, Pottsville, PA 17901), construction blasting for the Ono Area Sanitary Sewer Project No. EH 03-02 in East Hanover and Union Townships, **Lebanon County** with an expiration date of April 1, 2007. Permit issued April 27, 2006.

ABANDONED MINE RECLAMATION

Cambria Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, (814) 472-1800.

Bond Forfeiture	PBF 11850106.1
Contract Awarded	
Location	Reade Township Cambria County
Description	Bond Forfeiture Reclamation Project C & K Coal Company SMP Nos. 11850106, 11823002 and 11783035
Contractor	T. J. Mining, Inc. P. O. Box 370 Carrolltown, PA 15722
Amount	\$148,750
Date of Award	April 24, 2006

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E46-986. Souderton Area School District, 760 Lower Road, Souderton, PA 18964-2311, Francinia Township, **Montgomery County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the New Souderton Area High School in Franconia Township, Montgomery County.

1. To place fill within approximately 300 linear feet of a UNT to Skippack Creek (TSF), including 0.09 acre of Federally-regulated wetlands (PEM), to accommodate the proposed Multi-Purpose Athletic Field No. 6 and appurtenant facilities.

2. To install and maintain three utility line stream crossings for a temporary 4-inch PVC sewer force main to be directly attached to existing bridges. The first across a UNT to the Skippack Creek (TSF) along the eastern side of Lower Road, approximately 550 feet south of the intersection of Allentown Road. The second and third on the south side of two consecutive bridges that cross the main branch of Skippack Creek (TSF) along Cowpath Road near the intersection with Godshall Road.

3. To construct and maintain five outfalls to two UNTs to Skippack Creek.

4. To regrade and stabilize approximately 250 linear feet of an ephemeral UNT to Skippack Creek (TSF).

5. To compensate for proposed impacts, the permittee has agreed to provide 0.09 acre of wetland replacement on-site.

The site is located between Halteman, Moyer and Lower Roads (Telford USGS Quadrangle Latitude: 40° 17' 45"; Longitude: 75° 21' 00"). in Franconia Township, Montgomery County.

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

E46-985. Township of Lower Merion, 75 East Lancaster Avenue, Ardmore, PA 19003-2376, Lower Merion Township, **Montgomery County**, ACOE Philadelphia District.

To rehabilitate approximately 1,600 linear feet of Mill Creek (TSF). Work will include grading, bank-toe armoring, bank revegetation and rock cross vane reconstruction. The site is located in Mill Creek Park, near the intersection of Mill Creek and Old Gulf Roads (Norristown, PA, N: 4.1 inches; W: 4.0 inches).

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

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

E58-268. Tennessee Gas Pipeline Company, 1001 Louisiana Street, Houston, TX 77002. Springville, Lathrop and Lenox Townships, **Susquehanna County**, Army Corps of Engineers Baltimore District.

To construct and maintain 13 utility line crossings of streams and wetlands, including Horton Creek (CWF), Tributaries to Horton Creek (CWF) and Hop Bottom Creek (CWF) for the purpose of installing a 4-mile 30-inch gas pipeline known as the Northeast ConneXion Project—NY/NJ—Susquehanna County Loop. The project will temporarily impact 1.60 acres of PEM/PFO wetlands. The project extends eastward from a point beginning 532 feet west of T392 (Rosser Road) in the northeastern corner of Springville Township, and runs parallel to the existing Line 300 (Hop Bottom, PA Quadrangle N: 15.9 inches; W: 14.3 inches). (Subbasin: 04F)

E39-448. Toll Brothers, Inc., 250 Gibraltar Road, Horsham, PA 19044. Lower Macungie Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a cable-concrete lined outfall channel in the floodway of the Little Lehigh Creek (HQ-CWF) having an 8-foot bottom with 2:1 side slopes and a depth varying between 1 and 2 feet. The outfall channel is part of the Lehigh Crossing Residential Development and is located approximately 400 feet southeast of the intersection of Spring Creek Drive and Leons Drive (Allentown West, PA Quadrangle N: 6.6 inches; W: 13.5 inches). (Subbasin: 2C)

E39-450. Lower Macungie Township, 3400 Brookside Road, Macungie, PA 18062. Lower Macungie Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a prefabricated wooden pedestrian bridge across the Little Lehigh Creek (HQ-CWF) having a 50-foot span and a 15-foot underclearance with a 160-foot long elevated wooden ramp at the left approach and a 60-foot long elevated wooden ramp at the right approach. The approach ramps are supported by pile driven timbers located 10 feet on center. The project is located on the south side of Spring Creek Road approximately 1.2 miles northeast of its intersection with SR 0100. (Allentown West, PA Quadrangle N: 7.7 inches; W: 11.5 inches). (Subbasin: 2C)

E39-437A. Heritage-Twin Ponds, LP, 2500 York Road, Jamison, PA 18929. Upper Macungie Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To amend Permit No. E39-437 to authorize the following activities associated with Phase III of the Highgate Residential Development Project. Phase III of the project is located on the northeast side of the intersection of Twin Ponds Road and SR 0222 (Topton, PA Quadrangle N: 7.8 inches; W: 0.1 inch) in Upper Macungie Township, Lehigh County.

1. To place fill in 0.16 acre of a pond for the purpose of improving the alignment of Twin Ponds Road.

2. To construct and maintain a precast concrete arch bridge road crossings of the tributary to Schaeffer Run (HQ-CWF) having a 28-foot span and a 5-foot underclearance.

3. To construct and maintain a 10-inch water line crossing, a gas line crossing, and an electric line crossing of the tributary to Schaefer Run.

4. To construct and maintain three stormwater RCP outfall structures, varying in size from 18 inches to 24 inches with riprap aprons, to an on-stream pond.

5. To construct and maintain a temporary construction road crossing of a tributary to Schaefer Run consisting of four 24-inch reinforced concrete pipes and clean rock fill.

The following activities were associated with Phases I and II of the Highgate Residential Development Project and were authorized by Permit No. E39-437.

1. To place and maintain fill in and along 500 feet of the right bank of the floodway of the tributary to Schaefer Run for the purpose of constructing Lots 133-138.

2. To construct and maintain two precast concrete arch bridge road crossings of the tributary to Schaeffer Run, the first having a 24-foot span and a 5.5-foot underclearance and the second having a 36-foot span and a 6-foot underclearance.

3. To construct and maintain two 10-inch DIP water-line crossings of the tributary to Schaefer Run.

4. To construct and maintain two 8-inch sanitary line crossings of the tributary to Schaefer Run.

5. To construct and maintain five stormwater RCP outfall structures, varying in size from 18 inches to 42 inches, with riprap aprons in the floodway of the tributary Schaefer Run.

6. To construct and maintain two temporary construction road crossings of a tributary to Schaefer Run, the

first consisting of three 24-inch reinforced concrete pipes and clean rock fill and the second consisting of four 24-inch reinforced concrete pipes and clean rock fill.

(Subbasin: 2C)

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

E31-204: Dudley-Carbon-Coalmont Joint Municipal Authority, P. O. Box 276, Dudley, PA 16634 in Carbon Township, **Huntingdon County**, ACOE Baltimore District.

To construct and maintain a bridge having a span of 40.78 feet, a width of 21 feet, and an average underclearance of 12.95 feet on Shoup Run (WWF); to place fill along 130 feet of the right bank of Shoup Run to facilitate the restoration of the streambank; and to place and maintain 118 feet of riprap bank stabilization on the right bank and 97 feet of riprap bank stabilization on the left bank of Shoup Run all at a point (Saxton, PA Quadrangle N: 17.76 inches; W: 12.60 inches; Latitude: 40° 13' 22", Longitude: 78° 12' 55") approximately 110 feet downstream of the old railroad bridge crossing of Shoup Run in Carbon Township, Huntingdon County.

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

E03-421. John Crawford, Inc., 2117 Route 66, New Bethlehem, PA 16242 and Terra Resource, 1162 Spruce Road, Summerville, PA 15864 and Target Energy, Inc., P. O. Box 1135, Indiana, PA 15701. To construct a culvert in Madison Township, **Armstrong County**, Pittsburgh ACOE District. (East Brady, PA Quadrangle N: 13.3 inches; W: 5.8 inches and Latitude: 40° 56' 54"—Longitude: 79° 32' 31"). To construct and maintain a corrugated metal pipe arch culvert approximately 40 feet long, having an opening of 95 inches wide and 67 inches high (depressed 1 foot below the stream invert) in Mast Run (CWF) for the purpose of providing access to the property. The project is located at a point approximately 0.5 mile east of the intersection of T-688 and SR 1004 near the Village of Cosmos.

E11-316. Northern Cambria School District, 601 Joseph Street, Northern Cambria, PA 15714. To place fill in wetlands in the Borough of Northern Cambria, **Cambria County**, Pittsburgh ACOE District. (Barnesboro, PA Quadrangle N: 5.5 inches; W: 5.3 inches and Latitude: 40° 39' 19"—Longitude: 78° 47' 18"). To place and maintain fill in 0.22 acre of wetlands in the watershed of a UNT to West Branch Susquehanna River (CWF) for the purpose of constructing additions at the elementary and middle school, Northern Cambria School District. The permittee will construct 0.258 acre of replacement wetlands on site.

STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

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

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
0615002	Buckeye Terminals, LLC P. O. Box 368 5002 Buckeye Road Emmaus, PA 18049	Chester	East Whiteland Township	Two ASTs storing denatured ethanol	546,000 gallons total

SPECIAL NOTICES

Certification to Perform Radon-Related Activities in this Commonwealth

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

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Kevin Adams	113 North Main Street Washington, PA 15301	Testing
Edward Arndt	7001 St. Peters Road Macungie, PA 18062	Testing
James Bucciarelli	474 Easton Road Horsham, PA 19044	Mitigation
Castle Inspections, Inc.	20 Thornridge Road Springfield, PA 19064	Testing
Alan Cross	111 Ingleside Avenue Pennington, NJ 08534	Testing
Thomas d'Arcy Radon Testing Systems	P. O. Box 243 Newtown, PA 18940	Testing
James Davis 614	Lincoln Avenue Jermyn, PA 18433	Testing
E. David DeMar DeMar Associates Testing Service	611 Ridge Road Sellersville, PA 18960	Testing
Barry Dieter All Season Climate Control, Inc.	57 South Commerce Way Suite 311 Bethlehem, PA 18017	Testing
Fred Durham	2653 Terrwood Drive, West Macungie, PA 18062	Testing
Timothy Ellis	508 Jennifer Lane Gibsonia, PA 15044	Testing
James Fawley	61 Bear Tree Road Indian Rocks Lake Ariel, PA 18436	Testing
Frank Hendron Northeast Inspection Corporation	1311 Talley Road Wilmington, DE 19803	Testing & Mitigation
Randon Ferguson	15870 Rt. 322 Suite 1 Clarion, PA 16214	Testing & Mitigation
Richard Finn	6 Glendale Drive Mountain Top, PA 18707	Testing
Frank Glantz	P. O. Box 866 Lemont, PA 16851	Mitigation
Douglas Keech	74 Valley Road Etters, PA 17319	Testing
Scott Latosky	722 Sue Street Houtzdale, PA 16651	Testing
Eric Levine	P. O. Box 213 Minisink Hills, PA 18341	Testing & Mitigation
Leonard Mathison	P. O. Box 125 Valencia, PA 16059	Mitigation

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Jeffrey McClintock Clearfield Building Inspection Services, Inc.	P. O. Box 130 3231 Buckrun Road Frenchville, PA 16836	Testing
Stephen Mento	25 Fox Farm Lane Downingtown, PA 19335	Testing
Greg Michaels	836 Pittsburgh-McKeesport Blvd. North Versailles, PA 15137	Mitigation
David Milliron	126 Oakford Park Road Jeannette, PA 15644	Testing
David Murdick	804 West Liberty Road Slippery Rock, PA 16057	Testing
Cristopher Murphy World Inspection Network	4101 Benden Circle Murrysville, PA 15668	Testing
Curtis Niles Niles Enterprises Professional Home Inspection Services, LLC	7101 Wayne Avenue Upper Darby, PA 19082	Testing
Pillar To Post	2370 York Road Suite A 9-C Jamison, PA 18929	Testing
Lisa Roddis	P. O. Box 862 Hockessin, DE 19707	Testing
Malissa Sears	1675 North Commerce Parkway Weston, FL 33326	Laboratory
Larry Smith	HCR 1, Box 48 Brodheads ville, PA 18322	Testing
David Steinman	1899 Lititz Pike Lancaster, PA 17601	Testing
Thomas Worst	5111 Rochester Road New Brighton, PA 15066	Testing
David Wotring	R. R. 1, Box 491 Lake Drive Scotrun, PA 18355	Testing

BUREAU OF MINE SAFETY

Request for Variance

The Department of Environmental Protection (Department), Bureau of Mine Safety (Bureau) has received a request for variance from Cobra Mining, LLC. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the Bureau's website at www.depweb.state.pa.us/deepminesafety/site/default.asp.

The Department is publishing a summary of the request to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. Comments should be addressed to Joseph A. Scaffoni, Director, Bureau of Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401.

Section 702 of the Bituminous Coal Mine Act (act) (52 P. S. § 702) provides a mechanism for operators to obtain variances from specific requirements of the act to accommodate the adoption of new machinery, equipment, tools, supplies, methods or processes.

Section 242(c) of the act (52 P. S. § 242(c)) states that where belt conveyors are installed, main stoppings and regulators shall be so arranged as to reduce the quantity

of air traveling in the belt conveyor entry to a minimum for effective ventilation and to provide an intake air split as an escapeway from the face area to the main air current.

Summary of the Request: Cobra Mining, LLC requests a variance to use point CO early warning fire detection system and entries in common with the belt conveyor entry at the Dooley Run Mine.

Request for Variance

The Department of Environmental Protection (Department), Bureau of Mine Safety (Bureau) has received a request for variance from AMFIRE Mining Company, LLC. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BMS web site at (724) 439-7469 or from the Bureau's website at www.depweb.state.pa.us/deepminesafety/site/default.asp.

The Department is publishing a summary of the request to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. Comments should be addressed to: Joseph A. Scaffoni, Director, Bureau of Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401

Section 702 of the Bituminous Coal Mine Act (act) (52 P. S. § 702) provides a mechanism for operators to obtain variances from specific requirements of the act to accommodate the adoption of new machinery, equipment, tools, supplies, methods or processes.

Section 242(c) of the act (52 P. S. § 242(c)) states that where belt conveyors are installed, main stoppings and regulators shall be so arranged as to reduce the quantity of air traveling in the belt conveyor entry to a minimum for effective ventilation and to provide an intake air split as an escapeway from the face area to the main air current.

Summary of the Request: AMFIRE Mining Company, LLC requests a variance to use point CO early warning fire detection system and entries in common with the belt conveyor entry at the Gillhouser Run Mine.

[Pa.B. Doc. No. 06-843. Filed for public inspection May 12, 2006, 9:00 a.m.]

Availability of Technical Guidance

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

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

Ordering Paper Copies of Department Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Draft Technical Guidance

DEP ID: 363-0300-003. Title: Pennsylvania Model Stormwater Management Ordinance (Draft Ordinance). Description: The purpose of the Draft Ordinance is to combine and supersede previous model ordinances for stormwater management published by the Department in documents #392-0300-001: Stormwater Management Guidelines and Model Ordinances and #392-0300-003: Guidelines on MS4 Ordinance Provisions (In Relation to National Pollutant Discharge Elimination System (NPDES) Stormwater Discharges Permitting Requirements from Municipal Separate Storm Sewer Systems (MS4s). The proposed Model Ordinance will be used in the following ways: as a template for developing municipal

stormwater management ordinances in watershed stormwater management plans prepared under the Storm Water Management Act (act) (32 P. S. §§ 680.1—680.17); as a model ordinance for enactment by municipalities designated as urbanized under the Federal NPDES Phase II rule (that is, MS4 Municipalities); and as a template by any other municipality engaged in the preparation and enactment of a stormwater management ordinance. Enactment of the Model Ordinance establishes municipal authority to administer, regulate and enforce proper implementation and maintenance of post-construction stormwater management Best Management Practices and design standards such as the ones presented in the draft Pennsylvania Stormwater Best Management Practices Manual (DEP ID #363-0300-002: Pennsylvania Stormwater Best Management Practices Manual) (see 36 Pa.B. 1797 (April 15, 2006)) (Draft Manual). The Draft Ordinance incorporates recent techniques for meeting the stormwater management goals established by the act while also meeting the requests of counties and municipalities to consolidate multiple model ordinances into one model ordinance that is more easily adapted, less difficult to administer and more protective of water resources. The Draft Ordinance and Control Guideline No. 2 in Chapter 3 of the Draft Manual are intended to be consistent. Availability of Draft Manual: In addition to the availability options provided previously, the Draft Ordinance is available by contacting the Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, P. O. Box 8775, Rachel Carson State Office Building, 10th Floor, Harrisburg, PA 17105-8775, (717) 787-6827. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). An electronic copy of the Draft Ordinance is available for download on the Department's website at <http://www.depweb.state.pa.us> (DEP Keywords: "Stormwater Management"; select "Announcements"; then "Draft Pennsylvania Model Stormwater Management Ordinance: 363-0300-003").

Written Comments: Persons wishing to comment on the Draft Ordinance are invited to submit a written statement to the Chief, Stormwater Planning and Management, Department of Environmental Protection, Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, Rachel Carson State Office Building, 10th Floor, P. O. Box 8775, Harrisburg, PA 17105-8775. Comments may also be sent by electronic mail to epstormwaterordinance@state.pa.us. Comments submitted by facsimile will not be accepted. Comments must be submitted by June 12, 2006. Comments received within this period will be considered in the formulation of the Final Notice of Availability of the Pennsylvania Model Stormwater Management Ordinance. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it is based. Following the comment period, the Department will make a final determination regarding the Draft Ordinance. Notice of this determination will be published in the *Pennsylvania Bulletin*. Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

Draft Technical Guidance—Substantive Revision

DEP ID: 550-2501-101. Title: Guidelines for Submitting Oil and Gas Well Bonds. Description: This document provides instruction to bond applicants and financial guarantors for submitting proper documents and financial instruments for oil and gas well bonds. Changes were made to the document to reflect updates in the Oil and

Gas Act (58 P.S. §§ 601.101—601.605), including the elimination of phased deposit bonds. Changes were also made concerning the submission of collateral from out-of-state financial institutions not registered to do business in this Commonwealth. For these specific financial institutions, letters of credit will be accepted if the institution consents in writing to jurisdiction and venue in this Commonwealth. Other changes were made to the guidance document to aid the users and financial institutions on proper completion of the bond forms.

Written Comments: The Department is seeking comments on the substantive revisions to draft technical guidance #550-2501-101. Interested persons may submit written comments on this draft technical guidance document by June 12, 2006. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to David J. English, Department of Environmental Protection, Bureau of Oil and Gas Management, Rachel Carson State Office Building, P. O. Box 8765, Harrisburg, PA 17105-8765 or by e-mail to daenglish@state.pa.us. Contact: Questions regarding the draft technical guidance document should be directed to David English at (717) 772-2199 or daenglish@state.pa.us. Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-844. Filed for public inspection May 12, 2006, 9:00 a.m.]

Proposed General Plan Approval and General Operating Permit for Feed Mills (BAQ-GPA/GP-15)

The Department of Environmental Protection (Department) proposes to issue the following General Plan Approval and/or General Operating Permit (General Permit), which contains predetermined Best Available Technology and other regulatory requirements:

BAQ-GPA/GP-15 (Feed Mills)

This proposed General Permit, authorized under sections 6.1(f) of the Air Pollution Control Act (35 P.S. § 4006.1(f)) and 25 Pa. Code § 127.611 (relating to general plan approvals and general operating permits), will apply to the construction, operation and modification of both new and existing feed mills.

The proposed General Permit contains conditions that prescribe applicability, compliance, permit modification, notification, prohibited use, emissions, sampling and testing, monitoring, recordkeeping and reporting requirements.

Prior to constructing and/or operating under this General Permit, the permittee must notify the Department using the General Permit application form provided by the Department and receive prior written approval from the Department before initiating construction and/or commencing operation of a feed mill. Existing permitted feed mills may either continue to operate under an existing operating permit or owners may elect to apply for authorization to operate under this General Permit. The application for authorization to operate under this General Permit must be submitted on the form provided by the Department. The owner or operator of any facility operating under this General Permit shall comply with the terms and conditions of this General Permit.

BAQ-GPA/GP-15: Feed Mills

As proposed, GP-15 is designed to serve as either plan approval and/or operating permit for feed mills.

The feed mills covered under this proposed General Permit are intended to produce processed food for animal or human consumption. The feed mills may include equipment such as storage silos, conveyors, bucket elevators, screening, sorting and batching machines, mixers, dryers, pelletizers and packaging machines. The General Permit is limited to feed mills that are not subjected to the Standards of Performance for New Stationary Sources (NSPS); Subpart DD.

This proposed General Permit may not be used where the installation of a feed mill, individually or in conjunction with other source installations or modifications, would be subject to the requirements of 25 Pa. Code Chapter 127, Subchapter D or Subchapter E (relating to prevention of significant deterioration of air quality; and new source review).

This proposed General Permit establishes emission limits for particulate matter, sulfur oxides, visible and odor emissions. To comply with the particulate and visible emissions requirements, the feed mills will be fitted with such control devices as fabric collector and cyclone or multiclone.

The visible and odor emissions requirements shall be verified by conducting weekly inspections of these feed mills. The Department reserves the right to require an additional verification of particulate emission rates, which may include source testing in accordance with applicable provisions of 25 Pa. Code Chapter 139 (relating to sampling and testing).

The owner or operator of the feed mill shall maintain accurate records of dates, times and results of the weekly inspections conducted. These results shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

Authorizations granted to use this General Permit will be for a term of 5 years. At least 30 days prior to the expiration date of the authorization to use this General Permit, the permittee must submit an application to renew the authorization if the facility intends to continue to operate under this General Permit.

The Department proposes to establish application and permit renewal fees for GP-15 of \$375.

A plan approval application and fee is required each time the permittee installs or modifies a feed mill. The installation or modification of a feed mill must be conducted according to the terms and conditions of this proposed General Permit.

Interested parties are encouraged to obtain and review a complete copy of this proposed General Permit by contacting Jeanette Van Skike, Division of Permits, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. TDD users may telephone the Department through the AT&T Relay Service, (800) 654-5984. Internet users can access a copy of the General Permit at www.depweb.state.pa.us (DEP Keyword: Air Quality Home).

The Department invites written comments on the proposed General Permit. Notice and opportunity for comment will also be provided to the United States Environmental Protection Agency and the States of Delaware, Maryland, New Jersey, New York, Ohio and West Virginia

and the Commonwealth of Virginia. Interested persons may submit written comments, suggestions or objections to John Slade, Chief, Division of Permits, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. The Department will also consider written requests that a public hearing be held concerning this proposed General Permit. Written public comments must be submitted to the Department by June 27, 2006. Comments received by facsimile will not be accepted.

Following the public comment period, the Department will review all submitted comments, prepare a written comments and response document and prepare a final documents package for this General Permit. An availability notice of the final General Permit documents will be published in the *Pennsylvania Bulletin*.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-845. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Proposed Plan for the Disposition of Commonwealth Property

The Department of General Services (Department), under The Administrative Code of 1929 (71 P. S. §§ 51—732), has published the proposed 2006 real property disposition plan for review by the public and approval of the General Assembly. The proposed plan is available for review on the Department's website at www.dgs.state.pa.us.

Individuals wanting to comment on the proposed plan should do so, in writing, to Bradley Swartz, Department of General Services, Bureau of Real Estate, 505 North Office Building, Harrisburg, PA 17125, within 30 days from the date of this notice.

JAMES P. CREEDON,
Secretary

[Pa.B. Doc. No. 06-846. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Prevailing Wage Appeals Board Public Meeting

The Prevailing Wage Appeals Board will hold a public meeting on Tuesday, May 16, 2006, at 10 a.m. in the 3rd Floor Conference Room, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA.

The ADA contact is Gina Meckley, (717) 783-9424.

STEPHEN M. SCHMERIN,
Secretary

[Pa.B. Doc. No. 06-847. Filed for public inspection May 12, 2006, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Transportation Funding and Reform Commission Meeting

The Transportation Funding and Reform Commission will meet on Thursday, May 18, 2006. The meeting is open to the public between 2 p.m. and 4 p.m. at The Delaware Valley Regional Planning Commission Conference Room, 190 N. Independence Mall West, 8th Floor, Philadelphia, PA. Chairperson Allen D. Biehler will preside.

The meeting location is accessible to persons with disabilities. Persons with special needs or requiring special aids are requested to contact Jeanie Schneider, Department of Transportation, Bureau of Public Transportation at (717) 705-1410 prior to the meeting so that disability needs may be accommodated.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 06-848. Filed for public inspection May 12, 2006, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Seneca Resources Corporation v. DEP; EHB Doc. No. 2004-010-L

The Department of Environmental Protection and Seneca Resources Corporation (Seneca) have agreed to a settlement of this matter. The Commonwealth had ordered Seneca under an Administrative Order dated December 22, 2003, to:

1. Immediately cease and desist all earth disturbance activities at the Seneca Timbering Tract located in Shippen Township, Cameron County, Jones Township, Elk County, and Sergeant and Norwich Townships, McKean County, including but not limited to road maintenance, road construction, and all skidding and/or trucking of logs on trails, roads and landings, until such time as Seneca obtains an Erosion and Sedimentation Control permit from the Department pursuant to Chapter 102 of the Department's regulations, 25 Pa. Code § 102.1, et seq.

2. Not use, or allow the use of, any unauthorized or unpermitted water obstructions or encroachments located within the Seneca Timbering Tract except as may be necessary to address the requirements of Paragraphs 3, 4, 5, and 6 below, and to the extent necessary to respond to any emergencies that occur on the Seneca Timbering Tract.

3. Immediately take all actions necessary to address stabilize, or control erosion from, disturbed areas of the Seneca Timbering Tract with appropriate erosion and sedimentation controls until such time as Seneca obtains and implements an Erosion and Sedimentation Control permit from the Department pursuant to Chapter 102 of the Department's regulations, 25 Pa. Code § 102.1, et seq.

4. On or before March 31, 2004, submit to the Department an administratively and technically complete application for an Erosion and Sedimentation Control Permit

which complies with the requirements of Chapter 102 of the Department's regulations, 25 Pa. Code § 102.1, et seq., for the entire Seneca Timbering Tract as outlined on Attachment 1. This permit application shall include the following items:

a. The detailed plans and specifications for the control measures that will need to be installed to prevent further sediment pollution.

b. The detailed plans and drawings for all former and existing fords, stream crossings, log landings, haul roads, skid roads and skid trails and locations of waterways.

c. Detailed plans and specifications for the permanent stabilization of all disturbed areas at each specific logging site that has occurred or will be occurring within the boundaries delineated in Attachment 1.

5. On or before March 31, 2004, submit to the Department an administratively and technically complete application which complies with the requirements of Chapter 105 of the Department's regulations, 25 Pa. Code § 105.1, et seq., for all encroachments and obstructions within the Seneca Timbering Tract which Seneca wishes to maintain on or after April 30, 2004.

6. On or before March 31, 2004, submit to the Department the detailed plans, drawings and specifications for removal of all encroachments and obstructions not included in the permit application required by Paragraph 5 hereof and for complete restoration of the site of the encroachment or obstruction ("Plan").

7. Within 30 days of the effective date of this Order, notify the Department of all additional timber harvesting operations currently being conducted, or planned within the next year, on any other real property owned by Seneca within the Commonwealth of Pennsylvania.

8. Within 30 days of the effective date of this Order, provide the Department with keys for all gates to roads providing access to timber acreage owned or under the control of Seneca located within the Commonwealth.

On January 9, 2004, Seneca filed a notice of appeal and petition for a supersedeas of the Department's Order. On January 20, 2004, the Board entered a stipulated order partially superseding the Department's order.

The parties have agreed to a settlement in the form of a Consent Adjudication, the major provisions of which include:

- A. Paragraph 1 of the Order is withdrawn.
- B. Paragraph 2 of the Order is withdrawn.
- C. Paragraph 3 of the Order is withdrawn.
- D. Paragraph 4 of the Order is withdrawn.

E. The Order is herein rendered null and void. Seneca agrees that it shall abide by the following terms and conditions:

1. Seneca shall submit to the Department a technically and administratively complete Erosion and Sedimentation Control Plan ("E & S Plan") for each individual earth disturbance activity ("Earth Disturbance Activity") for which an E & S Plan is required by Chapter 102.4 of the Pennsylvania Code, 25 Pa. Code § 102.4.

2. Seneca may proceed with any earth disturbance activity provided it has submitted a written E & S Plan to the Department 15 business days prior to commencement of the proposed earth disturbance activity. In the event of a weather or other business-related exigency that requires Seneca to commence earth disturbance activities proposed in an E & S Plan in less than fifteen days, Seneca may make a request for expedited review. Unless the Department disapproves the request for expedited

review within five business days, Seneca may proceed with the proposed earth disturbance activity.

3. The Department shall base all comments concerning Seneca E & S Plans, if any, including its approval, modification or rejection of any E & S Plans submitted or re-submitted by Seneca, according to Chapter 102 regulations and guidance and policy documents.

4. The Department shall deliver any comments, observations or requested modifications to an E & S Plan to Seneca in writing, signed by the Program Manager of the Watershed Management Program in the Northcentral Regional Office of the Department or, in the Program Manager's absence, the Regional Director.

5. The Department's willingness to accept the E & S Plan for purposes of this CA and to enter into this CA are without prejudice to its right to disapprove, for any reason, any individual E & S Plan submitted by Seneca. Nothing in this CA shall be construed to impose upon the Department an obligation to approve any application.

F. Seneca's June 2004 Chapter 105 Application and Plan satisfactorily meets the requirements of Paragraph 5 of the Order. On January 20, 2006, the Department approved the application for all encroachments and obstructions within the Seneca Timbering Tract that the Chapter 105 Application and Plan states that Seneca wishes to maintain ("Chapter 105 Permit").

G. Seneca's June 2004 Chapter 105 Application and Plan satisfactorily meets the requirements of Paragraph 6 of the Order. On January 20, 2006, the Department approved the application to remove encroachments or obstructions within the Seneca Timbering Tract that the Chapter 105 Application and Plan states that Seneca does not wish to maintain, and to restore the site of the removed encroachments or obstructions.

H. Paragraph 7 of the Order is withdrawn. All notification of timber harvesting operations will be governed by Paragraph E, above.

I. Seneca complied with the terms of Paragraph 8 of the Order by supplying a key to the Department for the gates at the Seneca Timbering Tract. Paragraph 8 of the Order is withdrawn. The Department agrees that it will provide notice to Seneca prior to entering the Seneca Timbering Tract.

J. Seneca shall pay a civil penalty of \$4,000.00 to the Department for violations of the Dam Safety and Encroachments Act. Seneca shall pay \$5,000.00 to the Pennsylvania Fish and Boat Commission ("PFBC") in resolution of the PFBC's claim for civil damages, which the PFBC is authorized to pursue under Section 2506 of the Fish and Boat Code, 30 Pa.C.S. § 2506

Copies of the full agreement are in the hands of: Nels J. Taber, PA DEP, 208 W. Third St., Suite 101, Williamsport, PA 17701, (570) 321-6568; Marc Davies, Ballard, Spahr, Andrews & Ingersoll, LLP, 1735 Market Street, 51st Floor, Philadelphia, PA 19103-7599, (215) 864-8248; and at the office of the Environmental Hearing Board and may be reviewed by any interested party on request during normal business hours.

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 06-849. Filed for public inspection May 12, 2006, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market St., 14th Floor, Harrisburg at 10:30 a.m. To obtain a copy of a regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy.

This schedule is tentative. Contact the Commission at (717) 783-5417 or check our website at www.irrc.state.pa.us for updates.

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Public Received</i>	<i>Meeting</i>
35-29	Pennsylvania Commission on Crime and Delinquency, Office of Victims' Services Crime Victims Compensation	4/28/06	6/1/06
6-297	State Board of Education Higher Education General Provisions	5/1/06	6/1/06

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 06-850. Filed for public inspection May 12, 2006, 9:00 a.m.]

INSURANCE DEPARTMENT

Allstate Insurance Group; Homeowners Rate Revision; Rate Filings

Between April 21, 2006, and April 24, 2006, the Insurance Department (Department) received from the Allstate Insurance Group ten filings, each for an undetermined rate level change, for homeowners and other related insurance coverages. The affected companies are: Allstate Insurance Company, Allstate Indemnity Company, Allstate Property and Casualty Insurance Company, Encompass Indemnity Company and Encompass Insurance Company of America.

The companies request to introduce a reinsurance charge for the hurricane portion of the net cost of their recently purchased countrywide catastrophe aggregate excess reinsurance. Proposed effective dates vary by filing.

Unless formal administrative action is taken within 30 days of the Department's date of receipt of a filing, the subject filing may be deemed approved by operation of law.

Copies of the filings are available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filings are also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Mike McKenney, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, mmckenney@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-851. Filed for public inspection May 12, 2006, 9:00 a.m.]

Insurance Coverages or Risks Eligible for Export by Insurance Commissioner

Under section 1604(2)(ii) of The Insurance Company Law of 1921 (40 P. S. § 991.1604(2)(ii)), the Insurance Commissioner declares the following insurance coverages to be generally unavailable in the authorized market at the present, and thus exportable, and adopts the following export list. Accordingly, for those insurance coverages which are included on the export list, a diligent search among insurers admitted to do business in this Commonwealth is not required before placement of the coverages in the surplus lines market.

Export List

Amusements

Amusement Parks and their Devices
Recreational and Sporting Events
Special Short Term Events
Theatrical Presentations

Aviation

Fixed Base Operations
Chemical Spray and/or Drift
Day Care Centers Liability, including Sexual Abuse Coverage

Demolition Contractors Liability
Employment Related Practices Liability
Flood Insurance not provided under Federal Flood Insurance

Kidnapping, Ransom and Extortion Insurance
Liquor Liability—Monoline

Medical Malpractice Liability with or without related General Liability Coverages

Nursing Home Liability with or without other Affiliated Elder Care Services

Railroad

Real-Estate Environmental Impairment Coverage
Security/Detective/Patrol Agencies

Taxicab Liability
Vacant Properties

This list becomes effective on the date of its publication in the *Pennsylvania Bulletin* and supersedes the list published at 35 Pa.B. 3270 (June 4, 2005) and shall remain in effect until superseded by a subsequent list as published in the *Pennsylvania Bulletin*.

Questions regarding the Export List should be directed to Cressinda E. Bybee, Office of Corporate and Financial Regulation, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2144, fax (717) 787-8557, e-mail cbybee@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-852. Filed for public inspection May 12, 2006, 9:00 a.m.]

Pennsylvania Professional Liability Joint Underwriting; Rate Filing

On April 27, 2006, the Insurance Department (Department) received from the Pennsylvania Professional Liability Joint Underwriting Association a filing to increase rates overall by 7.7% for institutional and noninstitutional health care providers. The filing includes the following revisions:

- Changes to eight class relativities.
- Changes to three territory relativities.
- Movement of five specialties from one class to another.
- Movement of three counties from one territory to another.

Unless formal administrative action is taken prior to June 26, 2006, the rates within the subject filing may be deemed into use upon the effective date, January 1, 2007, by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Mike McKenney, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, mmckenney@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-853. Filed for public inspection May 12, 2006, 9:00 a.m.]

public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by June 5, 2006. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-00122636. Ivan Bowman, Jr. (508 Georgetown Road, Ronks, Lancaster County, PA 17572)—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-00122637. SKS, LLC (816 N. 18th Street, Allentown, Lehigh County, PA 18104) a corporation of the Commonwealth, for the right to begin to transport, as a common carrier, persons, in call or demand service, from points in the Counties of Lehigh, Northampton, Bucks and Berks to points in Pennsylvania and return. *Attorney:* Charles E. Shoemaker, Jr., 727-729 N. 19th Street, Allentown, PA 18104-4040.

A-00122642. Waheed Haidri and Ameer Malik, t/a The Haidri-Malik Partnership (152 Sproul Road, Malvern, Chester County, PA 19355)—persons, in limousine service, from points in the County of Chester, to points in Pennsylvania, and return.

A-00122644. Ampa Coach, Inc. (131 Oak Manor Drive, Milford, Pike County, PA 18338)—persons in paratransit service, from points in the Counties of Pike and Wayne, to points in Pennsylvania and return.

A-00122608. Kenneth R. Graybill and Teresa D. Graybill, Partners, t/a T & K Transport (125 E. Main Street, Leola, Lancaster County, PA 17540)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster to points in Pennsylvania, and return.

A-00122611. Steven E. Jackson, Sr. (2391 Sun Drive, Harrisburg, Dauphin County, PA 17109)—persons upon call and demand, in the Counties of Dauphin, Cumberland and York.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-854. Filed for public inspection May 12, 2006, 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. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to

Telecommunications

A-311369F7019. Frontier Communications of Canton, LLC and Americell PA-3, LP d/b/a Indigo Wireless. Joint petition of Frontier Communications of Canton, LLC and Americell PA-3, LP d/b/a Indigo Wireless for approval of an interconnection and traffic interchange agreement for cellular and other 2-way mobile radio services under section 252(e) of the Telecommunications Act of 1996.

Frontier Communications of Canton, LLC and Americell PA-3, LP d/b/a Indigo Wireless, by its counsel,

filed on April 25, 2006, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection and traffic interchange agreement for cellular and other 2-way mobile radio services under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Frontier Communications of Canton, LLC and Americell PA-3, LP d/b/a Indigo Wireless joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-855. Filed for public inspection May 12, 2006, 9:00 a.m.]

Telecommunications

A-311369F7021. Frontier Communications of Lakewood, LLC and Americell PA-3, LP d/b/a Indigo Wireless. Joint petition of Frontier Communications of Lakewood, LLC and Americell PA-3, LP d/b/a Indigo Wireless for approval of an interconnection and traffic interchange agreement for cellular and other 2-way mobile radio services under section 252(e) of the Telecommunications Act of 1996.

Frontier Communications of Lakewood, LLC and Americell PA-3, LP d/b/a Indigo Wireless, by its counsel, filed on April 25, 2006, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection and traffic interchange agreement for cellular and other 2-way mobile radio services under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Frontier Communications of Lakewood, LLC and Americell PA-3, LP d/b/a Indigo Wireless joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-856. Filed for public inspection May 12, 2006, 9:00 a.m.]

Water Service

A-212955F0018. Superior Water Company. Application of Superior Water Company for approval to begin to offer, render, furnish or supply water service to the public in an additional portion of Upper Pottsgrove Township, Montgomery County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before May 30, 2006. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Superior Water Company

Through and By Counsel: Louise A. Knight, Esquire, David P. Zambito, Esquire, Saul Ewing, LLP, 2 North Second Street, 7th Floor, Harrisburg, PA 17101

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-857. Filed for public inspection May 12, 2006, 9:00 a.m.]

Water Service

A-212955F0019. Superior Water Company. Application of Superior Water Company for approval to begin to offer, render, furnish or supply water service to the public in an additional portion of Douglas Township, Montgomery County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before May 30, 2006. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Superior Water Company

Through and By Counsel: Louise A. Knight, Esquire, David P. Zambito, Esquire, Saul Ewing, LLP, 2 North Second Street, 7th Floor, Harrisburg, PA 17101

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-858. Filed for public inspection May 12, 2006, 9:00 a.m.]

STATE BOARD OF PHARMACY

**Bureau of Professional and Occupational Affairs v.
Enelia Maria Santiago, R. Ph.; Doc. No. 0635-
54-06**

On April 11, 2006, Enelia Maria Santiago, License No. RP-043832-R, of Huntingdon Valley, Montgomery County was suspended based on noncompliance of her previous State Board of Pharmacy (Board) order.

Individuals may obtain a copy of the order of suspension by writing to Carole L. Clarke, Board Counsel, State Board of Pharmacy, P. O. Box 2649, Harrisburg, PA 17105-2649.

This order of suspension represents the final Board decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

EDWARD J. BECHTEL, R. Ph.
Chairperson

[Pa.B. Doc. No. 06-859. Filed for public inspection May 12, 2006, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:
 The payment date specified in the contract.
 30 days after the later of the receipt of a proper invoice or receipt of goods or services.
 The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center
 PA Department of Community and Economic Development
 374 Forum Building
 Harrisburg, PA 17120
 800-280-3801 or (717) 783-5700

Reader's Guide



① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department:	General Services			
Location:	Harrisburg, Pa.			
Duration:	12/1/93-12/30/93			
Contact:	Procurement Division			
	787-0000			

③ Contract Information

④ Department

⑤ Location

⑥ Duration

⑦

(For Commodities: Contact:
 Vendor Services Section
 717-787-2199 or 717-787-4705

REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

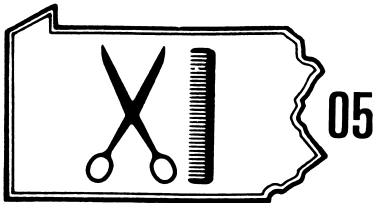
DO BUSINESS WITH STATE AGENCIES

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. The bureau is, by law, the central repository for all state contracts over \$5,000. Contract Specialists can supply you with descriptions of contracts, names of previous bidders, pricing breakdowns and other information. They can also direct you to the appropriate person and agency looking for your product or service. Copies of state contracts are also available. (Duplicating and mailing costs may apply). For more information, visit us online at www.patreaury.org.

Contact: **Bureau of Contracts and Public Records**
 Pennsylvania Treasury Department
 201 Finance Building
 Harrisburg, PA 17120
 Phone: (717) 787-2990 or 1-800-252-4700
 Fax: (717) 772-0977

ROBERT P. CASEY, Jr.,
State Treasurer

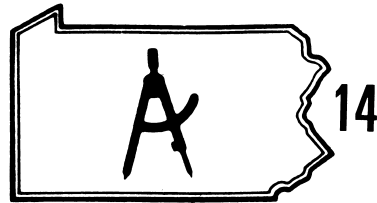
SERVICES



Barber Services

CN00020645 Hair Cutting services for our residents at the New Castle Youth Development Center

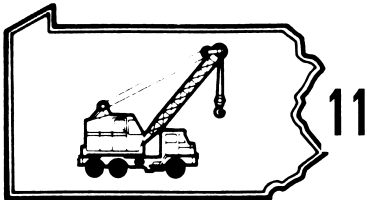
Department: Public Welfare
Location: Youth Development Center at New Castle
Duration: Three years beginning July 1, 2006 and continuing through June 30, 2009 with a 2 year renewal option to carry the contract through June 30, 2011
Contact: Kathleen A Zeigler, PA, (724) 656-7308



Engineering Services

CN00020611 The DEP, Office of Energy and Technology Development requires an Infrared FLEXCAM T Infrared Camera for conducting energy assessments, and identifying cost-and energy-saving opportunities.

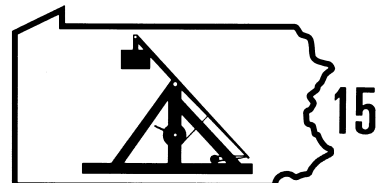
Contact: 717-783-8551



Demolition—Structural Only

066474 This work is the demolition and removal of structures on 4 parcels.

Department: Transportation
Location: 318,314 (garage only), 210,208 Dekalb Street, Norristown, PA
Duration: OPEN
Contact: Linda Bunt, 610-205-6784



Environmental Maintenance Service

CN00020521 SOLID PHASE EXTRACTOR-Automated solid phase extractor capable of being programmed to condition a solid phase extraction disk, filter a 1 liter sample, and elute the disk into a collection vessel. The extractor must be able to be programmed using a Horizons SPE-DEX Controller. It must be capable of handling Bakebond speedisk pre-assembled laminar disks with a size of 47 millimeter diameter. It must be capable of filtering samples that have particulate material in them. It must have a vacuum pump in order to extract the samples quickly and efficiently.

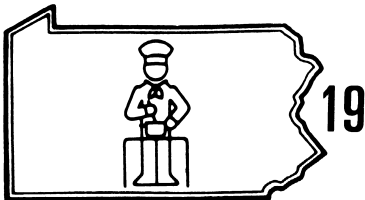
Department: Environmental Protection
Contact: David Stillions, 717-783-8551



Financial and Insurance Consulting

IFB 2006-02 TRE Actuarial and consultation services for Pennsylvania's Tuition Account Program. All requests for copies of the bid must be faxed or e-mailed to Andrea Quigley by Wednesday, May 3, 2006. Fax number is (717) 772-3601. E-mail address is amquigley@patreasury.org.

Department: Treasury
Location: 218 Finance Building, Harrisburg, PA 17120
Duration: Two year contract beginning July 1, 2006 and ending June 30, 2008, with an option to renew for two one-year periods.
Contact: Andrea Quigley, 717-783-6098



Food

SMR-MILK The State Correctional Institution at Somerset will be soliciting bids for milk and milk products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

SMR-FROZEN VEGETABLES The State Correctional Institution at Somerset will be soliciting bids for Frozen Vegetables. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

SMR-CANNED AND DRY GOODS The State Correctional Institution at Somerset will be soliciting bids for Dried and Canned Goods. The bid/bids will be for only for the interim period until a new statewide contract is in effect. Interested vendors must be registered with the Commonwealth to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 4/28/06 through 6/30/06 or whenever a new Statewide contract takes effect.
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

SMR-FISH The State Correctional Institution at Somerset will be soliciting bids for Fish and Fish Products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

CRE-FS-0338 The State Correctional Institution at Cresson will be soliciting bids for Bread and Related Products. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of the products specified shall be made approximately once a week or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, Ext. 161

CR-FS-0336 The State Correctional Institution at Cresson will be soliciting for Milk Products. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis or more often if deemed necessary by the institution. Price to be consistent with the PA

Milk Marketing Board. Delivery will be required twice per week or more often if necessary. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Pur. Agent, 814/886-8181, Ext. 161

CRE-FS-0345 The State Correctional Institution at Cresson will be soliciting bids for Cheese Products. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of the products specified shall be made approximately once per month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

MER-FOOD-006 Vendor shall supply canned vegetables, canned fruits, and an assortment of dry goods to the State Regional Correctional Facility at Mercer. All specifications shall be contained within the agency issued quote format.

Department: Aging
Location: State Regional Correctional Facility, 801 Butler Pike, Rt. 258 South, Mercer, PA 16137
Duration: From May 1, 2006 to December 31, 2006
Contact: John Pitonyak, 724/662-1837, ext. 1009

CRE-FS-0339 The State Correctional Institution at Cresson will be soliciting bids for Meat and Meat Products. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of products specified shall be made approximately once a month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

CRE-FS-0342 The State Correctional Institution at Cresson will be soliciting bids for Frozen Fish and related items as required. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of products specified shall be made approximately once per month or more if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

CRE-FS-0343 The State Correctional Institution at Cresson will be soliciting bids for Oleomargarine. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of products specified shall be made approximately once a month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

LAUREL HIGHLANDS-FISH The State Correctional Institution at Laurel Highlands will be soliciting bids for Fish and Fish Products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, Somerset, PA 15501
Duration: 07/01/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

LAUREL HIGHLANDS-FROZEN VEGETABLES The State Correctional Institution at Laurel Highlands will be soliciting bids for Frozen Vegetables. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, Somerset, PA 15501
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

CRE-FS-0340 The State Correctional Institution at Cresson will be soliciting bids for Frozen and/or Liquid Egg products. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of products specified shall be made approximately once per month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institution purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

CRE-FS-0341 The State Correctional Institution at Cresson will be soliciting bids for Frozen Vegetables and various other frozen food products, as required. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of the products specified shall be made approximately once per month or more if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

CRE-FS-0337 The State Correctional Institution at Cresson will be soliciting bids for Poultry and Poultry Products. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of the products specified shall be made approximately once each month, or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP Vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

CRE-FS-0344 The State Correctional Institution at Cresson will be soliciting bids for Miscellaneous Frozen Ice Cream Products, i.e. juice bars, ice cream slices, sherbet and other related products, such as cottage cheese and yogurt. Issuance of an RFQ - Invitation for Bid will be made on a quarterly basis. Delivery of products will be made according to delivery schedule. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

CRE-FS-0346 The State Correctional Institution at Cresson will be soliciting bids for Fresh Fruits and Vegetables as needed. Issuance of an RFQ - Invitation for Bid will be made on a monthly basis. Delivery of products specified shall be made approximately one or two times a week, more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional purchasing office. Vendor must be registered with the State of Pennsylvania and have a SAP vendor number to receive bid solicitations.

Department: Corrections
Location: State Correctional Institution at Cresson, Old Route 22, Cresson, PA 16630
Duration: July 1, 2006 - June 30, 2007
Contact: Rhonda L. Kirk, Purchasing Agent, 814/886-8181, ext. 161

cn00020576 The State Correctional Institution at Cambridge Springs will be soliciting bids for ice cream and popsicles. Ice cream to be in 4oz. portions. Popsicles to be twin pops.

Department: Corrections
Location: SCI Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403
Duration: 7/1/2006 through 6/30/2009
Contact: Darla S. Spaid, (814) 398-5400

FS0706 The State Correctional Institution at Cambridge Springs will be soliciting bids for various foods products. Meats and miscellaneous frozen and specialty items are bid every three months.

Department: Corrections
Location: SCI Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403
Duration: 7/1/2006 through 6/30/2007
Contact: Heather Taylor, (814) 398-5400

CN00020630 Frozen Fruits and Vegetables. Interested vendors may fax request for Bid package CN00020630 to 570-443-4177. Please include vendor name, PA. SAP Vendor number, address and phone number.

Department: Public Welfare
Location: White Haven Center, 827 Oley Valley Road, White Haven, Pa. 18661
Duration: July 1, 2006 to September 30, 2006.
Contact: Judy Sheridan, 570-443-4234

CN00020632 Misc. Frozen Food. Interested vendors may fax request for Bid package CN00020632 to 570-443-4177. Please include vendor name, PA. SAP Vendor number, address and phone number.

Department: Public Welfare
Location: White Haven Center, 827 Oley Valley Road, White Haven, PA 18661
Duration: July 1, 2006 to September 30, 2006.
Contact: Judy Sheridan, 570-443-4234

CN00020533 Non-Perishable Foods (Soups) for July 2006 Delivery. Prospective vendors must be registered with the Integrated Enterprise System (IES) at www.vendorregistration.state.pa.us. The Department of Public Welfare (DPW) utilizes the information contained in the vendor master file for its' procurement activities. Registered vendors who need to update or change the existing information in this file must contact IES and provide the changes or updates to IES. It is the vendor's responsibility to contact IES for changes as DPW is unable to change vendor information. If you fail to update or change information, you may not receive requested bid information.

Department: Public Welfare
Location: Norristown State Hospital, 1001 Sterigere Street, Norristown, PA 19401-5397
Duration: July 2006 Delivery
Contact: Kathleen M. Aspinall, Purchasing Agent, 610-313-1028

LAUREL HIGHLANDS-BEEF The State Correctional Institution at Laurel Highlands will be soliciting bids for meat and meat products. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, Somerset, PA 15501
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

LAUREL HIGHLANDS-MILK The State Correctional Institution at Laurel Highlands will be soliciting bids for Milk and Milk Products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, Somerset, PA 15501
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

SMR-BEEF The State Correctional Institution at Somerset will be soliciting bids for Beef and Beef Products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

SMR-BREAD The State Correctional Institution at Somerset will be soliciting bids for bread and related products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

SMR-POULTRY The State Correctional Institution at Somerset will be soliciting bids for Poultry and Poultry Products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 THROUGH 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

SMR-FROZEN EGGS The State Correctional Institution at Somerset will be soliciting bids for Frozen Egg Products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

1150-MEAT-2006 Meat and Meat Products: Purchase orders shall cover the months of July 1, 2006 through December 31, 2006 with issuance of bid proposals made on an annual, semi-annual, tri-annual or more frequent basis. Delivery of the product(s) specified shall be made approximately one time each month, or more often if deemed necessary by the Institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Greensburg, RR 10, Box 10, Route 119, South, Greensburg, PA 15601-8999
Duration: July 1, 2006 to December 31, 2006
Contact: Gena M. Hainesworth, 724-837-4397

1150-FRZ-2006 Miscellaneous Frozen Foods: Purchase orders shall cover the months of July 2006 through December 2006 with issuance of bid proposals made on an annual, semi-annual, tri-annual or more frequent basis. Delivery of the product(s) specified shall be made approximately one time each month, or more often if deemed necessary by the Institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Greensburg, RR #10, Box 10, Route 119 South, Greensburg, PA 15601-8999
Duration: July 1, 2006 to December 31, 2006
Contact: Gena M. Hainesworth, 724-837-4397

CN00020537 To supply carbonated and non-carbonated flavored beverage syrups and appropriate CO2 cylinders. Vendor supplied dispensing equipment that includes: installation, maintenance and removal of dispensing equipment.

Department: Corrections
Location: State Correctional Institution at Rockview, Box A, RT. 26, Bellefonte, PA 16823
Duration: July 1, 2006 through June 30, 2007
Contact: Diane Baney, PA 2, 814-355-4874, ext. 206

1150-CHEESE-2006 CHEESE PRODUCTS: Purchase orders shall cover the months of July 2006 through December 2006 with issuance of bid proposals made on an annual, semi-annual, tri-annual or more frequent basis. Delivery of the product(s) specified shall be made approximately one time each month, or more often if deemed necessary by the Institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Greensburg, RR #10, Box 10, Route 119 South, Greensburg, PA 15601-8999
Duration: July 1, 2006 to December 31, 2006
Contact: Gena M. Hainesworth, 724-837-4397

cn00020577 The State Correctional Institution at Cambridge Springs will be soliciting bids for various food products. Milk will be bid monthly. Soda and juice will be bid for a 3-year contract.

Department: Corrections
Location: SCI Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403
Duration: 7/1/2006 through 6/30/2007
Contact: Darla S. Spaid, (814) 398-5400

SMR-FRESH EGGS The State Correctional Institution at Somerset will be soliciting bids for Fresh Eggs. Interested vendors must be registered with the Commonwealth to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

LAUREL HIGHLANDS-BREAD The State Correctional Institution at Laurel Highlands will be soliciting bids for Bread and related products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, Somerset, PA 15501
Duration: 7/1/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

LAUREL HIGHLANDS-POULTRY The State Correctional Institution at Laurel Highlands will be soliciting bids for Poultry and Poultry Products. Interested vendors must be registered with the Commonwealth of PA to receive bids and purchase orders and should contact the institution directly for a bid package.

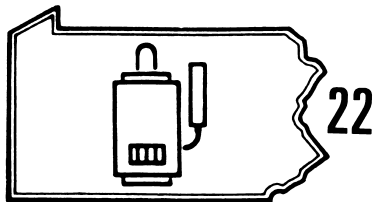
Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, Somerset, PA 15501
Duration: 07/01/06 through 6/30/07
Contact: Theresa Solarczyk, Purchasing Agent II, 814 445-6501, Ext. 1232

CN00020631 Meat and Meat Products. Interested vendors may fax request for Bid package CN00020631 to 570-443-4177. Please include vendor name, PA. SAP Vendor number, address and phone number.

Department: Public Welfare
Location: White Haven Center, 827 Oley Valley Road, White Haven, PA 18661
Duration: July 1, 2006 to September 30, 2006.
Contact: Judy Sheridan, 570-443-4234

CN00020633 Poultry and Poultry Products. Interested vendors may fax request for Bid package CN00020633 to 570-443-4177. Please include vendor name, PA. SAP Vendor number, address and phone number.

Department: Public Welfare
Location: White Haven Center, 827 Oley Valley Road, White Haven, PA 18661
Duration: July 1, 2006 to September 30, 2006.
Contact: Judy Sheridan, 570-443-4234



HVAC Services

CN00020433 Service contract for four (4) DEP Mobil labs Generator/Electrical systems, one (1) annual preventive maintenance visit per generator. Contractor must be within a 25 mile radius of the Bureau of Laboratories at 2575 Interstate Drive, Hbg, Pa 17110 Bid opening will be May 16, 2006 at 2:00pm

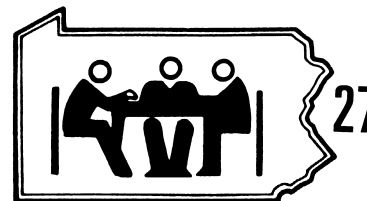
Department: Environmental Protection
Location: 2575 Interstate Drive Hbg, PA 17110
Duration: One (1) yr with the option of two (2) annual renewals
Contact: Bill McDade, 717-783-0486



Janitorial Services

FM 8955 Furnish materials, equipment, and labor to perform janitorial services three (3) visits per week at the Troop E, Cory Station. The detailed work schedule and bid specifications will be forwarded upon notification of request to quote from the Facility Management Division.

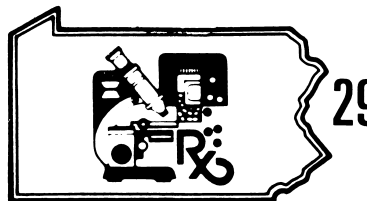
Department: State Police
Location: Troop E, Cory Station, 11088 Route 6 East, Union City, PA 16438
Duration: July 1, 2006 through June 30, 2009
Contact: Helen M. Fuhrman, 717-705-5952



Lodging/Meeting Facilities

CN00020394 Provide lodging for Waterways Conservation Officer Trainees within a five mile radius of the PA State Police Northwest Training Center, 195 Valley View Drive, Meadville, PA 16335. Bid Opening 5/15/06

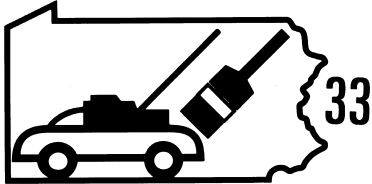
Department: Fish and Boat Commission
Location: Five mile radius of the PA State Northwest Training Center, 195 Valley View Drive, Meadville, Pa 16335.
Duration: July 31, 2006 through December 22, 2006
Contact: Gay Cartwright, 717-705-7915



Medical Services

CN00020374 The Vendor shall supply dentures and/or partials to include repair/relining to the residents of the Hollidaysburg Veterans Home on an as needed basis. Pick-up and delivery service will be at Vendor's expense and part of the price on line items. The Vendor must respond to a call within 48 hours of initial contact by Hollidaysburg Veterans Home Personnel. Tentative bid opening date May 31, 2006 at 11:00 AM. Please fax your request to: Becky Clapper at 814/696-5395.

Department: Military Affairs
Location: Hollidaysburg Veterans Home, PO Box 319, Hollidaysburg PA 16648
Duration: 1 year contract with renewal options, starting July 01, 2006
Contact: Becky Clapper, Fax: 814/696-5395



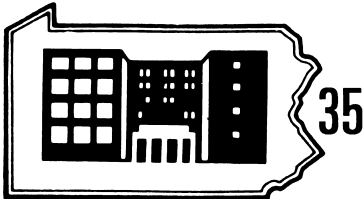
Property Maintenance

W-0588-0508 Contractor shall supply all labor, materials, tools, equipment and appurtenances to remove existing parking lot lighting bases, poles, and wiring from contract area and install additional security fencing, including gates where indicated, over existing paved parking area. As existing grade dictates, construct new level bituminous pavement basketball play area over existing bituminous pavement, install basketball backstop bases and court line painting, re-install parking lot lighting equipment on new concrete bases and re-stripe parking stall and lane lines.

Department: Public Welfare
Location: Cresson Secure Treatment Unit, 251 Correction Road, Cresson, PA 16630
Duration: Unknown
Contact: Nikki Koser, Purchasing Agent, (717) 789-5508

CN00020557 Provide grass cutting services at PA National Guard Armory. For a copy of the bid package please fax your request to 717-861-2932 or e-mail to the address below. Bid opening will be Thursday, May 11, 2006 at 2:00 PM.

Department: Military Affairs
Location: PA National Guard Armory, 100 Valley-Hi Drive, Pittsburgh, PA 15229-1037
Duration: DOA - 11/30/2006
Contact: Glenda Nagle, 717-861-2116



Real Estate Services

4104140 Department of Transportation: Contemplated Sale of Land No Longer Needed for Transportation Purposes. Notice is hereby given that the Department of Transportation, pursuant to 71 P. S. § 513(e)(7), intends to sell certain lands owned by it. The following is the property available for sale by the Department. Lewis Twp, Lycoming County. The parcel contains 2.127 acres of land situated on old Rt 15 in Lewis Twp. Estimated Fair market value is \$6,100.00. Interested public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to: PENNDOT, 715 Jordan Ave, PO Box 218, Montoursville, PA 17754, Attn: Lenny P. Confer.

Department: Transportation
Location: Old Route 15, Lewis Township, Lycoming County
Contact: Lenny Confer, 570-368-4337

098616 Notice is hereby given that pursuant to Title 67 Pa. Code § 495.4(d), an application to lease highway right-of-way has been submitted to the Department by M.M.F.R.E. Limited Partnership of 210 East Plank Road, Altoona, PA 16602, seeking to lease highway right-of-way located at Frankstown Road and Amelia Avenue, Logan Township, Blair County, containing 16,310 square feet, adjacent to SR 8017, Segment 0760, for purposes of parking. Interested persons are invited to submit, within thirty (30) days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Thomas A. Prstach, P.E., District Executive, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648.

Department: Transportation
Location: Northbound exit ramp from I-99 to Frankstown Road
Duration: 25 Years
Contact: Barry Clancy, 814-696-7211



Sanitation

CN00020585 This bid is for supplying 5 - 8 cubic yard, covered dumpsters (1 per stockpile) to the PA Department of Transportation (Pike County). The following is a list of locations (Milford Shed 101 Bennett Ave, Milford Pa, 18337), (Milford Stockpile RT6 and 184 Milford PA 18337) (Blooming Grove Stockpile SR 4004 Blooming Grove PA 18428) (Greentown Stockpile SR 3001 Hemlock Gr. Rd Greentown, PA 18426) (Dingmans Ferry Stockpile SR 2002 Wilson Hill Rd Dingmans Ferry PA 18328) This bid is also for supplying 2 - 40 cubic yard, roll-off dumpsters to the PA Department of Transportation (Pike County) location to be determined by the Commonwealth at the time needed. The 8 CY dumpsters will be emptied once per week, and the 40 CY dumpsters will be emptied on an as-called-for basis (approximately every 3 to 4 weeks). The trash will include mainly roadside debris, both bagged and loose. The successful vendor must have a legal means to dispose of the trash. Bid opening date is will be scheduled on the Request for Quote. Please be aware that all quantities are based on past usage and are estimate only. All quantities may be increased or decreased in accordance with the actual requirements of the Commonwealth.

Department: Transportation
Location: Pennsylvania Department of Transportation, Pike County 4-4, 101 Bennett Ave, Milford PA 18337
Duration: This will be a three year contract.
Contact: Mitchell Simon, 570-296-7193

GRN 0510 Contractor to provide all labor and materials to pump-out contents and clean 30,000 gallon equalization tank at SCI Greene - work must be completed within 24-hour timeframe.

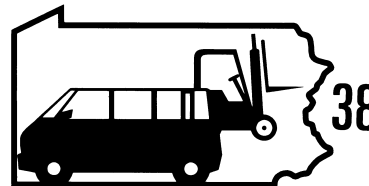
Department: Corrections
Location: SCI Greene, 169 Progress Dr., Waynesburg, PA 15370
Duration: Bid due date 5/10/06
Contact: Laura Mohr, Purchasing Agent, 724/852-5534



Security Services

39262 Armored car pick up service.

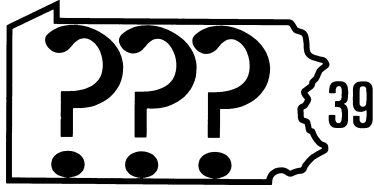
Department: State System of Higher Education
Location: West Chester University of Pennsylvania, West Chester, Pa. 19383
Duration: Bid due May 9, 2006 at 2:00 PM
Contact: Karen Kehler, 610-436-2603



Vehicle, Heavy Equipment and Powered Machinery Services

CN00020513 Services of Low Boy Tractor Trailer Unit capable of hauling up to 55 tons in weight, including operator(s), fuel, motor oil, permitting, tolls and all blocking, etc. for loading, transporting and unloading heavy equipment in the Bituminous Coal Region upon request.

Department: Environmental Protection
Location: Bituminous Coal Region
Duration: July 1, 2006 through June 30, 2007 with renewal options.
Contact: Phyllis Cocco, 814-472-1811



Miscellaneous

CN00020308 The Department of Conservation and Natural Resources, Bureau of Forestry, Division of Forest Fire Protection and Forest District #11, requires rental of aircraft and pilots for wildfire detection and suppression and forest pest management and detection surveys and other work as required by the District Forester. BID OPENING DATE: 05/18/06, 2:00 PM

Department: Conservation and Natural Resources
Location: Lackawanna Forest District - Susquehanna, Wayne, Wyoming, Lackawanna, Luzerne Counties
Duration: July 1, 2006 - June 30, 2009.
Contact: Gloria Strawser, 717-783-0733

cn00020419 Contractor shall provide commercial bus transportation from the Family Court Administration Building, 1801 Vine Street, Philadelphia, PA to the North Central Secure Treatment Unit, 210 Clinic Road, Danville, PA. This service will be required on the second Sunday of each month.

Department: Public Welfare
Location: North Central Secure Treatment Unit, 210 Clinic Road, Danville, PA
Duration: 7/1/06 - 6/30/07
Contact: Nikki Koser, Purchasing Agent, (717) 789-5508

RFP#10104887 Bloomsburg University of Pennsylvania is seeking to obtain the services of qualified training providers of Workplace Health and Safety, to provide these services for regional businesses in partnership with Bloomsburg University. The University wishes to attract a qualified training provider that will be available on short notice to enter into a training agreement with regional manufacturing based companies, and deliver the requested Workplace Health and Safety training services on location for these companies. If you are interested in receiving a request for proposal to provide these services, please send a fax to Robert D. Hakim, 570-389-2017, with your name, address and phone number. RFP will be issued on May 3 and be due on May 18, 2006.

Department: State System of Higher Education
Location: Bloomsburg University, 400 E. Second Street, Bloomsburg, PA 17815
Duration: 3 years
Contact: Robert D. Hakim, 570-389-4311

Pgh- maint The contractor shall provide preventative maintenance inspections and repairs to various generators and motors.

Department: Corrections
Location: Department of Corrections, State Correctional Institution at Pittsburgh, 3001 Beaver Ave. P. O. Box 99901, Pittsburgh, PA 15233
Duration: 7/1/06 through 6/30/08
Contact: Melissa Walker, 724-364-2200

CN00020352 800, 50 feet Forestry Fire Hoses as compared to the 3/4" Econoflo Forestry Fire hose. Must be collapsible and standard brass GHT fittings. Interested vendors must be registered with the Commonwealth and have a registered vendor number. To register and obtain number, call 1-866-775-2868.

Department: Conservation and Natural Resources
Location: Forest Fire Protection Division, 2826 White Oak Road, Halifax, PA 17032
Duration: Contract shall commence upon execution of purchase order and terminate 30 days upon receipt of order.
Contact: Lawanza L. Poteat, (717) 783-3309

cn00017540 SCI Cambridge Springs will be soliciting bids for a Milnor commercial washing machine to include installation.

Department: Corrections
Location: SCI Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403
Contact: Heather Taylor, (814) 398-5400

CN00020173 Vendor to supply restroom floor-to-railing partitions, doors, and pilasters in solid plastic, white color, as manufactured by Santana Products, Inc., or an approved equal. In order to be awarded a state contract, interested vendors must be registered with the Commonwealth and must have a registered vendor number. To register and obtain number, call CVMU at 1-866-775-2868 or online at www.vendor.registration.state.pa.us. BID OPENING: May 16, 2006, 2pm.

Department: Conservation and Natural Resources
Location: To be delivered to: DCNR Moraine State Park, 225 Pleasant Valley Road, Portersville, PA 16051-9650
Duration: One time purchase
Contact: Naomi Rudisill, 717-783-0749

CN00020587 Pennsylvania Department of Transportation, Pike County is seeking vendors to provide sandblasting, primer and refinishing services. The equipment quantities are estimated and for our up and coming paint schedule. The type of equipment that is include are as followed right angle plows, reversible plows, wing plows single axle truck, tandem trucks, graders, backhoes, crew cabs, loaders, and misc off road equipment. Vendor must be able to complete all the work requested in the service bid contract as directed by the specification. The contract will be for a three year term also specified in the RFQ. All vendors must obtain an inspection receipt from 4-2 facility to be able to submit there proposal.

Department: Transportation
Location: Department of Transportation, 101 Bennett Ave., Milford PA 18337
Duration: Duration of Contract will be three years.
Contact: Mitchell Simon, 570-296-7193

PGC-2878 Agency seeking contractor to supply BUILDING MATERIALS ONLY for the construction of a pole building, approximately 48' X 96' to be delivered to SGL 214, North Shenango Township, Crawford County.

Department: Game Commission
Location: Pennsylvania Game Commission, Automotive and Procurement Division, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797
Duration: Upon award through June 30, 2006
Contact: Diane Shultz or Barb Kline, 717/787-6594

[Pa.B. Doc. No. 06-860. Filed for public inspection May 12, 2006, 9:00 a.m.]

DESCRIPTION OF LEGEND

- | | |
|--|---|
| <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> |
|--|---|

JAMES P. CREEDON,
Secretary

