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Volume 30 (2000)

Pennsylvania Bulletin  
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# PENNSYLVANIA BULLETIN

Volume 30

Number 21

Saturday, May 20, 2000 • Harrisburg, Pa.

Pages 2463—2562

**Agencies in this issue:**

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Department of Agriculture  
Department of Banking  
Department of Environmental Protection  
Department of General Services  
Department of Health  
Department of Transportation  
Environmental Hearing Board  
Fish and Boat Commission  
Game Commission  
Historical and Museum Commission  
Independent Regulatory Review Commission  
Insurance Department  
Legislative Reference Bureau  
Liquor Control Board  
Milk Marketing Board  
Pennsylvania Public Utility Commission  
Pennsylvania Regional Port Authority  
State Architects Licensure Board  
State Board of Medicine  
State Board of Optometry  
Turnpike Commission

**Detailed list of contents appears inside.**

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

**No. 306, May 2000**

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**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

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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.

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## ***Pennsylvania Bulletin***

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

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

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

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

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

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

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

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

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

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

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

## ***Pennsylvania Code***

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

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

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

## **How to Find Documents**

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

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

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

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

### Printing Format

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

### Fiscal Notes

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

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

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2000.

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# THE COURTS

## Title 249—PHILADELPHIA RULES

### PHILADELPHIA COUNTY

#### Family Court Division Administrative Regulation No. 00-02; Procedure for Obtaining In Forma Pauperis Status in Custody and Support Actions

*Effective Immediately*, in order to be excused from paying required filing fees for actions in custody or support, it is necessary that the person seeking such relief file a "Petition to Proceed In Forma Pauperis."

(1) Said Petition will be approved without judicial review if the petitioner can establish that he or she is a current recipient of cash or medical Public Assistance benefits by producing appropriate documentation of said benefits as provided to him or her by the Pennsylvania Department of Public Welfare or its agent.

(2) If the individual seeking In Forma Pauperis status is not currently receiving cash or medical Public Assistance benefits, the Petition must be supported by a Poverty Affidavit.

(3) The Petition to Proceed In Forma Pauperis and Poverty Affidavit shall be in the forms set forth hereafter,

or as may be modified from time to time. The Clerk of Family Court shall make the current forms available to the public at no cost.

(4) If the Petitioner is not currently receiving cash or medical Public Assistance benefits, the information set forth in the Poverty Affidavit will be reviewed by a Judge of the Family Court who will determine eligibility for In Forma Pauperis status by adhering to the National Eligibility Level that has been established for individuals seeking free legal representation from affiliates of the Legal Services Corporation.

(5) The specific income standards are set forth by 45 C.F.R. 1611, and depend on family size, and certain other circumstances.

(6) Future changes to eligibility requirements as set forth in 45 C.F.R. 1611 are effective immediately upon the effective date of the change.

(7) The relevant income levels shall be posted in the Office of the Clerk of Family Court, which shall also make 45 C.F.R. 1611 available for public inspection.

(8) This Administrative Regulation specifically supercedes Family Court Administrative Regulation 93-3.

PAUL P. PANEPINTO,  
*Administrative Judge  
Family Court Division*

IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY  
FAMILY COURT DIVISION

	:	<input type="checkbox"/> Custody	<input type="checkbox"/> Partial Custody
	:	<input type="checkbox"/> Visitation	<input type="checkbox"/> Support
_____	:	Case ID No.	_____
vs.	:	Docket No.	_____
Plaintiff	:		
	:		
_____	:		
Defendant	:		

PETITION TO PROCEED IN FORMA PAUPERIS

TO THE HONORABLE, THE JUDGES OF SAID COURT:

(1) I am the  PLAINTIFF  DEFENDANT (check one) in the above matter and because of my financial condition I am unable to pay the required filing fee of \$ \_\_\_\_\_.

(2) I am unable to obtain funds from anyone, including my family and friends, to pay this fee.

(3) Check one:

- I am currently a recipient of the following type(s) of Public Assistance Benefits from the Pennsylvania Department of Public Welfare:
  - cash benefits; and/or
  - medical benefits
 (check one or both, and be prepared to present to the filing clerk supporting documentation that you are currently receiving the benefit(s)).

- I am not currently receiving cash or medical Public Assistance benefits, but I am attaching a completed Poverty Affidavit that verifies my financial condition, and why I cannot afford to pay the aforementioned filing fee.

I verify that the statements made in this Petition, and attached Poverty Affidavit (if applicable), are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

\_\_\_\_\_  
Name of Petitioner

\_\_\_\_\_  
Address

ORDER

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, upon consideration of the foregoing Petition, and attached Poverty Affidavit (if applicable), it is hereby ORDERED that the petitioner be excused from payment of the filing fee in this matter.

BY THE COURT:

\_\_\_\_\_  
J.

[Pa.B. Doc. No. 00-837. Filed for public inspection May 19, 2000, 9:00 a.m.]

\_\_\_\_\_

# RULES AND REGULATIONS

## Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

### STATE BOARD OF MEDICINE

#### [49 PA. CODE CH. 16]

#### Health Care Services Malpractice

The State Board of Medicine (Board) amends § 16.32 (relating to requirements of the Health Care Services Malpractice Act). The proposed amendment is set forth in Annex A.

Amendments to the Health Care Services Malpractice Act (act) (40 P. S. §§ 1301.101—1301.1006), increased minimum basic malpractice insurance amounts from \$200,000/\$600,000 to \$300,000/\$900,000 for policies written in years 1997-1998; \$400,000/\$1.2 million for years 1999-2000 policies; and \$500,000/\$1.5 million for year 2001, and thereafter.

Rather than unnecessarily duplicating provisions of the act and periodically updating the regulations, the Board has retained the cross reference to the statute but has eliminated repetition of the dollar amounts.

Section 204 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1204) (CDL) provides that proposed rulemaking may be omitted if the regulation relates to the interpretation of a self-executing act of Assembly. The minimum basic malpractice coverage amounts are established in section 701 of the act (40 P. S. § 1301.701). Thus, this regulation relates to the self-executing provisions of the act. Accordingly, proposed rulemaking is unnecessary.

#### A. Effective Date

The amendment is effective upon publication of the final-form regulation in the *Pennsylvania Bulletin*.

#### B. Statutory Authority

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

#### C. Compliance with Executive Order 1996-1

In accordance with the requirements of Executive Order 1996-1 (February 6, 1996), in drafting and promulgating the regulation the Board considered the least restrictive alternative to regulate costs for services requested by licensees and applicants.

#### D. Fiscal Impact and Paperwork Requirements

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

#### F. Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P. S. § 745.5a(c)), on January 18, 2000, the Board submitted a copy of the final-omitted regulation to the Independent Regulatory Review Commission (IRRC) and the Chairperson of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee (Committees). On the same date, the final-omitted regulation was submitted to the Attorney General for review and comment under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506).

Under section 5.1(d) of the Regulatory Review Act, the final-omitted regulation is deemed approved by the House and Senate Committees on February 1, 2000, and by IRRC on February 17, 2000.

#### G. Additional Information

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

The Board finds that:

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

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

The Board, acting under its authorizing statute, orders that:

(a) The regulations of the Board, 49 Pa. Code Chapter 16, are amended by amending § 16.32, to read as set forth in Annex A.

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

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

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

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

**Fiscal Note:** 16A-4911. No fiscal impact; (8) recommends adoption.

*(Editor's Note:* For the text of the order of the Independent Regulatory Review Commission relating to this document, see 30 Pa.B. 1320 (March 4, 2000).)

#### Annex A

### TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

#### PART I. DEPARTMENT OF STATE

#### Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

#### CHAPTER 16. STATE BOARD OF MEDICINE

#### GENERAL PROVISIONS

#### § 16.32. Requirements of the Health Care Services Malpractice Act.

An applicant for licensure or a licensee applying for biennial review as required by the Health Care Services Malpractice Act (40 P. S. §§ 1301.101—1301.1006), and

the regulations pertaining thereto, shall maintain the required amount of professional liability insurance or an approved self-insurance plan and shall have paid the required fee and surcharges as set forth therein.

(1) A licensee practicing solely as a Federal employe is not required to participate in the professional liability insurance program, nor is the licensee required to comply with the Health Care Services Malpractice Act.

(2) A licensee who provides no medical service in this Commonwealth is not required to pay the arbitration fees or comply with the insurance requirements of the Health Care Services Malpractice Act. Proof of nonpractice shall be furnished by notarized statement.

[Pa.B. Doc. No. 00-838. Filed for public inspection May 19, 2000, 9:00 a.m.]

**STATE BOARD OF OPTOMETRY  
[49 PA. CODE CH. 23]**

[Correction]

**Application Fees**

An error appeared in the adoption of an amendment to 49 Pa. Code § 23.91 as it appeared at 30 Pa.B. 2355, 2357 (May 13, 2000). The correct version of § 23.91 appears in Annex A.

**Annex A**

**TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS  
PART I. DEPARTMENT OF STATE  
Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS**

**CHAPTER 23. STATE BOARD OF OPTOMETRY  
FEES**

**§ 23.91. Fees.**

The following is the schedule of fees for services charged by the Board:

License application .....	\$25
Certified copy of license for each additional practice location .....	\$25
Certification of scores or licensure, or both .....	\$25
Verification of licensure .....	\$15
Biennial renewal—optometrist license.....	\$135
Biennial renewal—certified copy of license for each additional practice location.....	\$20
Application for certification to prescribe and administer pharmaceutical agents for therapeutic purposes .....	\$25
Application for continuing education program approval .....	\$45

[Pa.B. Doc. No. 00-784. Filed for public inspection May 12, 2000, 9:00 a.m.]

**Title 58—RECREATION**

**GAME COMMISSION**

**[58 PA. CODE CH. 143]**

**Hunting and Furtaker Licenses**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission), at its April 4, 2000, meeting, adopted the following change:

Amend Chapter 143, Subchapter C (relating to hunting and furtaker licenses), to allow ample time for license processing, issuance and delivery in time for the first day of archery season; by changing the name of unsold tags to private land tags, and make private land tags valid only on private land or on public land with a deer management plan approved by the Commission.

This amendment is adopted under the authority of 34 Pa.C.S. §§ 101—2965 (relating to Game and Wildlife Code) (code).

**1. Introduction**

To more effectively manage the wildlife resources of this Commonwealth, the Commission at its meeting held on January 11, 2000, proposed, and at its meeting held on April 4, 2000, finally adopted, changes to Chapter 143, Subchapter C to modify provisions for procedures for issuing antlerless deer licenses. The amendments change the name of surplus licenses to “private land licenses,” make those licenses available throughout this Commonwealth and make licenses valid only on private land or on public land with a deer management plan approved under procedures provided for in the amendments.

The changes also require county treasurers to send out antlerless licenses no later than the third Monday in September rather than the last Wednesday. These changes were adopted under authority contained in section 2722(g) of the code (relating to regulations).

**2. Purpose and Authority**

The primary mechanism by which the Commission manages the deer herd in this Commonwealth is by the allocation of antlerless licenses. In recent years, the Commission has had difficulty in selling all allocated antlerless licenses. To deal with this situation, the Commission originally proposed to rename surplus antlerless licenses, which were available only in the Southwest Region, “unsold” and make them available throughout this Commonwealth. Also, part of the perceived problem of deer management in this Commonwealth is that public lands are overhunted while private lands are underhunted. The adopted amendments will limit usage of unsold licenses to private land and public land with a deer management plan approved under procedures provided for in the amendments. In final adoption, the Commission decided that the name “private land” more accurately reflects this limitation and adopted that name change instead of “unsold.”

Finally, the current deadline for the mailing by county treasurers of antlerless licenses only allows 2 days for delivery of the license before the start of archery season. Moving the deadline forward in excess of a week should allow more time for delivery of those licenses.

Section 2722(g) of the code directs the Commission to adopt regulations for the administration, control and performance of license issuance. The changes were made under this authority.

### 3. Regulatory Requirements

The changes will require county treasurers to send out antlerless licenses at least 9 days earlier than in the past. Also, although private land licenses can be available Statewide, their use will be limited to private land or to public land with a Commission approved deer management plan.

### 4. Persons Affected

County treasurers and those wishing to harvest at least one antlerless deer could be affected by the changes.

### 5. Comment and Response Summary

A total of 19 comments were received with regard to the proposed changes, 12 favored the proposals and 7 opposed them. The Commission decided to adopt the changes with the modification mentioned under *Purpose and Authority*.

### 6. Cost and Paperwork Requirements

The changes should not result in additional cost or paperwork.

### 7. Effective Date

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

### 8. Contact Person

For further information on the changes contact William L. Hutson, Director, Bureau of Law Enforcement, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

### Findings

The Commission finds that:

(1) The public notice of intention to adopt the administrative amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

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

### Order

The Commission, acting under authorizing statute, orders that:

(a) The regulations of the Commission, 58 Pa. Code Chapter 143, are amended by amending § 143.49 to read as set forth at 30 Pa.B. 1267 (March 4, 2000) and by amending §§ 143.42, 143.51 and 143.55 to read as set forth in Annex A.

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

(c) This order amending §§ 143.42, 143.49, 143.51 and 143.55, shall become effective upon final publication in the *Pennsylvania Bulletin*.

VERNON R. ROSS,  
*Executive Director*

**Fiscal Note:** Fiscal Note 48-120 remains valid for the final adoption of the subject regulations.

## Annex A

### TITLE 58. RECREATION

#### PART III. GAME COMMISSION

#### CHAPTER 143. HUNTING AND FUR TAKER LICENSES

#### Subchapter C. ANTLERLESS DEER LICENSES

#### § 143.42. Definitions.

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

*Application*—The form issued with a regular hunting license used in applying for an antlerless license.

*County allocation*—The number of licenses allocated by the Commission to an individual county.

*County treasurer*—A county treasurer in this Commonwealth or a person carrying out the duties and responsibilities of a county treasurer in counties functioning under a home rule charter.

*Date issued*—The date placed on the license by a county treasurer indicating when the license was mailed or given to the person named on the license.

*Envelope*—The official envelope issued with a regular hunting license which shall be used by the applicant to mail completed applications to the county treasurer.

*Home address*—The location where a person is legally domiciled; a true, fixed and permanent home and principal residence; and the place to which, whenever the applicant is temporarily absent, he intends to return.

*License*—The numbered back tag which is issued by the county treasurer authorizing the holder thereof to hunt antlerless deer in a specific county. Each license has its own antlerless deer ear tag and antlerless deer harvest report card attached to be used only for tagging and reporting an antlerless deer harvested.

*Private land*—Land that is not defined as public land.

*Private land tag*—An antlerless deer license permitting properly licensed persons to take an antlerless deer during the regular firearms antlerless deer season, archery or flintlock muzzleloader deer seasons in the county of issue.

*Private land tag application*—The form contained in the "Hunting and Trapping Digest" used in applying for a private land tag.

*Public drawing*—An impartial, random drawing, open to public view to select successful applicants for licenses.

*Public land*—Any land owned or controlled by a Federal or State agency, or municipal political subdivision.

*Surplus tag*—An antlerless deer license permitting properly licensed persons to take an additional antlerless deer during the regular firearms antlerless deer season, archery or flintlock muzzleloader deer seasons in the county of issue.

*Surplus tag application*—The form contained in the "Hunting and Trapping Digest" used in applying for a surplus tag.

*Void*—A voided license which remains nonissuable.

#### § 143.51. Application and issuance of private land tags.

(a) Except as provided in § 143.52 (relating to procedures for unlimited antlerless licenses), beginning on the

fourth Monday in August, residents and nonresidents of this Commonwealth are eligible to receive a private land tag. Private land tags are valid only on private land or on public land with a deer management plan approved by the Commission.

(b) An applicant for this tag may not use the regular antlerless deer license application. An applicant shall only use the private land application contained in the "Hunting and Trapping Digest" or a reasonable facsimile thereof.

(c) The applicant shall use the official antlerless deer license application envelope.

(d) Remittance in the form of a negotiable check or money order for the total amount due as specified in the act, payable to "County Treasurer," shall accompany the application.

(e) Private land tags shall be validated by the addition of the county treasurer's signature or signature stamp, date of issue and the applicant's regular hunting license back tag number. The county treasurer shall write in ink the applicant's regular hunting license back tag number on the antlerless deer ear tag and stamp the face of the license "private land only" with a stamp provided by the Commission.

(f) The procedure for approval of a deer management plan is as follows:

(1) An application for approval of a deer management plan that would allow private land tags to be used on a designated area of public land shall be submitted by an authorized officer or employe of the political subdivision in a form required by the Director.

(2) An application for approval of a deer management plan that will allow the use of private land tags on a designated public land area shall contain the following information:

(i) The name of the political subdivision that is requesting approval of a deer management plan.

(ii) The name and address of the authorized officer or employe of the political subdivision who will be the contact person for the plan.

(iii) A map showing the location and boundaries of the area and the county, township and Commission deer management unit the site is located in.

(iv) A description of the management area delineated on the map in subparagraph (iii) including the size in acres, cover types (forested, nonforested), principal land uses, huntable areas and safety zones, and hunter access points.

(v) A brief description of the area including access points that the person in control of the land wants to have posted on the Commission web site, as well as the name and address of a contact person for more information.

(vi) An explanation of deer management goals and objectives for the area. Goals include deer density, habitat condition, forest regeneration, other wildlife and recreational opportunities.

(vii) An explanation to substantiate why the person in control of the land wants to increase the harvest of antlerless deer by allowing use of private land tags on the area. Area specific information shall be provided that supports the deer management goals and objectives, such as deer density estimates, indices of deer abundance, buck/doe ratios, fawn/doe ratios, deer condition, habitat

conditions, plant species abundance or diversity, forest regeneration, and hunter success rates.

(3) Completed applications shall be received at least 2 months before the first day that applications for private land tags can be accepted. The person in control of the land will be notified of approval or disapproval at least 1 month before the first day that applications for private land tags can be accepted.

(4) Upon approval of the deer management plan, the person in control of the land will conspicuously post the site boundary and all public roadways traversing the property with signs provided by the Commission. Posting shall be completed by the opening date of the first fall antlerless deer season.

**§ 143.55. Unlawful acts.**

It is unlawful:

(1) For a county treasurer to accept an application or to issue a license contrary to the act or this part.

(2) For a person to apply for or to receive a license contrary to the act or this part.

(3) For a person to aid another person in applying for or receiving a license contrary to this subchapter.

(4) For a person to transfer or reissue a license or back tag, or to issue a void.

(5) For a person to apply for or receive more than one antlerless license or more than one private land tag, except as specified in §§ 143.52(a) and (b) and 143.53 (relating to procedure for unlimited antlerless licenses; and reapplication).

(6) For a person to submit a nonnegotiable check or sight draft as payment for a license issued under this chapter.

[Pa.B. Doc. No. 00-839. Filed for public inspection May 19, 2000, 9:00 a.m.]

**[58 PA. CODE CH. 147]**

**Bobcat Hunting-Trapping Permit**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission), at its April 4, 2000, meeting, adopted the following change:

Amend Chapter 147, by adding Subchapter S (relating to bobcat hunting-trapping permit) to allow properly licensed hunters and trappers to obtain a permit to take a bobcat.

This amendment is hereby adopted under the authority of 34 Pa.C.S. §§ 101—2965 (relating to Game and Wildlife Code) (code).

**1. Introduction**

To more effectively manage the wildlife resources of this Commonwealth, the Commission, at its January 11, 2000, meeting proposed and at its April 4, 2000, meeting finally adopted a bobcat hunting and trapping season. It is believed that bobcat populations are sufficient to allow a limited harvest. To regulate the bobcat harvest it will be necessary to add Subchapter S to establish a permit to accomplish that purpose. A new Subchapter S for a bobcat hunting-trapping permit was proposed at the January 11, 2000, meeting and finally adopted by the Commission at its April 4, 2000, meeting. Section 2901(b) of the code



(relating to regulations for permits), authorizes the Commission to promulgate regulations for the issuance of any permit.

### 2. Purpose and Authority

After some years of studying bobcats and bobcat populations in this Commonwealth, the Commission biologists have concluded that limited numbers of bobcats can be safely harvested by hunting and trapping. The Commission has therefore adopted a bobcat season as part of its seasons and bag limits for 2000-2001. To control the harvest, however, the Commission has decided to adopt a permit system to strictly limit the harvest and allow monitoring of the harvest. Permits will be issued on a random drawing basis to individuals holding a furtaking or combination license.

Section 2901(b) of the code (relating to regulations for permits), authorizes the Commission to promulgate regulations for the issuance of any permit. Section 2902(c) of the code (relating to general categories of permits) authorizes the director to "... issue other permits, with or without charge, as required to control the taking of game or wildlife..." Finally, section 2904(18) of the code (relating to permit fees), mandates that the Commission "... shall set a reasonable fee for any permit required by this title which is not specifically set forth in this section." These sections provide the authority for the adopted regulations.

### 3. Regulatory Requirements

The adopted regulations require holders of furtaker or combination licenses to submit an application together with a nonrefundable fee between July 1 and August 31. Those receiving a permit and harvesting a bobcat will be required to comply with tagging requirements.

### 4. Persons Affected

Persons wishing to harvest a bobcat by hunting or trapping will be affected by the adopted regulations.

### 5. Comment and Response Summary

The Commission received a total of 6,271 comments with regard to the proposed bobcat season, seven of which were in favor and 6,264 were opposed. Over 70% of the opposition comments were in the form of signatures on petitions. It was quite clear that the opposition was based on general opposition to hunting and trapping of any species.

Section 103(b) of the code (relating to method of management), mandates that: "the Commission shall utilize hunting and trapping as methods of effecting necessary management of game, furbearer and wildlife populations." The Commission closed the bobcat season in 1970 because of concerns about bobcat populations. The Commission biologists have been studying bobcat populations for over 10 years and have concluded that populations are adequate to support very limited recreational harvests of bobcats. The adopted permit provisions will provide the necessary limits for the harvest.

### 6. Cost and Paperwork Requirement

Applicants for a permit will be required to pay a nonrefundable fee of \$5 which should cover the cost of issuing permits and tagging bobcats.

### 7. Effective Date

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

### 8. Contact Person

For further information on the adopted change, contact William L. Hutson, Director, Bureau of Law Enforcement, (717) 783-6526, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

### Findings

The Commission finds that:

(1) The public notice of intention to adopt the administrative amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

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

The Commission, acting under authorizing statute, orders that:

(a) The regulations of the Commission, 58 Pa. Code Chapter 147, are amended by adding § 147.702 to read as set forth at 30 Pa.B. 1268 (March 4, 2000) and adding § 147.701 to read as set forth in Annex A.

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

(c) This order adding §§ 147.701 and 147.702, shall become effective upon final publication in the *Pennsylvania Bulletin*.

VERNON R. ROSS,  
*Executive Director*

**Fiscal Note:** Fiscal Note 48-117 remains valid for the final adoption of the subject regulations.

### Annex A

#### TITLE 58. RECREATION

#### PART III. GAME COMMISSION

#### CHAPTER 147. SPECIAL PERMITS

#### Subchapter S. BOBCAT HUNTING-TRAPPING PERMIT

#### § 147.701. General.

This section provides for permits to be issued for the hunting and trapping of bobcat during the season established and in areas designated under § 139.4 (relating to seasons and bag limits for the license year).

(1) A permit will only be issued to residents of this Commonwealth who possess a valid resident furtakers license, junior combination license, senior combination license or qualify for license and fee exemptions under section 2706 of the act (relating to resident license and fee exemptions) or to persons who qualify under section 2363 of the act (relating to trapping exception for certain persons).

(2) The fee for a permit to take a bobcat is \$5.

(3) Applications shall be submitted on a form supplied by the Commission and shall contain the required information as requested. A check or money order in the amount of \$5 payable to the "Pennsylvania Game Commission" shall accompany the application and is nonrefundable. Applications shall be mailed to the Commission's Bureau of Wildlife Management, 2001 Elmerton Avenue, Harrisburg, Pennsylvania 17110-9797.

(4) Applications may only be submitted by mail between July 1 and August 31. Applications received later than August 31 will be rejected.

(5) Only one application per person may be submitted. Anyone submitting more than one application for a permit will have all applications rejected.

(6) The selection of mailed application forms will be made by random drawing from all eligible applications submitted. The drawing will be held at the Commission's Harrisburg headquarters on the second Friday in September and shall be open to the public.

(7) A special permit authorizing the lawful taking of one bobcat will be delivered to successful applicants by standard first class mail through and by the United States Postal Service. Permits shall be mailed by the first Friday in October and will be limited to the first 290 valid applications drawn.

(8) Tagging requirements are as follows:

(i) A permitted person taking a bobcat shall immediately, before removing the bobcat from the location of the taking, fully complete a temporary carcass tag furnished with the permit, which contains in English the person's name, address, special permit number, date of harvest, county and township of harvest, furbearer management zone of harvest and method of harvest and attach the tag to the bobcat. The bobcat carcass shall remain intact, that is, with entrails, until examined and tagged by a Commission representative. The temporary carcass tag shall remain attached to the animal until it is tagged with a numbered permanent interlocking tag. The person taking the bobcat may remove the pelt provided the pelt is kept with the carcass for examination and tagging.

(ii) A permitted person taking a bobcat shall contact the Commission within 48 hours of the taking by telephoning the number specified on the permit to arrange for carcass examination, data collection and tagging.

(iii) A bobcat taken under authority of a special permit shall be tagged with a numbered permanent interlocking tag no later than 4 p.m. on the 10th day following the closing of the bobcat season.

(iv) The tag shall remain attached to the bobcat until it is mounted, tanned, made into a commercial fur or prepared for consumption.

[Pa.B. Doc. No. 00-840. Filed for public inspection May 19, 2000, 9:00 a.m.]

**[58 PA. CODE CH. 147]  
Deer Control**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission), at its April 4, 2000, meeting, adopted the following change:

Amend Chapter 147 by adding §§ 147.661—147.668 (relating to forestry), to provide relief to persons whose land is open to public deer hunting.

This amendment is hereby adopted under the authority of 34 Pa.C.S. §§ 101—2965 (relating to Game and Wildlife Code) (code).

**1. Introduction**

To more effectively manage the wildlife resources of this Commonwealth, the Commission at its January 11, 2000, meeting proposed, and at its April 4, 2000, meeting

finally adopted amendments adding a new category of permit, Forestry, to Chapter 147, Subchapter R. This change involves adding §§ 147.661—147.668 to the subchapter which would allow the issuance of permits to shoot deer inside deer enclosures on lands enrolled in the Commission's Forest Game or other public access programs. This change was adopted under authority contained in section 2901(b) of the code (relating to regulations for permits).

**2. Purpose and Authority**

A common practice in forestry operations is to erect deer "enclosure" fences to keep deer from eating tender seedlings. Deer are normally driven out when an enclosure fence is erected. Deer do manage to get inside these fences, however, and once growth regenerates it is very difficult to drive deer out. As a result, the Commission at its January 11, 2000, meeting proposed regulations which would allow the issuance of permits to qualified landowners and their "legitimate employees" to shoot deer within these enclosures. On final adoption, the Commission modified some of the language in § 147.663(2) relating to construction of the fence and also added a requirement to § 147.665 requiring forwarding of copies of activity reports to all Commissioners.

Section 2901(b) of the code (relating to regulations for permits), authorizes the Commission to promulgate regulations for the issuance of any permit. Section 2902(c) of the code (relating to general categories of permits), authorizes the director to "... issue other permits, with or without charges, as required to control the taking of game or wildlife..." These sections provide authority for the amendment.

**3. Regulatory Requirements**

To obtain a permit, a landowner must be enrolled in a Commission Forest Game or other public access program, have a Commission approved enclosure fence, and make a reasonable effort to drive deer from the enclosure. Application requirements include submitting a deed or lease establishing control of the property, a map of the property and enclosure and a statement that the land within the enclosure is being managed on a sustained yield basis. Finally, harvested deer must be tagged, reported and properly handled.

**4. Persons Affected**

The new regulations will affect owners, managers and employes of commercial forest lands who have problems with deer.

**5. Comment and Response Summary**

No written comments were received with regard to the amendments.

**6. Cost and Paperwork Requirements**

The permits in question will be issued at no cost. As was outlined under "Regulatory Requirements" an application with copies showing control of the property and a map must be submitted.

**7. Effective Date**

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

**8. Contact Person**

For further information on the change, contact William L. Hutson, Director, Bureau of Law Enforcement, (717) 783-6526, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

*Findings*

The Commission finds that:

(1) The public notice of intention to adopt the administrative amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

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

*Orders*

The Commission, acting under authorizing statute, orders that:

(a) The regulations of the Commission, 58 Pa. Code, Chapter 147, Subchapter R, is amended by adding §§ 147.661, 147.662, 147.664 and 147.666—147.668 to read as set forth at 30 Pa.B. 1269 (March 4, 2000) and adding §§ 147.663 and 147.665 to read as set forth in Annex A.

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

(c) This order amending Chapter 147, Subchapter R, §§ 147.661—147.668, shall become effective upon final publication in the *Pennsylvania Bulletin*.

VERNON R. ROSS,  
*Executive Director*

**Fiscal Note:** Fiscal Note 48-118 remains valid for the final adoption of the subject regulations.

**Annex A****TITLE 58. RECREATION****PART III. GAME COMMISSION****CHAPTER 147. SPECIAL PERMITS****Subchapter R. DEER CONTROL****FORESTRY****§ 147.663. Fencing.**

Fences shall be inspected and approved by a Commission officer as part of the application.

(1) The fence shall form a complete enclosure. Buildings may form a part of the enclosure provided there are no gaps.

(2) The fence shall be constructed of woven wire at least 8 feet high with the bottom edge maintained tight to the ground, and with openings no larger than 6 inches square, or high tensile electrified wire at least 5 feet high. Woven wire fencing may not have openings larger than 6 inches square. Individual wires on electrified fencing may not be spaced greater than 10 inches apart. Other designs of barrier-type fencing enclosures may be acceptable if the Commission is satisfied the design will exclude deer. Fences constructed after April 4, 2000, shall be woven wire as described in this paragraph to be eligible for a deer control forestry permit.

(3) The Commission officer will examine the entire perimeter of the enclosure. If the basic design of the fence, or its state of maintenance, is such that deer can enter the enclosure, the Commission officer will not approve the permit.

(4) Gates shall be closed except during actual times of ingress and egress.

(5) The applicant shall have made a reasonable effort to drive deer from the enclosure.

(6) There shall be a reasonable number of hunter access points along the enclosure. "Reasonable" means a minimum of one point for every 4,000 feet of fenceline or part thereof. Gates used as hunter access points shall have a self-closing mechanism.

**§ 147.665. Reporting of deer taken.**

In addition to the requirements of § 147.664(c) (relating to permit), the permittee shall report on a form provided by the Commission, the number of deer killed and other information the Commission deems necessary. The completed report shall be submitted to the district wildlife conservation officer within 5 days after the end of each month while the permit is valid. If no deer are killed, a negative report shall be submitted. Copies of all completed reports shall be forwarded to all Commissioners.

[Pa.B. Doc. No. 00-841. Filed for public inspection May 19, 2000, 9:00 a.m.]

# PROPOSED RULEMAKING

## STATE ARCHITECTS LICENSURE BOARD

### [49 PA. CODE CH. 9] Biennial Renewal Fees

The State Architects Licensure Board (Board) proposes to amend § 9.3 (relating to fees), by raising the biennial renewal fee for architects to read as set forth in Annex A.

#### A. Effective Date

The amendment will be effective upon publication of the final-form regulation in the *Pennsylvania Bulletin*.

#### B. Statutory Authority

The amendment is authorized under section 11 of the Architects Licensure Law (act) (63 P. S. § 34.11).

#### C. Background and Purpose

Section 11(b) of the act (63 P. S. § 34.11(b)), requires the Board to fix the fees required for renewal of licenses by regulation. In addition, section 11(a) of the act requires the Board to increase fees by regulation if the revenues raised by fees, fines and civil penalties are not sufficient to meet expenditures over a 2-year period.

The Board last increased its biennial renewal fees on February 2, 1987. At the close of the 1997/1999 biennial period, the Board experienced a deficit of approximately \$51,445.79. The Board estimates that it must generate revenues of about \$725,100 to meet its anticipated expenditures for the July 1, 1999, through June 30, 2001, biennial period. In addition, since the Board incurred a biennial reconciliation deficit, the Board proposes to recover that deficit during the July 1, 1999, through June 30, 2001, biennial period. The Board anticipates that the proposed new fees plus the increased user fees which are being separately promulgated, will enable it to recapture the current deficit, meet its estimated expenditures for the 1999-2001 biennial cycle and generate a surplus of approximately \$264,637.08 of its biennial expenses at the end of the 1999-2001 biennial period.

#### D. Description of the Proposed Amendment

The following table outlines the affected fee and proposed change:

<i>Application</i>	<i>Current Fee</i>	<i>Proposed Fee</i>
Biennial renewal fee	\$50	\$100

#### E. Compliance with Executive Order 1996-1

Copies were provided to those interested parties who requested an opportunity to provide input.

#### F. Fiscal Impact and Paperwork Requirements

The proposed amendment will increase the biennial renewal fee for architects in this Commonwealth, but, otherwise, should have no fiscal impact on the private sector, the general public or political subdivisions.

The proposed amendment will require the Board to alter some of its forms to reflect the new biennial renewal fees; however, the proposed amendment should create no additional paperwork for the private sector.

#### G. Sunset Date

The Board continuously monitors the cost effectiveness of its regulations. Therefore, no sunset date has been assigned.

#### H. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on May 5, 2000, the Board submitted a copy of this proposed amendment to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Professional Licensure Committee and to the Senate Consumer Protection and Professional Licensure Committee. In addition to submitting the proposed amendment, the Board has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form prepared by the Board in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation." A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, if IRRC has objections to any portion of the proposed amendment, it will notify the Board within 10 days of the close of the Committees' review period. The notification shall specify the regulatory review criteria that have not been met by that portion. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the amendment, by the Board, the General Assembly and the Governor of objections raised.

#### I. Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding the proposed amendment to Judith Pachter Schuder, Assistant Counsel, Bureau of Professional and Occupational Affairs, 116 Pine Street, P. O. Box 2649, Harrisburg, PA 17105-2649, within 30 days of publication of this proposed rulemaking. Please reference No. 16A-415 (Biennial Renewal Fees) when submitting comments.

FRANK M. ADAMS,  
*Chairperson*

**Fiscal Note:** 16A-415. No fiscal impact; (8) recommends adoption.

### Annex A

#### TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

##### PART I. DEPARTMENT OF STATE

##### Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

#### CHAPTER 9. STATE ARCHITECTS LICENSURE BOARD

#### GENERAL PROVISIONS

#### § 9.3. Fees.

	* * * * *
(e) Biennial renewal of license . . . . .	\$[ 50 ] 100
	* * * * *

[Pa.B. Doc. No. 00-842. Filed for public inspection May 19, 2000, 9:00 a.m.]

# STATEMENTS OF POLICY

## Title 7—AGRICULTURE

### DEPARTMENT OF AGRICULTURE

#### [7 PA. CODE CH. 3a]

#### Importation and Intrastate Transportation of Cervids and Camelids

The Department of Agriculture (Department) is adopting the following statement of policy to amend a pre-existing statement of policy: the temporary guidelines for the importation and intrastate transportation of cervids and camelids in 7 Pa. Code Chapter 3a. Cervids include animals such as deer and elk, while camelids include animals such as llamas. These animals are also potential carriers of tuberculosis and brucellosis—both of which are transmissible diseases.

#### *Authority*

This statement of policy revises a pre-existing statement of policy, and is offered under authority of Domestic Animal Law (3 Pa.C.S. §§ 2301—2389) (law). Cervids and camelids maintained in captivity are domestic animals for purposes of section 2303 of the law (relating to definitions). Section 2305 of the law (relating to keeping and handling of domestic animals) charges the Department with responsibility to exclude or contain dangerous transmissible diseases among domestic animals in this Commonwealth. Tuberculosis and brucellosis—the diseases addressed in this statement of policy—are specifically designated “dangerous transmissible diseases” under section 2321(a)(12) and (38) of the law (relating to dangerous transmissible diseases). Section 2329(a) of the law (relating to quarantine) authorizes the Department to impose quarantines as necessary to accomplish its responsibility to detect, contain and eliminate dangerous transmissible diseases among this Commonwealth’s domestic animal population.

#### *Need for this Statement of Policy*

This statement of policy is needed to bring the Department’s standards with respect to detection and containment of tuberculosis and brucellosis among camelids and cervids into greater conformity with testing and surveillance regimens developed by the United States Department of Agriculture (USDA). It will eliminate confusion in the regulated community between conflicting Federal/State testing and documentation standards. It will also eliminate confusion among the accredited veterinarians responsible to perform the prescribed Federal and State testing. In addition, this statement of policy will serve to provide owners of camelids and cervids a clearer understanding of the disease testing which must be done prior to importing camelids or cervids into this Commonwealth or moving them intrastate. This statement of policy reflects the experience the Department has gained in administering the pre-existing statement of policy. Where scientifically defensible from a disease detection/containment/eradication perspective, testing and documentation requirements have been made less burdensome.

It remains the Department’s intention to replace this statement of policy with formal regulations. These regulations will be part of the extensive regulatory revisions necessitated by the law. Until this substantial regulatory undertaking is completed, though, this statement of policy

will provide helpful guidance to owners, keepers and transporters of cervids and camelids.

In summary, the Department is satisfied there is a need for this statement of policy, and that it is otherwise consistent with Executive Order 1996-1, “Regulatory Review and Promulgation.”

#### *Summary*

This statement of policy revises the pre-existing statement of policy to update the Department’s testing and certification standards with respect to tuberculosis and brucellosis in cervids and camelids. Import standards for cervids are revised to more closely conform to recently-published Federal regulations on the same subject (9 CFR Chapter 1, Subpart B (relating to captive cervids)). The requirement that cervids and camelids be bluetongue test-negative before entering the Commonwealth has been eliminated, as have the requirements relating to the intrastate movement of camelids.

Section 3a.1 (relating to purpose) is revised to reflect that the law provides the statutory authority for this statement of policy.

Section 3a.2 (relating to definitions) is revised to add definitions for terms such as “accredited cervid herd,” “brucellosis-monitored cervid herd,” “tuberculosis-monitored cervid herd” and “certified brucellosis-free cervid herd.” These definitions prescribe specific testing requirements that track with testing requirements recommended by USDA.

Section 3a.3 (relating to importation of camelids and cervids) is revised for greater clarity. It separates the standards applicable to cervids from those applicable to camelids. It also distinguishes tuberculosis testing and documentation requirements from brucellosis testing and documentation requirements. The testing and documentation requirements, themselves, have been revised to more closely conform to USDA standards and to provide owners, keepers, transporters or importers of camelids and cervids more alternatives by which to document the tuberculosis-free or brucellosis-free status of their animals to the satisfaction of the Department. In addition, a requirement that cervids and camelids be bluetongue test-negative prior to importation has been eliminated, since this is not an import requirement for other bluetongue-susceptible species and the scientific necessity of this testing is questionable.

Section 3a.4 (relating to intrastate transportation of cervids) is revised by deleting any reference to intrastate transportation of camelids. The Department considered these intrastate transportation requirements and determined they are not necessary. In addition, subsection (b) is revised to extend the age beyond which a cervid being moved intrastate must have a certificate attesting that it is tuberculosis-free and brucellosis-free to from 6 months to 12 months. Subsection (c) is revised to further restrict the circumstances under which a cervid may be moved intrastate without the identification and health documentation required in subsections (a) and (b).

Section 3a.6 (relating to minimum requirements for release of certain quarantines) is revised to more clearly describe the circumstances under which a quarantine would be released with respect to a herd of camelids or cervids. The revision also requires a follow-up herd test be conducted between 6 and 12 months after release of a brucellosis-related quarantine.

This statement of policy does not constitute a rule or regulation, does not have the force and effect of law and is not intended to circumscribe the Department's administrative discretion to act to prevent the spread of dangerous transmissible diseases of animals or to prevent the importation of animals that carry transmissible disease or that react positively to a test for the presence of a transmissible disease.

*Persons Likely to be Affected*

This statement of policy will impact owners, keepers and transporters of camelids or cervids who seek to import these animals into this Commonwealth or move them intrastate. In general, this statement of policy moves this Commonwealth's importation requirements for cervids into conformity with recently-developed Federal standards. It will eliminate confusion among the regulated community and the accredited veterinarians responsible for required testing and certification. It will also provide a clearer explanation of the identification and testing procedures required by the Department with respect to the importation or intrastate movement of these animals. This statement of policy is not expected to result in an appreciable increase in costs to these affected persons. Where this revised statement of policy requires testing that was not previously required, the testing is also required under Federal regulation. This statement of policy adds no costs that are not also required under Federal regulation.

*Fiscal Impact*

*Commonwealth*

This statement of policy will have no appreciable fiscal impact upon the Commonwealth.

*Political Subdivisions*

This statement of policy will have no appreciable fiscal impact upon political subdivisions.

*Private Sector*

Although this statement of policy establishes specific identification, testing and documentation standards that must be met by owners, keepers or transporters of camelids and cervids who seek to import these animals into this Commonwealth or move them intrastate, these standards are identical to Federal standards and do not, therefore, impose new costs upon the regulated community. For this reason, this statement of policy is not expected to result in an appreciable increase in costs to these affected persons.

*General Public*

This statement of policy will have no appreciable fiscal impact upon the general public.

*Paperwork Requirements*

This statement of policy will not result in an appreciable increase in the paperwork handled by the Department.

*Contact Person*

Further information is available by contacting the Department of Agriculture, Bureau of Animal Health and Diagnostic Services, 2301 North Cameron Street, Harrisburg, PA 17110-9408, Attention: Phillip DeBok, DVM, (717) 783-5301.

*Sunset/Expiration Date*

Although the Department has not established a sunset or expiration date for this statement of policy, it will review the efficacy of this statement of policy on an

ongoing basis. The statement of policy will ultimately be supplanted by formal regulations promulgated by the Department.

*Effective Date*

This statement of policy will take effect upon publication in the *Pennsylvania Bulletin*

SAMUEL E. HAYES, Jr.,  
*Secretary*

(*Editor's Note:* The regulations of the Department are amended by amending the statement of policy at 7 Pa. Code Chapter 3a. Sections 3a.1—3a.4 and 3a.6 are amended to read as set forth in Annex A.)

**Fiscal Note:** 2-129. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 7. AGRICULTURE**

**PART I. BUREAU OF ANIMAL HEALTH AND DIAGNOSTIC SERVICES**

**CHAPTER 3a. TEMPORARY GUIDELINES FOR THE IMPORTATION AND INTRASTATE TRANSPORTATION OF CERVIDS AND CAMELIDS—STATEMENT OF POLICY**

**§ 3a.1. Objectives.**

This chapter is intended to provide owners, transporters, keepers and potential purchasers of cervids or camelids with guidelines as to those procedures or protocols which the Department intends to apply to ensure that these animals do not introduce dangerous transmissible diseases into the domestic animal population of this Commonwealth, or spread the diseases once they have been detected within this Commonwealth. This chapter is not exhaustive, and does not circumscribe or limit the Department's authority to take action to protect the health of domestic animals, to allow exceptions to the procedures or protocols set forth in this chapter or to otherwise exercise its discretion under the Domestic Animal Law.

**§ 3a.2. Definitions.**

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

*Accredited cervid herd*—A herd of cervids with respect to which all of the following are correct:

(1) The herd has passed at least three consecutive official tuberculosis tests of all animals 12 months of age and older conducted at intervals of no less than 9 months and no more than 15 months.

(2) The herd shows no evidence of bovine tuberculosis.

(3) The herd meets the standards set forth in the most recent edition of the *Uniform Methods and Rules for Tuberculosis Eradication in Cervidae*, developed by the Animal and Plant Health Inspection Service of USDA.

*Brucellosis*—An infectious disease of animals and man caused by *Brucella abortus*, *Brucella suis*, *Brucella melitensis* or *Brucella ovis*.

*Brucellosis-monitored cervid herd*—A cervid herd raised under range conditions in which sufficient numbers of sexually intact animals 6 months of age or older have been tested to provide a 95% probability of detecting a 2% brucellosis prevalence in the herd.

*Camelid*—An animal that belongs to the Family *Camelidae*. A llama is an example of a camelid.

*Certified brucellosis-free cervid herd*—A herd of cervids with respect to which all of the following are correct:

(i) All animals 12 months of age or older have passed at least three consecutive official brucellosis tests conducted at intervals of no less than 9 months and no more than 15 months.

(ii) The herd shows no evidence of brucellosis.

(iii) The herd meets the standards set forth in the most recent edition of the *Uniform Methods and Rules for Brucellosis in Cervidae*, developed by the Animal and Plant Health Inspection Service of USDA.

*Cervid*—An animal that belongs to the Family *Cervidae*. Deer and elk are examples of cervids.

*Department*—The Department of Agriculture of the Commonwealth.

*Domestic animal*—An animal maintained in captivity.

*Domestic Animal Law*—3 Pa.C.S. §§ 2301—2389.

*Qualified herd*—A herd of cervids with respect to which all of the following are correct:

(i) The herd has undergone at least one complete official negative tuberculosis test of all animals 12 months of age and older within the past 12 months.

(ii) The herd is not classified as an accredited herd.

(iii) The herd shows no evidence of tuberculosis.

(iv) The herd meets the standards of the *Uniform Methods and Rules (UMR) for Tuberculosis Eradication in Cervidae*, published by the USDA.

*Tuberculosis*—An infectious disease of cattle, bison, sheep, goats, swine, horses, cervidae, camelids and man caused by *Mycobacterium bovis*, *M. avium* or *M. tuberculosis*.

*Tuberculosis-monitored cervid herd*—A herd of cervids with respect to which all of the following are correct:

(i) Identification records are maintained for animals over 12 months of age that are slaughtered and inspected for tuberculosis at an approved State or Federal slaughter facility or an approved laboratory, so that each slaughtered animal can be identified to the herd.

(ii) The number of animals slaughtered and inspected for tuberculosis at an approved State or Federal slaughter facility or an approved laboratory shall be evenly distributed over a 3-year period, at a rate to provide a 95% probability of detecting a 2% tuberculosis prevalence in the herd.

*USDA*—The United States Department of Agriculture.

### § 3a.3. Importation of camelids and cervids.

(a) *Identification required.* A person may not import camelids or cervids into this Commonwealth unless each animal is individually identified by a unique ear tag issued or approved by the state or country of origin, by a permanent tag or unique mark approved by the Department or by some other device or means of identification approved by the Department.

(b) *Health requirements.*

(1) *General.* Camelids and cervids may only be imported into this Commonwealth if the importation is done in compliance with §§ 3.3, 3.4 and 3.6 (relating to requirements for importation; health certificates for imported animals; and vehicular sanitation). For purposes of this chapter, the term “animal” as defined in § 3.1

(relating to definitions), shall be construed to include camelids and cervids held in captivity.

(2) *Cervids.* As a condition of importation, each cervid shall be accompanied by a written certification from a USDA-accredited veterinarian of the state or country of origin that the animal identified in that document originated from a herd that is not known to be infected with an infectious or contagious, or both, disease and that the specific test requirements of the Department have been met. This certification shall be dated and issued no more than 30 days prior to the importation of the subject cervid into this Commonwealth. The specific test requirements are as follows:

(i) *Brucellosis.* At least one of the following conditions shall be met for cervids 12 months of age or older to be imported into this Commonwealth:

(A) The cervids are brucellosis test-negative, according to USDA recommended protocol, no more than 30 days prior to importation.

(B) The cervids originate from a brucellosis-monitored cervid herd and be test negative within 90 days prior to importation.

(C) The cervids originate from a certified brucellosis-free cervid herd.

(ii) *Tuberculosis.* At least one of the following conditions shall be met for cervids to be imported into this Commonwealth:

(A) The cervids are accompanied by a certificate verifying that they were classified negative to two consecutive USDA-approved tuberculosis tests, which were conducted at least 90 days apart, with the most recent test having been conducted within 90 days prior to importation, and that the cervids were isolated from all other members of the herd during the testing period.

(B) The cervids originate from an accredited cervid herd.

(C) The cervids originate from a qualified herd and have tested negative for tuberculosis within 90 days prior to importation. If the qualifying herd test was administered within this 90-day period and the results are test-negative, no additional test is required.

(D) The cervids originate from a tuberculosis-monitored cervid herd and have tested negative for tuberculosis within 90 days prior to importation.

(E) The cervids are less than 12 months of age, originate and were born in an accredited cervid herd, a qualified herd or a tuberculosis-monitored cervid herd and have not been exposed to cervids from a lower status with respect to tuberculosis risk.

(3) *Camelids.* As a condition of importation, each camelid shall be accompanied by a written certification from a USDA-accredited veterinarian of the state or country of origin that the animal identified in that document originated from a herd that is not known to be infected with an infectious or contagious, or both, disease and that the specific test requirements of the Department have been met. This certification shall be dated and issued no more than 30 days prior to the importation of the subject camelid into this Commonwealth. The specific test requirements are as follows:

(i) *Brucellosis.* Camelids 12 months of age or older shall be brucellosis test-negative, according to USDA recommended protocol, no more than 60 days prior to importation.

(ii) *Tuberculosis*. Camelids 12 months of age or older shall be negative to a USDA approved tuberculosis test no more than 90 days prior to importation.

**§ 3a.4. Intrastate transportation of cervids.**

(a) *Identification required*. A cervid that is transported from one location within this Commonwealth to another location within this Commonwealth for sale, exhibition or commingling with other domestic animals shall be individually identified by a unique ear tag issued or approved by the Department, or by a permanent tattoo or unique mark approved by the Department, or by some other device or means of identification used with the advance written approval of the Department.

(b) *Health requirements*. As a condition of intrastate transportation of cervids for sale, exhibition or commingling with other domestic animals, each cervid that is 12 months of age or older shall be accompanied by the written certification of a USDA-accredited veterinarian that the animal identified in that document is brucellosis test-negative and tuberculin test-negative, according to USDA recommended protocols, no more than 180 days prior to movement.

(c) *Exemptions*. A cervid shall be exempt from the identification and health requirements of subsections (a) and (b) if the cervid is moved intrastate directly to slaughter, a hunting preserve for purposes of being shot or to an exhibition where there are no other hoof stock.

**§ 3a.6. Minimum requirements for release of certain quarantines.**

(a) *Bovine tuberculosis-related quarantines*. If the Department imposes a quarantine as a result of the suspected presence of bovine tuberculosis in a herd containing camelids or cervids, or on the basis that a herd containing camelids or cervids has been exposed to bovine tuberculosis, one of the following minimum requirements shall be met as a precondition to the release of the quarantine:

(1) Exposed or infected animals have been removed from the quarantined premises, a sanitation protocol approved by the Department has been completed and no susceptible domestic animals have been on the premises for at least 30 days after completion of the sanitation protocol. In a newly assembled herd on premises where a tuberculous herd has been depopulated, two annual

whole-herd tests shall be given. The first test is to be given approximately 6 months after assembly of the new herd. If the premises has been vacated for 1 year, these requirements may be waived at the Department's discretion.

(2) Tuberculin test reactors have been removed from the quarantined premises, and the animals remaining at the quarantined premises have been tuberculin test-negative, according to USDA protocol, on at least three separate tests of all the animals on the quarantined premises. The first test of the animals on the premises shall be conducted at least 90 days after the last reactor has been removed from the quarantined premises. The second and third tests shall be conducted at least 180 days following the immediately preceding test.

(b) *Brucellosis-related quarantines*. If the Department imposes a quarantine as a result of the suspected presence of brucellosis in camelids or cervids, or on the basis that camelids or cervids have been exposed to brucellosis, one of the following minimum requirements shall be met as a precondition to the release of the quarantine:

(1) Exposed or infected animals have been removed from the quarantined premises, a sanitation protocol approved by the Department has been completed and no animals have been on the premises for at least 30 days after completion of the sanitation protocol.

(2) Brucellosis test reactors have been removed from the quarantined premises, and the animals remaining at the quarantined premises have been brucellosis test-negative, according to USDA protocol, on at least two separate tests of the animals on the quarantined premises. The first test of the animals on the premises shall be conducted at least 30 days after the last reactor has been removed from the quarantined premises. The second test shall be conducted at least 180 days following the immediately preceding test. Additionally, a postquarantine test shall be conducted 6 to 12 months after release from quarantine.

[Pa.B. Doc. No. 00-843. Filed for public inspection May 19, 2000, 9:00 a.m.]



# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending May 9, 2000.

### BANKING INSTITUTIONS

#### Charters

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-5-00	Somerset Interim Bank Somerset Somerset County	Somerset	Approved and Effective

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-5-00	Farmers First Bank, Lititz, and First Capitol Bank, York Surviving Institution— Farmers First Bank, Lititz	Lititz	Effective

All offices of First Capitol Bank, York, will become branch offices of Farmers First Bank, Lititz, including the former main office located at:

2951 Whiteford Road  
York  
York County

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-1-00	Harris Savings Bank Harrisburg Dauphin County	Shoppes at Kissel Village 986 Lititz Pike Lititz Lancaster County	Opened
5-3-00	PEOPLESBANK, A Codorus Valley Company Glen Rock York County	1400 Baltimore St. Hanover Penn Township York County	Filed
5-4-00	Pennsylvania Business Bank Philadelphia Philadelphia County	Messenger Service Branch to Serve Philadelphia, Bucks, Montgomery, Delaware and Chester Counties	Filed
5-5-00	Northwest Savings Bank Warren Warren County	121 Main Street Ridgway County (Drive-Up Facility)	Approved

#### Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-3-00	Farmers First Bank Lititz Lancaster County	100 West Market St. Marietta Lancaster County	Filed
5-5-00	Firsttrust Savings Bank Conshohocken Montgomery County	Tilghman Square Shopping Center 4626 Broadway Street Allentown Lehigh County	Filed

**SAVINGS INSTITUTIONS**  
**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
5-4-00	Cornerstone Savings Association, Glenside and Rossin Savings Association, Philadelphia Surviving Institution— Cornerstone Savings Association, Glenside	Glenside	Approved

**CREDIT UNIONS**  
**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
5-5-00	Atlantic Credit Union, Newtown Square, and P.S.W.C. Employees Credit Union, Bryn Mawr Surviving Institution— Atlantic Credit Union, Newtown Square	Newtown Square	Effective
5-9-00	Atlantic Credit Union, Newtown Square, and Teamsters Local 312 Federal Credit Union, Chester Surviving Institution— Atlantic Credit Union, Newtown Square	Newtown Square	Effective

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 00-844. Filed for public inspection May 19, 2000, 9:00 a.m.]

**Maximum Lawful Rate of Interest for Residential  
Mortgages for the Month of June 2000**

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of June, 2000, is 8 3/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 6.14 to which was added 2.50 percentage points for a total of 8.64 that by law is rounded off to the nearest quarter at 8 3/4%.

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 00-845. Filed for public inspection May 19, 2000, 9:00 a.m.]

# DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Applications, Actions and Special Notices

### APPLICATIONS

#### APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

#### DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

##### (Part I Permits)

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

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

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

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

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the Field Office indicated above the application.

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

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

*Northcentral Region: Environmental Program Manager, Water Management, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 321-6574.*

**PA 0228206.** SIC: 49451. **Clearfield Municipal Authority**, 107 East Market Street, Clearfield, PA 16830. This proposed action is for a new NPDES permit for discharge of treated industrial wastewater to Montgomery Creek in Pike Township, **Clearfield County**. The receiving stream is classified for the following uses: cold water fishery and aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is located at Milton.

The proposed effluent limits for Outfall 001 based on a design flow of 0.02 mgd are:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
TSS	30	60	
Iron (T)	2	4	
Manganese (T)	1	2	
Aluminum (T)	4	8	
TRC	1.0		2.3
pH	6.0—9.0 SU at all times		

The EPA waiver is in effect.

**PA 0209058.** Sewerage, SIC: 4952, **Montour Township**, 195 Rupert Drive, Bloomsburg, PA 17815. This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater to Fishing Creek in Montour Township, **Columbia County**. The receiving stream is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Danville Municipal Authority located at Danville.

The proposed effluent limits for Outfall 001 based on a design flow of 0.1 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Total Cl <sub>2</sub> Residual	1.00		2.3
Fecal Coliforms (5-1 to 9-30)	200 col/100 ml as a geometric mean		
(10-1 to 4-30)	2,000 col/100 ml as a geometric mean		
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

**PA 0209031.** SIC: 4952, **Loganton Borough Authority**, R. D. 1 Box 203, Loganton, PA 17747. This proposed action is for renewal of an NPDES permit for an existing discharge of 0.05 mgd of treated sewage to Fishing Creek in Loganton Borough, **Union County**. The receiving stream is classified for the following uses: high quality-cold water fishery and aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the discharge is to Fishing Creek which goes subsurface 3/8 of a mile downstream.

The proposed effluent limits for Outfall 001 until plant expansion, based on a design flow of 0.05 mgd are:

<i>Discharge Parameter</i>	<i>mg/l Average Monthly</i>	<i>mg/l Average Weekly</i>	<i>mg/l Instantaneous Maximum</i>
pH (Std Units)	6.0		9.0
CBOD <sub>5</sub> (6-1 to 10-31)	10	15	20
(11-1 to 5-31)	20	30	40
TSS (6-1 to 10-31)	10	15	20
(11-1 to 5-31)	20	30	40
NH <sub>3</sub> -N (6-1 to 10-31)	3.0	4.5	6.0
(11-1 to 5-31)	9.0	13.5	18.0
Total Nitrogen	10	XXX	XXX
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	200/100 ml as a geometric average		

*Other Conditions:* none

The EPA waiver is in effect.

**PA 0036820.** Sewerage, SIC: 4952, **Galeton Borough Authority**, P. O. Box 222, Galeton, PA 16922.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater to Pine Creek in Galeton Borough, **Potter County**.

The receiving stream is classified for the following uses: warm water fishery, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Jersey Shore Water Company located approximately 70 river miles downstream.

The proposed effluent limits for Outfall 001 based on a design flow of 0.5 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Ammonia-N (6-1 to 10-31)	12	18	24
(11-1 to 5-31)	36	54	72
Fluoride	report		
Total Barium	report		
Total Cl <sub>2</sub> Residual 1st-3 yrs. of permit	report		
Remaining 2 yrs.	provide effective de-chlorination		
Fecal Coliforms (5-1 to 9-30)	200 col/100 ml as a geometric mean		
(10-1 to 4-30)	2,000 col/100 ml as a geometric mean		
pH	6.0 to 9.0 at all times		

*Other Conditions:*

Procedures for management and control of combined sewer overflows.

The EPA waiver is in effect.

**PA 0110124.** Sewerage, SIC: 4952, **David A. Liberti**, 38 Harvest Moon Park, Linden, PA 17744.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage to UNT-Pine Run in Woodward Township, **Lycoming County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA-American Water Co. located at Milton, 40 river miles downstream.

The proposed effluent limits for Outfall 001 based on a design flow of 0.035 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
C-BOD <sub>5</sub>	25	50
Suspended Solids	30	60
Ammonia Nitrogen (5-1 to 10-31)	15	30
Total Cl <sub>2</sub> Residual	2.0	4.6
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	200/100 ml as a geometric mean	
pH	6.0—9.0 at all times	

*Other Conditions:* None

The EPA waiver is in effect.

**PA 0024627.** Sewerage, SIC: 4952, **McClure Municipal Authority**, P. O. Box 138, McClure, PA 17841.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater to South Branch Middle Creek in McClure Borough, **Snyder County**.

The receiving stream is classified for the following uses: Trout stocking fishery, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Dauphin Consolidated Water Company located approximately 60 river miles downstream.

The proposed effluent limits for Outfall 001 based on a design flow of 0.225 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Ammonia-N (6-1 to 10-31)	4	6	8
(11-1 to 5-31)	12	18	24
Total Phenols	Report		
Total Cl <sub>2</sub> Residual (1st month—36th month)	Report		
(37th month—permit expiration date)	0.4		1.3
Fecal Coliforms (5-1 to 9-30)	200 col/100 ml as a geometric mean		
(10-1 to 4-30)	2,000 col/100 ml as a geometric mean		
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

**PA 0024406.** SIC: 4952, **Mount Carmel Municipal Authority**, P. O. Box 365, Mount Carmel, PA 17851.

This proposed action is for issuance of an NPDES permit for the existing STP. The discharge of treated sewage is to Shamokin Creek and the combined sewer overflows to Shamokin Creek and Butternut Creek in Mount Carmel Borough and Mount Carmel Township, **Northumberland County**. The receiving stream is classified for the following uses: warm water fishery and aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is at Dauphin, PA on the Susquehanna River 70 miles downstream.

The proposed effluent limits for Outfall 001 based on the design flow of 1.5 mgd are:

Discharge Parameter	Concentrations (mg/l)		
	Average Monthly	Average Weekly	Instantaneous Maximum
Total Cl <sub>2</sub> Residual	0.8		2.7
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
pH (Std Units)	within the range 6.0 to 9.0		
Fecal Coliform (5-1 to 9-30)			200/100 ml as a geometric average
(10-1 to 4-30)			2,000/100 ml as a geometric average

*Outfall 002 through 017:*

The proposed effluent limits, based on the design flow which varies with storm events, are to: Monitor for cause, frequency, duration and quantity of flow.

*Other Conditions:*

1. Management and Control of Combined Sewer Overflow

The EPA waiver is not in effect.

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

**PA 0001619.** Industrial waste, SIC: 4911, **Orion Power MidWest, L. P.**, P. O. Box 87, Pittsburgh, PA 15219-0087.

This application is for renewal of an NPDES permit to discharge treated process water and stormwater from the Phillips Power Station in Crescent Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Ohio River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is the Arco Chemical Company, Beaver Valley Plant, located at Monaca, 14 miles below the discharge point.

*Outfall 001: existing discharge, design flow of 343 mgd.*

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	monitor and report				
Hydrazine				nondetectable	
NH <sub>3</sub> -N				monitor and report	
pH	not less than 6.0 nor greater than 9.0				

*Outfall 101: existing discharge, design flow of 1.25 mgd.*

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
	debris collected on the intake racks shall not be returned to the waterway				

*Outfall 201: existing discharge, design flow of 340 mgd.*

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
TRC					0.2
Temperature (°F)	heat discharged to the waterway shall not exceed 6.9 x 10 <sup>10</sup> BTU/day			monitor and report	
	TRC may not be discharged from any unit for more than 2 hrs./day unless it is demonstrated to be necessary for macroinvertebrate control				

*Outfall 301:* existing discharge, design flow of 0.012 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	
Hydrazine			monitor and report		
NH <sub>3</sub> -N			monitor and report		
pH	not less than 6.0 nor greater than 12.4				

*Outfall 501:* existing discharge, design flow of 0.0005 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 12.4				

*Outfall 601:* existing discharge, design flow of 2.3 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 801:* existing discharge, design flow of 0.03 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 12.4				

*Outfall 002:* existing discharge, design flow of 0.14 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			50		
pH	not less than 6.0 nor greater than 9.0				

*Outfall 102:* existing discharge, design flow of 0.002 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				
Oil and Grease			15	20	
Total Suspended Solids			30	100	

*Outfall 003:* existing discharge

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

The EPA waiver is not in effect.

**PA 0031933.** Industrial waste, SIC: 4911, **Orion Power MidWest, L. P.**, P. O. Box 87, Pittsburgh, PA 15219-0087.

This application is for renewal of an NPDES permit to discharge treated process water, sewage and stormwater from Brunot Island Power Station in Pittsburgh, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, the Ohio River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is West View Water Authority, located at West View, 2 miles below the discharge point.

*Outfall 001:* existing discharge, design flow of 0.25 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				
Free Available Chlorine			0.2		0.5
Zinc			1.0	1.0	
Chromium			0.2	0.2	
Hydrazine			nondetectable		
NH <sub>3</sub> -N			monitor and report		
pH	not less than 6.0 nor greater than 9.0				

*Outfall 101:* existing discharge, design flow of 0.036 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 201:* existing discharge, design flow of 0.0144 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	
Hydrazine			monitor and report		
NH <sub>3</sub> -N			monitor and report		
pH	not less than 6.0 nor greater than 12.4				

*Outfall 101:* existing discharge, design flow of 0.10 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 002:* existing discharge, design flow of 0.015 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)	0.015				
Total Suspended Solids			30	60	
CBOD <sub>5</sub>			25	50	
Fecal Coliform (5-1 to 10-31) (11-1 to 4-30)			200 #/100 ml 2000 #/100 ml	400 #/100 ml	
TRC			1.4	3.3	
pH	not less than 6.0 nor greater than 9.0				



Outfall 003: existing discharge, design flow of 0.026 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			30	100	
Oil and Grease			15	20	
pH	not less than 6.0 nor greater than 9.0				

Outfall 004: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
	debris collected on the intake racks shall not be returned to the stream				

The EPA waiver is in effect.

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

**PA 0105368.** Industrial waste, SIC: 1311. **PennzEnergy Exploration and Production, L.L.C.**, P. O. Box 5519, Vienna, WV 26105.

This application is for renewal of an NPDES Permit, to discharge treated groundwater from the Lawry Seep Separator to Foster Brook in Foster Township, **McKean County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the PA/NY state border on Tunungwant Creek, approximately 4.1 miles below the point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.012 mgd are:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	monitor and report		
Total Suspended Solids	30		60
Oil and Grease	15		30
Chloride	monitor and report		
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

**PA 0223051.** Sewage. **Connoquenessing Borough**, 228 Constitution Avenue, P. O. Box 471, Connoquenessing, PA 16027-0471.

This application is for a new NPDES Permit to discharge treated sewage to an unnamed tributary to Connoquenessing Creek in Connoquenessing Borough, **Butler County**. This is a new discharge.

The receiving water is classified for the following uses: warm water fish, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Zelenople Municipal Water Company intake on Connoquenessing Creek located at Zelenople, approximately 12 miles below the point of discharge.

The proposed effluent limits for Outfall No. 001 based on a design flow of 0.08 mgd are:

Parameter	Monthly Average (mg/l)	Weekly Average (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Ammonia Nitrogen (5-1 to 10-31)	2		4
(11-1 to 4-30)	6		12
Dissolved Oxygen	minimum of 5 mg/l at all times		
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,100/100 ml as a geometric average		
Total Residual Chlorine	0.22		0.53
Phosphorus (as P) (4-1 to 10-31)	2		4
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

**PA 0041645.** Sewage, **Department of Transportation**, Safety Rest Area Site "L," Bureau of Design, P. O. Box 3060, Harrisburg, PA 17105-3060.

This application is for renewal of an NPDES permit to discharge treated sanitary sewage from a traffic safety rest area, Site "L," located approximately 0.6 mile east of the Ohio State line on the east-bound lane of I-90, to an unnamed tributary to Turkey Creek in Springfield Township, **Erie County**. This is an existing discharge.

The receiving water is classified for cold water and migratory fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, there is no public water supply to consider, as the stream discharges into Lake Erie.

The proposed effluent limits for Outfall 001 based on average design flow of 0.0066 mgd are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	6.5	13
(11-1 to 4-30)	19	38
Phosphorus as "P"	1.0	
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Total Residual Chlorine	1.0	2.5
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

**PA 0221481.** Industrial waste, SIC: 40. **Norfolk Southern Railway Co.**, 425 Holiday Drive, Pittsburgh, PA 15220.

This application is for renewal of an NPDES Permit, to discharge industrial waste to French Creek in Meadville, **Crawford County**. This is an existing discharge.

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

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.06 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
Oil and Grease	15	30	
Total Suspended Solids	30	60	75
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

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**Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges**

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

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

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

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

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

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA0053546	Frank T. Dzedzy 412 Lincoln Road Phoenixville, PA 19460	Chester County East Pikeland Township	UNT to Pickering Creek	
PA0030431	Fox Valley Community Services P. O. Box 971 Concordville, PA 19331	Delaware County Concord Township	West Branch of Chester Creek	
PA0054011	Ronald B. Hillegass R. D. 2, Box 2623 East Greenville, PA 18041	Montgomery County Upper Hanover Township	UNT to Perkiomen Creek	
PA0056588	Tom and Julie Juliano 116 Meng Road Schwenksville, PA 19473	Montgomery County Lower Frederick Township	Mile Run	

### DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

#### Applications under the Pennsylvania Clean Streams Law

##### (Part II Permits)

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

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

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

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

**A. 4000402.** Sewerage. **Greater Hazleton Joint Sewer Authority**, P. O. Box 651, Hazleton, PA 18201. Application to upgrade an existing sewage treatment plant, located in the Borough of West Hazleton, **Luzerne County**. Application received in the Regional Office—April 27, 2000.

**A. 4800401.** Sewerage. **Northampton Area School District**, 1617 Laubauch Avenue, Box 118, Northampton,

PA 18067-0118. Application to renovate the Moore Township Elementary School wastewater treatment plant, located in Moore Township, **Northampton County**. Application received in the Regional Office—April 13, 2000.

*Southcentral Regional Office: Water Management Program Manager, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110-8200, (717) 705-4707. To review any of these applications contact, Mary DiSanto at (717) 705-4732.*

**A. 0500406.** Sewage, submitted by **George B. and Thelma R. Blankley**, HCR 4, Box 173, Everett, PA 15537, Monroe Township, **Bedford County** to construct a small flow treatment system to serve a single family residence was received in the Southcentral Region on April 28, 2000.

**A. 0600402.** Sewage, submitted by **Borough of Topton**, 205 South Callowhill Street, Topton, PA 19562, Longswamp Township, **Berks County** to construct additional facilities at the wastewater treatment plant was received in the Southcentral Region on May 1, 2000.

**A. 2800403.** Sewage, submitted by **Antrim Township Board of Supervisors**, 10655 Antrim Church Road, Greencastle, PA 17225 in Antrim Township, **Franklin County** to construct the Northern Region Sewer Extension was received in the Southcentral Region on May 2, 2000.

**A. 0600403.** Sewage, submitted by **Fleetwood Borough Authority**, 110 West Arch Street, Suite 104, Fleetwood, PA 19522-1321, Fleetwood Borough and Richmond Township, **Berks County** to replace sewer line and existing manholes was received in the Southcentral Region on May 2, 2000.

**A. 0500407.** Sewage, submitted by **South Woodbury Township**, R. D. 1, Box 246, New Enterprise, PA 16664 in South Woodbury Township, **Bedford County** to construct a wastewater treatment system was received in the Southcentral Region on May 2, 2000.

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

**A. 0200406.** Sewerage, **Municipal Authority of the Township of Robinson**, P. O. Box 15539, Pittsburgh, PA 15244. Application for the construction and operation of a pump station to serve Magnus Lane located at Robinson Township, **Allegheny County**.

**A. 3200201.** Industrial waste, **Mahoning Swiss Cheese Cooperative**, R. R. 1, Box 71, Smicksburg, PA 16256. Application for the construction and operation of a Wastewater Treatment Facility to serve the Mahoning Swiss Cheese located in West Mahoning Township, **Indiana County**.

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

**WQM Permit No. 1000201.** Industrial waste. **AK Steel Corporation—Butler Operations**, P. O. Box 832, Route 8 South, Butler, PA 16003-0832. This project is for the modification of the existing outfall treatment system to combine both Kolene (salt bath descaling) and waste acid (pickling) wastewaters and treat them together in Butler Township, **Butler County**.

**WQM Permit No. 2000408.** Sewage, **Shelley Wykoff**, 19376 Irish Road, Edinboro, PA 16412. This project is for the construction of a Single Residence Sewage Treatment Plant in Cussewago Township, **Crawford County**.

**WQM Permit No. 6200405.** Sewage, **Ernest E. Lawson**, 6 Grant Street, Warren, PA 16365. This project is for the construction of a Single Residence Sewage Treatment Plant in Sugar Grove Township, **Warren County**.

**WQM Permit No. 2500405.** Sewage, **Brian C. and Kelley C. Van Matre**, 105 Walnut Street, P. O. Box 265, Waterford, PA 16441. This project is for the construction of a Single Residence Sewage Treatment Plant in Waterford Township, **Erie County**.

#### INDIVIDUAL PERMITS

(PAS)

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#### Stormwater Individual

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

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

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

responsible office considers the public response significant.

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

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the County Conservation District Office or the Department Regional Office indicated above the application.

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

*Northeast Regional Office: Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.*

*Northampton County Conservation District, District Manager, Greystone Building, Gracedale Complex, Nazareth, PA 18064-9211, (610) 746-1971.*

**NPDES Permit PAS10U133.** Stormwater. **Theodore T. Borek, President, t/a Theodore T. Borek & Associates**, 59 Gordon Drive, Palmer, PA 18045, has applied to discharge stormwater from a construction activity located in Bethlehem Township, **Northampton County**, to Bushkill Creek, HQ-CWF.

#### SAFE DRINKING WATER

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

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

**A. 4600505.** Public water supply. **North Wales Water Authority**, P. O. Box 1339, North Wales, PA 19454-1339. This proposal involves the construction of a transfer station to transfer water from North Wales Water Authority's North Wales Zone to its Upper Dublin Zone. The project includes flow and pressure control valves and a rechlorination system in Lower Gwynedd Township, **Montgomery County**.

*Northeast Regional Office: Sanitarian Regional Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.*

**3900502.** Public water supply. **Northwestern Lehigh School District**, (Weisenberg Elementary Sch.), John Kennedy, Supvr. of Building and Grounds, Northwestern Lehigh School District, 6493 Route 309, New Tripoli, PA 18066. This proposal involves the implementation of corrosion control measures by the addition of caustic soda at Well No. 1. It is located in Weisenberg Township, **Lehigh County**. *Engineer: Angelkia Forndran, Barry Isett & Associates, Inc.*

**5499507.** Public water supply. **M. C. Resource Development Company**, Pine Valley Farms, Spring No. 1 Neal Minnig, Owner, R. D. 2, Pine Valley Road, New

Ringgold, PA 17960. This proposal involves a spring source pumped by two well, microfiltration, ozonization, finished water storage and a tanker fill station. *Engineer:* Kenneth Justice, P.E.

**Minor Amendment.** Public water supply. **Summit Hill Water Authority**, Michael Leonzi, Chairperson, Summit Hill Water Authority, 114 W. Ludlow St., Summit Hill, PA 18250. This proposal involves cleaning and painting both the interior and exterior of the existing 500,000 gallon community storage tank. It is located in the Borough of Summit Hill, **Carbon County**. *Engineer:* Carbon Engineering, Inc., Ronald M. Tirpak.

**Minor Amendment.** Public water supply. **Mary-D Community Assoc.**, 36-36 Forest Ave., Mary-D, PA 17952. This proposal involves the installation of 5,800 linear feet 8 inch diameter transmission main and appurtenances. It is located in Schuylkill Township, **Schuylkill County**. *Engineer:* Alfred Benesch & Co.

**Minor Amendment.** Public water supply. **Pocono Plateau MHP**, Tom Shimp, 1779 East Sawmill Road, Quakertown, PA 18951. This proposal involves a request for design change to allow for an above grade chlorine contact tank instead of the previously approved buried tank. In addition, a transfer of ownership is requested. *Engineer:* James P. Conner, Quad Three Group, Inc.

**Minor Amendment.** Public water supply. **Creekside Manor MHP**, Rodney J. Miller, Creekside Manor Inc., P. O. Box 723, Cherryville, PA 18035. This proposal involves ownership transfer of an existing mobile home park from William W. Miller to Rodney J. Miller. It is located in Franklin Township, **Carbon County**.

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

**5688501-A1. Siemon's Lakeview Manor Estate**, 228 Siemon Drive, Somerset, PA 15501. Addition of two wells to be tied into the existing water system that is currently served by one well, located in Somerset Township, **Somerset County**.

**3200502. Green Township Municipal Authority**, Box 129, Commodore, PA 15729. Construction of three pumping stations, a 120,000 gallon per day wastewater treatment facility, 65,900 linear feet of water mains, two water storage tanks and two water supply wells which will replace the existing Commodore and Barr Slope water systems and serve Green Township, **Indiana County**.

## 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—304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a

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

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

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

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

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

**Milford Inn**, Milford Borough, **Pike County**. Judy Cannizzaro, S&M Management Incorporated, P. O. Box 1429, Milford, PA 18337 submitted a Notice of Intent to Remediate (on behalf of her client, Raymond Caestini, Skytop Lane, Matamoras, PA 18336) concerning the remediation of site soils found or suspected to have been contaminated with no. 2 home heating oil constituents. The applicant proposes to remediate the site to meet the Statewide health standard. A Final Report was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

*Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.*

**Allfirst Bank**, 305 Hill Street Property, Spring Garden Township, **York County**. Alliance Environmental Services, Inc., 1414 North Cameron Street, Suite B, Harrisburg, PA 17103 and York Realty Holding Company, Inc., Allfirst Bank, 3607 Derry Street, Harrisburg, PA 17111 have submitted a Notice of Intent to Remediate site soils and groundwater contaminated with solvents, BTEX and PAHs. The applicants propose to remediate the site to meet the requirements of a combination of the background, Statewide health, and site specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Dispatch/York Sunday News* on April 16, 2000.

**PPL Carlisle Manufactured Gas Plant formerly**, Borough of Carlisle, **Cumberland County**. PPL Corporation, Two North Ninth Street, Allentown, PA 18101, and UGI Utilities, 100 Kachel Boulevard, Reading, PA 19612 have submitted a Notice of Intent to Remediate site soils and groundwater contaminated with lead, heavy metals, solvents, BTEX and PAHs. The applicants propose to remediate the site to meet the requirements for a combination of the Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Carlisle Sentinel* on April 20, 2000.

*Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6525.*

**Paxar Corporation—Industrial Dry Well**, Sayre Borough, **Bradford County**. Toni Risboskin, Paxar Corporation, 1 Wilcox Street, Sayre, PA 18840 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with solvents, BTEX and PHCs. The applicant proposes to remediate the site to meet the Site-specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Evening Times* on March 21, 2000.

**Former Poloron Homes**, Middleburg Borough, **Snyder County**. HydroScience, Inc. on behalf of their client, Middlecreek Industrial Development Corporation, LLC, P. O. Box G, Hummels Wharf, PA 17831, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, heavy metals, BTEX and PAHs. The applicant proposes to meet the requirements of the Special Industrial Area designation. A summary of the Notice of Intent to Remediate was reported to have been published in the *Sunbury Daily Item* on April 12, 2000.

*Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.*

**Porcelain Park, a/k/a former Industrial Ceramics, Inc.**, former Westinghouse Ceramics Facility, Derry Borough, **Westmoreland County**. Inlander, Ltd. c/o Ronald Gdovic, 108 Whitetail Drive, Harrison City, PA 15636-1430 and James S. Zubrow, Key Environmental, Inc., 1200 Arch Street, Suite 200, Carnegie, PA 15106 have submitted a Notice of Intent to Remediate soil and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the site specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Tribune Review* on April 27, 2000.

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

**Applications submitted under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), 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.**

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

**Permit I. D. No. 300913. Westwood Generating Station**, CinCap VI, LLC, 139 E. 4th Street, Cincinnati, OH 45202. A permit renewal/reissuance for this captive residual waste landfill, located in Frailey Township, **Schuylkill County**. This permit application is directed at the transfer of the ownership of a closed ash disposal area located on Westwood property. Specifically, this application is for a permit reissuance to transfer the current residual waste disposal facility permit no. 300913, which was issued to Westwood Energy Properties, LLP on December 31, 1985.

In January 1999, Westwood was sold to Cinergy Capital & Trading, Inc. by the CinCap VI, LLC subsidiary. Westwood is hereby seeking the permit reissuance of facility no. 300913 to the new owner, CinCap IV, LLC.

The application was received in the Regional Office on April 5, 2000; and as of April 27, 2000, it was found to be administratively complete.

### PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

#### INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

**Application received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1001); The Administrative Code of 1929 (71 P. S. §§ 510-5, 520-17 and 510-20); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and the municipal waste regulations for a general permit for infectious or chemotherapeutic waste processing facilities.**

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

**General Permit No. WMGI013. GMS Marketing Services**, 191 Hempstead Turnpike, West Hempstead, NY 11552-1622. General Permit Number WMGI013 for the processing of infectious waste using the Sterimed system. The Sterimed system is an onsite, alternative method for the processing infectious waste by shredding and chemical disinfection. No chemotherapeutic waste is allowed to be processed using this technology. The Department determined the application to be administratively complete on May 1, 2000.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800)

654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**General Permit No. WMGI014. Isolyser Company, Inc.**, 4320 International Blvd., Norcross, GA 30093. General Permit Number WMGI014 for the processing of infectious liquid waste using the Isolyser LTS-Plus system. The Isolyser LTS-Plus is an alternative method and closed system for the encapsulation, solidification and processing of infectious liquid waste contained in suction canisters. The Department determined the application to be administratively complete on May 1, 2000.

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

## AIR QUALITY

### Notice of Plan Approval and Operating Permit Applications Nonmajor 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.

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

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

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

## OPERATING PERMITS

### Applications received and intent to issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001-4015).

*Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**NM-10-00310: Air Products and Chemicals, Inc.** (300 Schaffner Road, Butler, PA 16001) for operation of an industrial hydrogen manufacturing facility in Butler Township, **Butler County**.

**NM-43-00062: AK Steel Corp., Wheatland** (200 Clinton Street, Sharon, PA 16146) for the operation of a steel pipe and tube manufacturing facility in Wheatland Township, **Mercer County**.

**PA-10-237A: Fox Funeral Homes, Inc.** (410 West Main Street, Saxonburg, PA 16056) for operation of a pathological furnace in Saxonburg Borough, **Butler County**.

**24-315-009A: Williamette Industries, Inc.** (100 Center Street, Johnsonburg, PA 15845) for operation of a pulp bleach plant in Johnsonburg Borough, **Elk County**.

**PA-25-952B: Bush Industries of Pennsylvania, Inc.** (2455 Robison Road West, Erie, PA 16509) for operation of a woodworking system in Summit Township, **Erie County**.

**PA-37-270A: International Specialty Alloys** (Route 551, P. O. Box 428, Edinburg, PA 16116) for operation of a thermite production process in North Beaver Township, **Lawrence County**.

**PA-43-280A: Chevron, Inc.** (7320 West Market Street, Mercer, PA 16137) for operation of a surface coating operation in Lackawannock Township, **Mercer County**.

**PA-43-316A: Atlantic States Materials of Pennsylvania, Inc.** (Mercer, PA 16137) for operation of a non-metallic mineral processing facility in East Lackawannock Township, **Mercer County**.

*City of Philadelphia, Air Management Services, 321 University Avenue, Philadelphia, PA 19104, (215) 685-7584.*

**V95-039: Sunoco, Inc. (R&M)—Schuylkill River Tank Farm** (70th Street and Essington Avenue, Philadelphia, PA 19145) for a Title V Operating Permit for operation of a gasoline storage tank farm. The facility's air emission sources include 23 storage tanks for gasoline and other petroleum products, an oil-water separator, and a propane loading rack with a flare in the City of Philadelphia, **Philadelphia County**.

**V95-007: PECO Energy Company—Southwark Station** (2501 South Delaware Avenue, Philadelphia, PA 19148) for a Title V Operating Permit for operation of an electric utility. The facility's air emission sources include four 233 MMBTU/hr combustion turbines in the City of Philadelphia, **Philadelphia County**.

**V95-025: Temple University—Main Campus** (Broad Street and Montgomery Avenue, Philadelphia, PA 19122) for a Title V Operating Permit. The facility's air emission

sources include six boilers between 20—50 MMBTU/hr, 22 boilers < 10 MMBTU/hr, numerous heaters < 3 MMBTU/hr, nine 2250 bhp standby generators and 36 emergency generators in the City of Philadelphia, **Philadelphia County**.

**V95-026: Temple University—Health Sciences Campus** (3401 North Broad Street, Philadelphia, PA 19140) for a Title V Operating Permit. The facility's air emission sources include three boilers between 50—80 MMBTU/hr, four boilers < 10 MMBTU/hr and 10 emergency generators in the City of Philadelphia, **Philadelphia County**.

**V95-001: Trigen—Edison Station** (Broad Street and Montgomery Avenue, Philadelphia, PA 19107) for a Title V Operating Permit for operation of a steam supply facility. The facility's air emission sources include two 335 MMBTU/hr boilers, two 283 MMBTU/hr boilers and an emergency diesel generator in the City of Philadelphia, **Philadelphia County**. Each boiler is controlled by a cyclone separator.

**S95-049: T.D.P.S. Materials/DePaul Concrete** (2nd Street and Erie Avenue, Philadelphia, PA 19120) for operation of an asphalt and concrete facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a hot mix asphalt plant, a concrete plant and fugitive emissions from material handling and vehicle traffic. The hot mix asphalt plant and concrete plant are controlled by baghouses.

**N96-037: Ball Park Brands** (8400 Executive Avenue, Philadelphia, PA 19153) for operation of a plant that manufactures hot dogs. The facility's air emission sources include two 12.5 MMBTU/hr boilers (one is equipped with a low-NOx burner), three 3.3 MMBTU/hr tunnel ovens, nine 1.65 MMBTU/hr smokehouses and one back-up generator in the City of Philadelphia, **Philadelphia County**.

**N96-016: Stokes Vacuum** (5500 Tabor Road, Philadelphia, PA 19120) for operation of designing, manufacturing, and selling of vacuum pumps, blowers and related vacuum dryers. The facility's air emission sources include three boilers rated at 3.5 MMBTU/hr or less, a pump test line and a paint booth in the City of Philadelphia, **Philadelphia County**. The facility's air emission control device is a grit blast room baghouse.

**V95-029: The Budd Co.** (2450 Hunting Park Ave., Philadelphia, PA 19129) for a Title V Operating Permit for operation of two < 100 MMBTU/hr boilers, an emergency generator and 37  $\leq$  2.1 MMBTU/hr space heaters in the City of Philadelphia, **Philadelphia County**. The operating permit, issued on April 16, 1999, is being modified to allow emergency testing for each generator to be limited to 20 minutes per week.

**V95-078: Nabisco Biscuit Co.** (12000 East Roosevelt Blvd., Philadelphia, PA 19116) for a Title V Operating Permit for operation of two 38 MMBTU/hr boilers, six non-yeast baking ovens and two yeast baking ovens which are controlled by a catalytic oxidizer in the City of Philadelphia, **Philadelphia County**. The operating permit, issued on March 2, 2000, is being modified to change the requirement for the performance test of the catalytic oxidizer from within 90 days of permit issuance to December 1, 2000.

#### Notice of Intent to Issue Title V Operating Permits

Under 25 Pa. Code § 127.521, notice is given that the Department of Environmental Protection (Department)

intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements; and Title V operating permits).

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management at the regional office telephone number noted. For additional information, contact the regional office noted.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the persons submitting the comments, along with the reference number of the proposed permit. The commentator should also include a concise statement of any objections to the permit issuance and the relevant facts upon which the objections are based.

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

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

**32-00030: Swarthmore College** (500 College Avenue, Swarthmore, PA 19081-1397) in Swarthmore Borough, **Delaware County**. The facility's major emission points include 14 boilers and 10 emergency generators that emit major levels of Nitrogen Oxides (NOx).

**09-00037: CMG Gilbreth** (3001 State Road, Croydon, PA 19021) in Bristol Township, **Bucks County**. The facility's major emission points include flexographic and rotogravure printing presses, electroplating operations and air pollution control devices that emit major levels of volatile organic compounds (VOCs).

**46-00036: Ford Electronics & Refrigeration LLC** (2750 Morris Road, Lansdale, PA 19446) in Worcester Township, **Montgomery County**. The facility's major emission points include six wave Soldering machines, five Selective Soldering machines, a Coil Soldering—Servo and an In-line Package machine which emit major levels of VOCs and NOx.

**46-00041: Jefferson Smurfit Corp. (U. S.)** (1035 Longford Road, Phoenixville, PA 19460) in Upper Providence Township, **Montgomery County**. The facility's major emission points include six sheetfed, non-heatset, offset lithographic presses, two boilers, an emergency generator, and a finishing department which emit major levels of VOCs.

**46-00089: SPRA-FIN, Inc.** (177 Wissahickon Avenue, North Wales Borough) in Upper Gwynedd Township, **Montgomery County**. The facility's major emission points include three spray booths which emit major levels of VOCs.

**46-00010: Montenay Montgomery, L. P.** (1155 Conshohocken Road, Conshohocken, PA 19428) in Plymouth Township, **Montgomery County**. The facility's major emission points include municipal waste combustors which emit major levels of NOx, VOCs and carbon monoxide (CO).



**23-00017: PECO Energy Co.** (One Industrial Highway, Eddystone, PA 19022-1585) in Eddystone Borough, **Delaware County**. The facility's major emission points include fossil fuel fired boilers and auxiliary electrical generating equipment which emit major levels of NO<sub>x</sub>, CO, particulate matter (PM) and Sulfur oxides (SO<sub>x</sub>).

**46-00005: Merck & Co.** (770 Sumneytown Pike, West Point, PA 19486-0004) in Upper Gwynedd Township, **Montgomery County**. The facility is primarily used for the research, development and manufacturing of pharmaceutical preparations. The facility's major air emission points include boilers, incinerators, power generation equipment, and support equipment for R & D, and manufacturing processes, which emit major levels of NO<sub>x</sub>, SO<sub>x</sub>, VOC and particulate matter (PM-10).

**23-00038: Delaware County Regional Water Authority** (100 East Fifth Street, Chester, PA 19016) in the City of Chester, **Delaware County**. The facility's major emission points include two multiple-hearth incinerators and various wastewater treatment processes, which emit major levels of VOCs and Hazardous Air Pollutants (HAPs).

**09-00076: Cartex Corp.** (200 Rock Run Road, Fairless Hills, PA 19030) in Falls Township, **Bucks County**. The facility's major emission points include polyurethane foam production line, natural gas-fired boiler and make-up air units and storage tanks which emit major levels of VOCs.

**46-00016: Handy & Harman Tube Co., Inc.** (701 West Township Line Road, Norristown, PA 19403) in East Norriton Township, **Montgomery County**. The facility's major emission points include three boilers, commercial mill, pump and acid house degreasers, annealing furnaces and pickling tanks which emit major levels of VOCs.

**15-00004: Reynolds Metals Co.** (520 Lincoln Ave., Downingtown, PA 19335) in Downingtown Borough, **Chester County**. The facility's major emission points include rotogravure and flexographic presses which emit major levels of VOCs.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.*

**TVOP-53-00003: National Fuel Gas Supply Corp.** (P. O. Box 2081, Erie, PA 16512) for their natural gas transmission and storage facility in Allegany Township, **Potter County**. In accordance with 25 Pa. Code § 127.541, this Title V Operating Permit revision is to incorporate conditions from Plan Approval OP-53-0009B for the modification of two NATCO triethylene glycol dehydration units (No. 2 and No. 3) and for the installation of a natural gas fired Gas Tech thermal oxidizer. The volatile organic compound (VOC) emissions from the dehydration units are controlled by the thermal oxidizer. The potential emissions from the dehydration units (No. 2 and No. 3) are 0.3 ton per year of nitrogen oxides (NO<sub>x</sub>), 0.131 ton per year of carbon monoxide (CO), 2.04 tons per year of volatile organic compounds (VOC) and 0.04 ton per year of hazardous air pollutants (HAPs).

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

**TV-04-00013: J&L Specialty Steel, Inc.** (1500 W1. Main Street, Louisville, OH 44641) for their stainless steel products facility in Midland, **Beaver County**. The facility's major sources) of emissions include various natural gas-fired boilers, two electric furnaces, an AOD

vessel, DRAP line and anneal and pickle likeness which emit major quantities of oxides of nitrogen (NO<sub>x</sub>), VOCs M-10 and carbon monoxide.

**TV-63-00015: Flexsys America LP** (829 Route 481, Monongahela, PA 15063) for their Monongahela Plant in Carroll Township, **Washington County**. The facility's major sources of emissions include two natural gas/oil-fired boilers and a chemical manufacturing process which emit major quantities of volatile organic chemicals (VOCs).

*Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**24-00145: Keystone Thermometrics, Inc.** (67 Windfall Road, St. Marys, PA 15857) in St. Marys Borough, **Elk County**. The facility is primarily used for manufacture of electronic resistors. The air emission sources include miscellaneous natural gas fired process heaters, raw material handling equipment, various coating and soldering lines, and three halogenated solvent degreasers. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to the facility's potential to emit Trichloroethylene (TCE).

**25-00038: International Paper Co.—Erie** (1540 East Lake Road, Erie, PA 16533) in the City of Erie, **Erie County**. The facility's air emission sources include four boilers, a recovery boiler, the loads pulping mill, a lime kiln, smelt dissolving tank and the bleach plant. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to the facility's potential to emit of Nitrogen Oxides, Sulfur Oxides, Volatile Organic Compounds and Carbon Monoxide.

#### PLAN APPROVALS

**Applications received and intent to issue Plan Approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015).**

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

**OP-23-0005: BASF Corp.** (1830 Columbia Avenue, Folcroft, PA 19032) for a minor operating permit modification to convert source 102B Drop Tank T-23 with two condensers to R-23 Reactor Train with one condenser, receiver and vacuum pump in Folcroft Borough, **Delaware County**.

**PA-46-0204: PSEG Energy Technologies** (801 Ridge Pike, Lafayette Hill, PA 19444) for installation of two gas and one diesel generator in Whitemarsh Township, **Montgomery County**.

**PA-09-0129: PSEG Energy Technologies** (Langhorne-Newton Road, Langhorne, PA 19047) for installation of six gas and two diesel generators in Langhorne Borough, **Bucks County**.

**PA-15-0004D: Reynolds Metals Co.** (520 Lincoln Avenue, Downingtown, PA 19335) for installation of four film seaming machines in Downingtown Borough, **Chester County**.

**PA-09-0027B: Fres-co System USA, Inc.** (3005 State Road, Telford, PA 18969) for modification of a rotogravure printing press in West Rockhill Township, **Bucks County**.

*Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.*

**06-03117: Custom Processing Services, Inc.** (317 Washington Street, Birdsboro, PA 19508-2231) for a plastics milling operation controlled by two fabric collectors in Exeter Township, **Berks County**.

**06-05066A: General Battery Corp.** (P. O. Box 14294, Reading, PA 19612-4294) for the lead refining kettles controlled by a fabric collector in Laureldale/Muhlenberg Township, **Berks County**. The sources are subject to 40 CFR Part 6, Subpart X—National Emission Standards for Hazardous Air Pollutants for Source Categories.

**07-03034A: Fry Metals, Inc.** (4100 6th Avenue, Altoona, PA 16602) for installation of a pin mixer to process fabric collector dust, controlled by an existing fabric collector in the City of Altoona, **Blair County**.

**67-03089: John W. Keffer Funeral Home Inc.** (371 Kings Mill Road, York, PA 17403) for installation of a human cremator controlled by a built-in afterburner in York City, **York County**.

**67-310-004H: Southdown, Inc.** (P. O. Box 220, Thomasville, PA 17364) for installation of a bucket elevator and three 100-ton storage silos at their Thomasville Facility in Jackson Township, **York County**. The source is subject to 40 CFR 60, Subpart OOO—Standards of Performance for New Stationary Sources.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.*

**19-304-006D: Benton Foundry, Inc.** (R. R. 2, Box 110, Benton, PA 17814-9550) for construction of various pieces of foundry equipment and installation of air cleaning devices (fabric collectors) on various pieces of foundry equipment in Sugarloaf Township, **Columbia County**.

**49-313-032H: Merck and Co., Inc.** (P. O. Box 600, Danville, PA 17821-0600) for installation of an air cleaning device (a thermal oxidizer) on various pieces of pharmaceutical manufacturing equipment in Riverside Borough, **Northumberland County**. The respective pharmaceutical manufacturing equipment is subject to Subpart GGG of the National Emissions Standards for Hazardous Air Pollutants.

**08-318-027B: Mills Pride Limited Partnership** (P. O. Box 158, Sayre, PA 18840) for construction of a wood cabinet moulding line and two hand spray booths to be controlled by an existing air cleaning device (a regenerative thermal oxidizer) in Athens Township, **Bradford County**.

**TVOP-50-00005A: CNG Transmission Corp.** (625 Liberty Avenue, Pittsburgh, PA 15222-3199) for construction of a 25.2 million BTU per hour natural gas-fired boiler equipped with a low NO<sub>x</sub> (nitrogen oxides) burner at the Sabinsville Compressor Station in Clymer Township, **Tioga County**. The boiler will replace an existing 26.5 million BTU per hour natural gas-fired boiler and will emit up to 3.94 tons of nitrogen oxides, 8.06 tons of carbon monoxide, 1.77 tons of volatile organic compounds, .55 ton of particulate matter/PM<sub>10</sub> (particulate matter sized below 10 microns) and .07 ton of sulfur dioxide per year. It will also be subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

*Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**37-345-007B: The International Metals Reclamation Co.** (INMETCO) (P. O. Box 720, 245 Portersville Road, Ellwood City, PA 16117) for modification of Permit

No. 37-345-007A, to remove carbon monoxide emission limitation and continuous emission monitor requirement in Ellwood City, **Lawrence County**. INMETCO is a Title V facility.

**PA-25-070C: Gunitite EMI Corp.** (603 West 12th Street, Erie, PA 16501) for installation of a dust collector to control emissions from the In-Liner Rotopour and Holding Furnace at a Title V facility in the City of Erie, **Erie County**.

#### Notice of Intent to Issue

In accordance with 25 Pa. Code §§ 127.44(b) and 127.45 the Department of Environmental Protection (Department) intends to issue an Air Quality Plan Approval PA-26-495A to **Allegheny Energy Supply Co., LLC** (800 Cabin Hill Drive, Greensburg, PA 15601) to allow the construction of the Gans Turbine Station located 0.6 mile west of Gans, on the north side of Lake Lynn Road at the intersection of Township Road 468, in Springhill Township, **Fayette County**.

Facility is subject to the applicable requirements of 25 Pa. Code, Chapter 127 (related to construction, modification, reactivation, and operation of sources), 40 CFR Part 60, Subparts GG and Kb (related to standards of performance for turbines and storage tanks), 40 CFR Parts 72, 73, 75 and 77 (related to acid rain), and 25 Pa. Code §§ 123.102—123.120 (related to the NO<sub>x</sub> budget program). The Department believes that the facility will meet these requirements subject to the following Plan Approval conditions related to allowable emission limitations, testing, monitoring, recordkeeping, and reporting requirements.

It is proposed that the following conditions be placed in the Plan Approval:

1. The facility is to be constructed in accordance with the plans submitted with the application (as approved herein).

2. Upon completion of the construction of the facility, an operating permit must be obtained. Notify the Department when the installation is completed so that the facility can be inspected for issuance of an operating permit.

3. This Plan Approval authorizes Allegheny Energy Supply Co. LLC to construct the Gans Station Combustion Turbine Project, located in Springhill Township, Fayette County.

4. Sources at this facility will include two simple cycle combustion turbines, General Electric Model LM 6000 PC, rated at 424.6 mmbtu/hr max and 44 MW each. Each is to be equipped with a mechanical draft cooling tower, a water injection system for the control of NO<sub>x</sub> emissions, and a 60-foot exhaust stack.

5. Supporting equipment at this site will include electric gas compressors, a 500,000 gallon low-sulfur diesel fuel storage tank, and approximately 23 small (less than 10,000 gallon) storage tanks for various low-vapor pressure liquids such as turbine oils, insulating oils, refrigerants, used oil and demineralized water.

6. All equipment at this facility shall be equipped with manufacturer-designed silencers and/or mufflers. The turbines, generators and gas compressors shall be enclosed in structures designed by the manufacturer to minimize sound levels.

7. Total consumption of natural gas by the turbines per 12 consecutive month period shall not exceed 1,795,000,000 cubic feet when fired in conjunction with

diesel fuel, and shall not exceed 1,820,000,000 cubic feet when fired solely on natural gas. Total unit-operating hours per 12 consecutive month period shall not exceed 4,000 hours of natural gas combustion when fired in conjunction with diesel fuel, and shall not exceed 4,050 hours of natural gas combustion when fired solely on natural gas.

8. Total consumption of low-sulfur diesel fuel by the turbines together shall not exceed 1,470,000 gallons per 12 consecutive month period. Total unit-operating hours shall not exceed 450 hours of diesel fuel combustion per 12 consecutive month period.

9. The sulfur content of the low-sulfur diesel fuel shall not exceed 0.05 weight percent.

10. NO<sub>x</sub> emissions from the turbines shall be limited to 25 ppm while firing natural gas and 42 ppm while firing low-sulfur diesel fuel.

11. Pollutant emissions from the turbines shall not exceed the following while combusting natural gas for 4,000 hours per consecutive 12 month period:

NO <sub>x</sub> <sup>(a)</sup>	41.0 lb/unit hr	82.0 tons/yr
CO <sup>(a)</sup>	56.0 lb/unit hr	112.0 tons/yr
SO <sub>2</sub> <sup>(b)</sup>	2.5 lb/unit hr	5.0 tons/yr
VOCs <sup>(c)</sup>	5.0 lb/unit hr	10.0 tons/yr
PM <sub>10</sub> <sup>(c)</sup>	3.0 lb/unit hr	6.0 tons/yr

12. Pollutant emissions from the turbines shall not exceed the following while combusting natural gas alone for 4,050 hours per consecutive 12 month period:

NO <sub>x</sub> <sup>(a)</sup>	41.0 lb/unit hr	83.0 tons/yr
CO <sup>(a)</sup>	56.0 lb/unit hr	113.4 tons/yr
SO <sub>2</sub> <sup>(b)</sup>	2.5 lb/unit hr	5.1 tons/yr
VOCs <sup>(c)</sup>	5.0 lb/unit hr	10.1 tons/yr
PM <sub>10</sub> <sup>(c)</sup>	3.0 lb/unit hr	6.1 tons/yr

13. Pollutant emissions from the turbines shall not exceed the following while combusting diesel fuel for 450 hours per consecutive 12 month period.

NO <sub>x</sub> <sup>(a)</sup>	71.0 lb/unit hr	16.0 tons/yr
CO <sup>(a)</sup>	6.0 lb/unit hr	1.4 tons/yr
SO <sup>(a)</sup>	23.0 lb/unit hr	5.2 tons/yr
VOCs <sup>(c)</sup>	1.0 lb/unit hr	0.2 tons/yr
PM <sub>10</sub> <sup>(c)</sup>	13.0 lb/unit hr	2.9 tons/yr

14. Pollutant emissions from the total facility shall not exceed the following:

NO <sub>x</sub> <sup>(a)</sup>	98.0 tons/yr
CO <sup>(a)</sup>	113.4 tons/yr
SO <sub>2</sub> <sup>(b),(d)</sup>	10.2 tons/yr
VOCs <sup>(c)</sup>	10.2 tons/yr
PM <sub>10</sub> <sup>(e)</sup>	11.6 tons/yr

(a) Based on vendor information assuming 20 F ambient temperature and 1,100 feet elevation.

(b) Based on 2.0 grains sulfur/100 cubic feet natural gas and 435,000 standard cubic feet per hour maximum fuel usage.

(c) Based on vendor information assuming 19 F ambient temperature.

(d) Based on a maximum capacity of 424 MMBtu/hr and a fuel oil sulfur content of 0.05%.

(e) This value also includes 2.6 tons per year particulate matter from the cooling tower.

15. The turbines are subject to the applicable requirements of the 40 CFR Part 60, Subpart GG, Standards of Performance for Stationary Gas Turbines.

16. The 500,000-gallon low-sulfur diesel fuel storage tank is subject to the applicable requirements of 40 CFR Part 60, Subpart Kb, Standards of Performance for Volatile Organic Liquid Storage Vessels.

17. In accordance with 40 CFR 60.334(a), permittee shall install and operate a continuous monitoring system to monitor and record the fuel consumption and the ratio of water to fuel being fired in the turbine. This system shall be accurate to within  $\pm 5\%$  and must be approved by the Department.

18. In accordance with 40 CFR 60.344(a), permittee shall monitor the sulfur content and nitrogen content of the fuel being fired in each turbine. Certification by the fuel supplier shall be used for this condition.

19. Permittee shall install, certify, maintain and operate a Department-approved continuous emission monitoring system (CEMS) in accordance with 25 Pa. Code Chapter 139, the Department's *Continuous Source Monitoring Manual*, 40 CFR Part 60, and 40 CFR Part 75. At a minimum the system shall measure and record the following for each turbine:

Nitrogen Oxide emissions (as NO<sub>2</sub>)  
% Oxygen (or CO<sub>2</sub>)  
Exhaust gas flow

20. Permittee shall record hours of operation of each of the turbines, and the amount and type of fuel consumed, on a daily basis.

21. Permittee shall comply with the applicable reporting requirements of 40 CFR 60.7, 60.116b(d) and 60.334(c).

22. In accordance with 40 CFR 60.4, copies of all requests, reports, applications, submittals and other communications shall be forwarded to both the Environmental Protection Agency and the Department of Environmental Protection at the addresses shown below, unless otherwise noted:

Director, Air, Toxics, and Radiation	Department of Environmen- tal Protection
Environmental Protection Agency	Regional Air Quality Man- ager
Region III	Office of Air Quality
841 Chestnut Street	400 Waterfront Drive
Philadelphia, PA 19107,	Pittsburgh, PA 15222-4745

23. In accordance with 40 CFR 60.334(c), permittee shall record daily, and shall report quarterly, in accordance with 40 CFR 60.7(c), any 1-hour period during which the average water-to-fuel ratio, as measured by the continuous water and fuel measuring system, falls below the ratio that was determined during the stack test to demonstrate compliance with NO<sub>x</sub> emission limitations. Permittee shall also report any period during which the actual fuel-bound nitrogen content exceeds the fuel-bound nitrogen content determined during the stack test to demonstrate compliance with the NO<sub>x</sub> emission limitations. Permittee shall also report any period during which the actual fuel-bound sulfur content exceeds 0.05%.

24. Compliance with the turbine emission limitations for NO<sub>x</sub> and CO while using both low-sulfur diesel fuel and natural gas shall be demonstrated through performance stack testing on each turbine.

A. In accordance with 40 CFR 60.335(c)(2), the monitoring device required by 40 CFR 60.334 shall be used to determine the fuel consumption and to establish the water-to-fuel ratio necessary to comply with turbine NO<sub>x</sub> emission limitations at 30, 50, 75 and 100% of peak load, or at four points in the normal operating range of the gas

turbine, including the minimum point in the range and peak load. All loads shall be corrected to ISO conditions using the appropriate equations as supplied by the turbine manufacturer.

B. All stack testing shall be performed in accordance with 40 CFR 60.8 and 60.335, 25 Pa. Code Chapter 139 regulations and the most recent version of the Department's *Source Testing Manual*.

C. Two copies of the stack test protocol shall be submitted to the Department at least 60 days in advance of the stack test date. Stack testing shall not take place until permittee has received written approval of the stack test protocol.

D. Company shall notify the Department of the date and the time of the stack test at least 2 weeks prior to the tests so that an observer may be present.

E. Two copies of the stack test results shall be submitted to the Department within 60 days of completion of the test.

F. Stack testing shall be performed within 60 days of achieving maximum firing rate but no later than 180 days after the initial startup.

G. Permittee shall record all pertinent operating data during the stack test and include this data with the stack test results.

25. The combustion turbines are subject to the Title IV Acid Rain Program of the 1990 Clean Air Act Amendments, and shall comply with all applicable provisions of that Title, including the following:

- 40 CFR Part 72 Permits Regulations
- 40 CFR Part 73 Sulfur Dioxide Allowance System
- 40 CFR Part 75 Continuous Emission Monitoring
- 40 CFR Part 77 Excess Emissions

26. The combustion turbines are subject to the applicable requirements of the NO<sub>x</sub> Budget Program established at 25 Pa. Code §§ 123.102—123.120.

27. Per 25 Pa. Code § 127.13, if construction is not commenced within 18 months of issuance of this Plan Approval, or if there is more than an 18-month lapse in construction, a new Plan Approval application shall be submitted.

28. This Plan Approval authorizes the temporary operation of the sources covered by this Plan Approval provided that the following conditions are met.

A. The Department must receive written notice from the permittee of the anticipated date that sources will commence operation.

B. Operation is authorized only to facilitate the startup and shakedown of the sources, to permit operation of the sources pending the issuance of an Operating Permit, or to permit the evaluation of the sources for compliance with all applicable regulations and requirements.

C. This condition authorizes temporary operation of the sources for a period of 180 days from the commencement of operation, provided that the Department receives notice from the permittee under Subpart (A), above.

D. Permittee may request an extension of this Plan Approval if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of this period of temporary operation and shall provide a description of the compli-

ance status of the source, a detailed schedule for establishing compliance, and the reasons that compliance has not been established.

E. The notice submitted by the permittee under Subpart (A), above, prior to the expiration date of this Plan Approval, shall modify the Plan Approval expiration date. The new Plan Approval expiration date shall be 180 days from the date of the start-up.

F. Permittee shall submit a Title V Operating Permit Application within 120 days of startup.

Any person wishing to either object to issuance of plan approval or a proposed condition thereof or to provide the Department with additional information which they believe should be considered prior to the issuance of a plan approval, may submit the information to the Department. Comments may be mailed to the Department at the address shown. All comments must be received within 30 days of the appearance of this public notice. Comments shall include the following:

1. Name, address and telephone number of the person filing the comment.

2. Identification of the proposed plan approval issuance being opposed.

3. Concise statement of the objections to the plan approval issuance, and the relevant facts upon which the objections are based.

Persons needing additional information should contact Barbara Hatch at Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4182. Written comments should be mailed to Joseph Pezze, Regional Air Quality Program Manager, at the same address.

## **REASONABLY AVAILABLE CONTROL TECHNOLOGY**

**(RACT)**

### **Proposed Revision to the State Implementation Plan for Volatile Organic Compounds Approval of a Reasonably Available Control Technology Plan and Operating Permit**

The Department of Environmental Protection (Department) has made a preliminary determination to approve a Reasonably Available Control Technology (RACT) Plan and an amendment to the State Implementation Plan (SIP) for the Spherical Roller Bearing Production Plant owned and operated by SKF USA, Inc. at 525 Fame Avenue in Penn Township, York County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in (RACT) Operating Permit No. 67-02010A for the existing facility to comply with current regulations. Upon final approval, the operating permit will include material substitution, recordkeeping and reporting requirements.

An appointment to review the pertinent documents at the Southcentral Regional Office may be scheduled by contacting Mary DiSanto at (717) 705-4732 between 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

A public hearing will be held for the purpose of receiving comments on the proposed operating permit and SIP revisions. The hearing will be held on June 28, 2000, at the Department's York District Office, 150 Roosevelt

Avenue, York, PA 17404 from 1 p.m. until all scheduled comments on the proposed action are received.

Those wishing to comment are requested to contact Sandra Roderick at (717) 705-4931 at least 1 week in advance of the hearing to schedule their testimony. Commentators are requested to provide two written copies of their remarks at the time of the hearing. Oral testimony will be limited to a maximum of 10 minutes per individual. Organizations are requested to designate an individual to present testimony on behalf of the organization. Written comments may be submitted to Yasmin Neidlinger, Air Pollution Control Engineer, DEP, 909 Elmerton Avenue, Harrisburg, PA 17110 during the 30-day period following publication of this notice.

Persons with a disability who wish to attend the hearing scheduled for June 28, 2000, at the DEP York District Office and who require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Sandra Roderick directly at (717) 705-4931 or through the AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The Department of Environmental Protection (Department) will conduct a public hearing on July 7, 2000, beginning at 1 p.m. in the Air Quality conference room at the Meadville Regional Office located at 230 Chestnut Street.

The hearing is for the Department to accept testimony concerning the Department's decision to approve, with conditions, the revised Reasonably Available Control Technology (RACT) plans by The International Metals Reclamation Co. (245 Portersville Road, P. O. Box 720, Ellwood City, PA 16117) in Ellwood City, Lawrence County. The revised RACT has been filed to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the volatile organic compounds (VOCs) from various air contamination sources. The final RACT proposal will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan (SIP).

The revision will be to the facility RACT VOC emission limit. VOC emissions from the facility shall be revised to a limit not to exceed 178.1 tons per year, to be defined as any 12-month rolling total. The VOC limit is revised from 13.14 tons/year, as defined in RACT Operating Permit No. OP 37-243.

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

The preliminary revised RACT determination, if finally approved, will be incorporated into Plan Approvals and/or Operating Permits for the facilities and will be submitted to the EPA as a revision to the SIP.

Persons wishing to present testimony at the hearing should contact Robert Huston, Air Pollution Control Engineer, DEP, 230 Chestnut Street, Meadville, PA 16335-3494, (814) 332-6940 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes and two written copies of the oral testimony are required. Each organization is requested to designate one witness to present testimony in its own behalf. Those unable to attend the hearing but wish to comment should provide written comments to Robert Huston at the address listed above. Comments should be submitted within 30 days of the date of this publication.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Robert Huston at (814) 332-6940 or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

All the pertinent documents (applications, review memos and draft approvals) are also available for review from 8 a.m. to 4 p.m. at the Meadville Regional Department office (Air Quality). Appointments for scheduling a review must be made by calling the Department contact person noted previously.

## MINING

### APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

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

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

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

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

*Coal Applications Received:*

**56000104. Mountainside Excavating, Inc.** (2692 Salco Road, Berlin, PA 15530), commencement, operation and restoration of bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 147.2 acres, receiving stream unnamed tributaries to Tubs Run and Tubs Run, application received April 25, 2000.

*Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.*

**30980101. Coresco, Inc.** (P. O. Box 1209, Morgantown, WV 26507). Revision application received for the placement of coal ash on approximately 40.11 acres on an existing bituminous surface mine located in Dunkard Township, **Greene County**. Receiving streams: unnamed tributary of Dunkard Creek; Crooked Run—Dunkard Creek and Crooked Run are tributaries of the Monongahela River. Revision application received: May 2, 2000.

*Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840*

**17000902. Johnson Brothers Coal Co., Inc.** (R. R. 1, Box 580, Mahaffey, PA 15757), commencement, operation and restoration of an Incidental Coal Extraction Permit in Lawrence Township, **Clearfield County** affecting 16 acres. Receiving streams: Laurel Run. Application received April 28, 2000.

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

**33940111. MSM Coal Company, Inc.** (P. O. Box 243, DuBois, PA 15801). Renewal of an existing bituminous surface strip operation in Clover and Union Townships, **Jefferson County** affecting 36.0 acres. Receiving streams: Simpson Run and unnamed tributary of Welch Run. Application for reclamation only. Application received May 1, 2000.

**33890122. Terry Coal Sales, Inc.** (P. O. Box 58, Distant, PA 16223). Renewal of an existing bituminous surface strip and auger operation in Knox, Oliver, and Rose Townships, **Jefferson County** affecting 200.0 acres. Receiving streams: Unnamed tributary to Lick Run and Lick Run. Application for reclamation only. Application received May 2, 2000.

**33990102. McKay Coal Company, Inc.** (R. D. 2, Templeton, PA 16259). Revision to an existing bituminous surface strip and auger operation in Perry Township, **Jefferson County** affecting 67.3 acres. Receiving streams: Two unnamed tributaries to Foundry Run, Foundry Run and Perryville Run. Revision to include the addition of 9.2 acres to the surface mining permit. Approximately 24.0 acres Upper Freeport limestone will

be removed along with the coal previously permitted. Application received May 3, 2000.

**33960107. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Transfer of an existing bituminous surface strip operation in Union Township, **Jefferson County**, affecting 17.8 acres. Receiving streams: Welch Run and Unnamed Tributary A to Welch Run. Transfer from MAF Coal & Excavation, Inc. Application received May 4, 2000.

**16753025. C & K Coal Company** (P. O. Box 69, Clarion, PA 16214). Renewal of an existing bituminous strip operation in Monroe and Clarion Townships, **Clarion County** affecting 449.0 acres. This renewal is for reclamation only. Receiving streams: Unnamed tributary to Brush Run. Application received: May 4, 2000.

**16793006. C & K Coal Company** (P. O. Box 69, Clarion, PA 16214). Renewal of an existing bituminous strip and auger operation in Beaver, Licking and Richland Townships, **Clarion County** affecting 983.0 acres. This renewal is for reclamation only. Receiving streams: Turkey Run and unnamed tributary to the Clarion River. Application received: May 4, 2000.

**16753010. C & K Coal Company** (P. O. Box 69, Clarion, PA 16214). Renewal of an existing bituminous surface strip, auger, tipple refuse disposal, fly ash/bottom ash disposal and beneficial use of fly ash operation in Licking and Toby Townships, **Clarion County** affecting 1,126.6 acres. This renewal is for reclamation only. Receiving streams: Six unnamed tributaries to Licking Creek, Licking Creek. Application received May 4, 2000.

**16703006. C & K Coal Company** (P. O. Box 69, Clarion, PA 16214). Renewal of an existing bituminous surface strip, auger, tipple refuse disposal and coal ash placement operation in Perry Township, **Clarion County** affecting 1,190.0 acres. This renewal is for reclamation only. Receiving streams: Four unnamed tributaries to the Clarion River. Application received May 4, 2000.

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

**17941301. Laurel Run Reclamation Co., Inc.** (P. O. Box 372, Bigler, PA 16825-0372), to renew the permit for the Laurel Ridge Mine in Union Township, **Clearfield County** to renew an existing deep mine permit, no additional discharges. Application received March 23, 2000.

**65840701. Crows Nest Synfuels, L. P.** (13 Elm St., Suite 200, Cohasset, MA 02025), to transfer the permit for the Crows Nest Wash Plant in Hempfield Township, **Westmoreland County** to transfer an existing permit from Adam Eidemiller, Inc. to Crows Nest Synfuels, L. P., no additional discharges. Application received March 31, 2000.

**32743711. Helvetia Coal Co.** (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Lucerne No. 8 coal refuse disposal area in Young Township, **Indiana County** to renew the existing Lucerne No. 8 coal refuse disposal area permit, no additional discharges. Application received April 10, 2000.

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

**54813224R3. Richard E. Tallman** (R. R. 1, Box 32, Tower City, PA 17980), renewal of an existing coal refuse reprocessing operation in Butler Township, **Schuylkill County** affecting 9.6 acres, receiving stream—none. Application received April 27, 2000.

### Bureau of Deep Mine Safety

The Bureau of Deep Mine Safety has received a request for variance from Mon View Mining Company. 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 BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

The Department is publishing a summary of the request in order 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. All comments should be addressed to Richard E. Stickler, Director, Bureau of Deep 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. §§ 701 and 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 224 states that whenever any working place approaches within 200 feet of any workings of an adjacent mine, boreholes shall be drilled at least 20 feet in advance of the face of the working place and sufficiently close to each other to insure that the advancing face will not accidentally hole through into the workings. Boreholes shall also be drilled not more than 8 feet apart in the rib of the working place to a distance of at least 20 feet and at an angle of 45°. The rib holes shall be drilled in one or both ribs of such working place as may be necessary for adequate protection of persons working in the place.

*Summary of the request:* Mon View Mining Company requests a variance to drill a 3.5 inch diameter exploratory borehole 20 feet in by the planned ribline for the No. 9 entry of the 1 North submains. This borehole will be drilled 200 feet in by the extent of the projected mining. The exploratory borehole will be drilled to ensure that the projected mining will not encounter uncharted workings of the Buffalo Mine.

## APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

### ENCROACHMENTS

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other

accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.

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

**E46-863.** Encroachment. **Liberty Property Limited Partnership**, 65 Valley Stream Parkway, Malvern, PA 19355. To perform the following activities associated with the construction of an office building at 2301 Renaissance Boulevard;

1. To relocate approximately 720 linear feet of an unnamed tributary to Matsunk Creek (WWF) and routing its flow through 380 linear feet of proposed stream channel. The abandoned channel will be filled to facilitate the construction of an office building, parking facilities, utilities and stormwater facilities.

2. To modify an existing non-jurisdictional dam, Detention Basin No. 1, by reconstructing the embankment across 60 linear feet of unnamed intermittent tributary to Matsunk Creek and 0.05 acre of wetland (PEM). The applicant seeks an Environmental Assessment approval for construction of this facility.

3. To excavate 190 linear feet of unnamed intermittent tributary to Matsunk Creek and portions of the assumed 100-year floodway to facilitate the construction of stormwater Detention Basin No. 2.

4. To construct a non-jurisdictional dam, Detention Basin No. 2, by constructing the embankment across 100 linear feet of unnamed intermittent tributary to Matsunk Creek and 0.09 acre of body of water (POW). The applicant seeks an Environmental Assessment approval for construction of this facility.

5. To place fill in 0.12 acre of body of water (POW) to facilitate the construction of Drive C.

This project proposes impact to a total of 0.05 acre of wetland, 0.21 acre of two bodies of water and approximately 1,060 feet of watercourse. The project is located immediately south of the intersection of Horizon Drive and Renaissance Boulevard (Norristown, PA Quadrangle N: 1.70 inches; W: 1.75 inches) in Upper Merion Township, **Montgomery County**.

**E15-622.** Encroachment. **West Whiteland Township**, 222 North Pottstown Pike, Exton, PA 19341. To remove a single span 6.5 foot by 3.0 foot reinforced concrete box culvert along an unnamed tributary to Valley Creek (CWF-MF) and to install and maintain, in its place, a 205-foot long stream enclosure consisting of twin 68-inch by 43-inch reinforced concrete elliptical pipes. This work will also impact 0.04 acre of wetland (PFO). The site is located at the intersection of Swedesford Road (T-413) and Ship Road (S.R. 1001) (Malvern USGS Quadrangle N: 6.8 inches; W: 16.3 inches) in West Whiteland Township, **Chester County**.

**E15-645.** Encroachment. **Eastern Shore Natural Gas**, 417 Bank Lane, Dover, DE 19904. To construct and maintain segment 1 of the Eastern Shore Natural Gas 2000 Expansion Project which consists of 2.1 miles of

16-inch pipeline along the existing pipeline right-of-way. The pipeline will consist of seven stream crossings and adjacent wetlands:

Four utility line crossings of the West Branch of the White Clay Creek (TSF) (Stream Crossing ID Nos. 9922-1, 9925-1, 9925-2, and 9927-1) and adjacent wetlands (Wetland Crossing ID Nos. 9922, 9925, and 9927).

Three utility line crossings of unnamed tributaries to the West Branch of White Clay Creek (TSF) (Stream Channel ID Nos. 9921-1, 9922-1, and 9926-1) and adjacent wetlands (Wetland Crossing ID Nos. 9921 and 9926).

There will be a total of 0.68 acre of temporary impact to wetlands. This is a linear project which will begin at a point located approximately 200 feet east of the intersection of State Road and School Road in New London Township (West Grove PA-DEL USGS Quadrangle, N: 8.75 inches; W: 15.25 inches) and extend south to a point located approximately 2,000 feet west of the intersection of S. R. 896 and Hess Mill Road in Franklin Township (West Grove PA-DEL USGS Quadrangle N: 3.5 inches; W: 13.25 inches) **Chester County**.

*Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.*

**EA40-007NE.** Encroachment. **Luzerne County.** 200 North River Street, Wilkes-Barre, PA 18711. To remove the abandoned Plymouth-Breslau Bridge across the Susquehanna River (WWF). The bridge piers will be removed down to existing river bed elevations. The project is located approximately 0.6 mile downstream of the Carey Avenue Bridge (Wilkes-Barre West, PA Quadrangle N: 20.6 inches; W: 9.5 inches) in Hanover Township and Plymouth Borough, **Luzerne County** (Baltimore District, Army Corps of Engineers).

**EA40-008NE.** Encroachment. **Luzerne County Flood Protection Authority,** 200 North River Street, Wilkes-Barre, PA 18711. To remove an abandoned railroad bridge across the Susquehanna River (WWF). The bridge piers will be removed down to existing river bed elevations. The project is located approximately 1.3 mile upstream of S. R. 0029 Bridge (Wilkes-Barre West, PA Quadrangle N: 17.6 inches; W: 12.0 inches) in Hanover Township and Plymouth Township, **Luzerne County** (Baltimore District, Army Corps of Engineers).

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

**E08-361.** Encroachment. **Barry W. McLaughlin,** R. R. 3, Box 230, Mifflinburg, PA 17844. To operate and maintain an existing driveway culvert pipe 61 inches high by 56 inches wide by 23 feet 5 inches long in Alba Creek on the east side of Alba Mountain Road approximately 1,700 feet northwest of the intersection of Route 14 with Alba Mountain Road (Canton, PA Quadrangle N: 15.25 inches; W: 11.6 inches) in Canton Township, **Bradford County**. The project does not impact wetlands while impacting approximately 25 feet of waterway. Alba Creek is a Cold Water Fisheries Stream.

**E41-466.** Encroachment. **Pa. Dept. of Transportation,** 715 Jordan Ave., Montoursville, PA 17754. To remove the existing structure and to construct and maintain a single span pre-stressed concrete bridge having a 91.5 foot clear span and a 13-foot average underclearance across Antes Creek on SR 0044/027 (Linden, PA Quadrangle 7.06 inches; 13.19 inches) in Limestone Township,

**Lycoming County.** The project proposes to impact 44 feet of Antes Creek that is classified as a Cold Water Fishery.

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

**E56-294.** Encroachment. **Wheeler Brothers, Inc.,** P. O. Box 737, Somerset, PA 15501. To construct and maintain fill in a de minimis amount of PEM/PSS wetland (0.05 acre) that is associated with an unnamed intermittent tributary within the East Branch Coxes Creek basin (TSF) for the purpose of constructing a truck loading area at a warehouse facility which is being expanded off of Industrial Park Road, approximately 0.5 mile northeast of the intersection with Business Route 219 (Murdock, PA Quadrangle N: 21.85 inches; W: 6.7 inches) in Somerset Borough, **Somerset County**.

**E63-488.** Encroachment. **Canonsburg-Houston Joint Authority,** 68 East Pike Street, Canonsburg, PA 15317. To construct and maintain a stream bank stabilization project along the banks of Chartiers Creek beginning at the C.H.J.A. Raw Sewage Pump Station (Canonsburg, PA Quadrangle N: 3.1 inches; W: 6.0 inches) in North Strabane Township and Canonsburg Borough, **Washington County**.

**E63-490.** Encroachment. **Cecil Township,** 3655 Millers Run Road, Cecil, PA 15321. To construct and maintain a maintenance building, and to operate and maintain two existing buildings along the left bank of Millers Run (WWF) located just south from the intersection of S. R. 0050 and Glass Hill Road (T. R. 662) (Canonsburg, PA Quadrangle N: 12.2 inches; W: 13.6 inches) in Cecil Township, **Washington County**.

**E02-1306.** Encroachment. **Borough of Etna,** 437 Butler Street, Pittsburgh, PA 15223. To dredge and maintain approximately 2,765 feet of Pine Creek (TSF) for the purpose of improving the hydraulic capacity of the channel. The project begins approximately 425 feet upstream of the Grant Avenue crossing of Pine Creek and ends approximately 225 feet downstream of the Butler Street crossing of Pine Creek (Glenshaw, PA Quadrangle, starts at N: 0.8 inch; W: 10.1 inches and ends N: 0.0 inches; W: 9.4 inches) in the Borough of Etna, **Allegheny County**.

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

**E25-608.** Encroachment. **Greater Erie Industrial Development Corp.,** 5240 Knowledge Parkway, Erie, PA 16540. To conduct the following activities within Phases 2 and 3 of the Knowledge Park industrial park located between Jordan Road and Station Road north of I-90 located in Harborcreek Township, **Erie County**.

1. The following are associated with the construction of Knowledge Parkway connecting Jordan Road and Station Road:

a. Fill 0.064 acre of wetland C approximately 1,900 feet east of Jordan Road for roadway embankment and utility lines (Hammett, PA Quadrangle N: 20.85 inches; W: 13.3 inches).

b. To construct and maintain a stream enclosure consisting of twin 54-inch diameter, 118-foot long culverts and utility lines in a tributary to Fourmile Creek approximately 2,100 feet east of Jordan Road (Hammett, PA Quadrangle N: 20.95 inches; W: 13.2 inches).

c. To construct and maintain a stream enclosure consisting of twin 54-inch diameter, 129-foot long culverts



and utility lines in a tributary to Fourmile Creek approximately 2,630 feet east of Jordan Road (Hammett, PA Quadrangle N: 21.1 inches; W: 13.0 inches).

d. To construct and maintain a stream enclosure consisting of twin 54-inch diameter, 137-foot long culverts and utility lines in a tributary to Fourmile Creek approximately 2,800 feet east of Jordan Road (Hammett, PA Quadrangle N: 21.1 inches; W: 12.95 inches).

e. Fill 0.062 acre of wetland M approximately 2,850 feet east of Jordan Road for roadway embankment and utility lines (Hammett, PA Quadrangle N: 21.15 inches; W: 12.9 inches).

2. To construct and maintain twin 54-inch diameter, 84-foot long culverts in a tributary to Fourmile Creek to provide an access roadway and utility lines to a building lot east of Road D between I-90 and Knowledge Parkway (Hammett, PA Quadrangle N: 21.0 inches; W: 12.9 inches).

3. To construct and maintain a pedestrian bridge having two clear spans of 16.5 feet and an underclearance of 4 feet across a tributary to Fourmile Creek approximately 2,950 feet east of Jordan Road (Hammett, PA Quadrangle N: 21.1 inches; W: 12.8 inches).

4. To construct and maintain a pedestrian bridge having a total length of approximately 187 feet and a minimum underclearance of 1.5 feet over a total of 0.052 acre of wetland C approximately 1,500 feet east of the intersection of Jordan Road and Knowledge Parkway (Hammett, PA Quadrangle N: 20.65 inches; W: 13.2 inches).

5. To fill 0.004 acre of wetland N for construction of North Ridge Road approximately 1,900 feet east of Jordan Road (Hammett, PA Quadrangle N: 21.2 inches; W: 13.3 inches).

6. Fill 0.007 acre of wetland N for lot development north of North Ridge Road approximately 2,200 feet east of Jordan Road (Hammett, PA Quadrangle N: 21.25 inches; W: 13.2 inches).

7. Fill 0.066 acre of wetland O for lot development north of North Ridge Road approximately 1,500 feet east of Jordan Road (Hammett, PA Quadrangle N: 21.3 inches; W: 13.5 inches).

8. To construct and maintain a pedestrian bridge having two side spans of 65 feet and a center span of 100 feet and a maximum underclearance of approximately 60 feet across a tributary to Fourmile Creek (Jordan Run) approximately 400 feet upstream of Jordan Road (Hammett, PA Quadrangle N: 20.95 inches; W: 13.9 inches).

Construction of two roadway crossings, a sanitary sewer line stream crossing and two non-jurisdictional dams in tributaries of Fourmile Creek (having contributory drainage areas less than 100 acres) associated with Phase 1 has been completed.

This project includes creation of 0.272 acre of replacement wetland adjacent to Wetland C south of Knowledge Parkway (Hammett, PA Quadrangle N: 20.85 inches; W: 13.25 inches).

**E25-609.** Encroachment. **Thomas A. Calicchio**, 410 Rondeau Drive, Erie, PA 16505. To extend and maintain an existing jetty by placing 2-foot by 2-foot by 6-foot concrete blocks to a maximum distance from shore of approximately 85 feet into Lake Erie (WWF) to provide shoreline protection. This project is located along the

shore of Lake Erie approximately 2,400 feet north of the intersection of SR Alternate 5 and Grant Avenue (Swanville, PA Quadrangle N: 18.0 inches; W: 7.2 inches) located in Millcreek Township, **Erie County**.

**E25-611.** Encroachment. **Pennsylvania Department of Transportation**, Engineering District 1-0, 225 Elm Street, Oil City, PA 16301. To relocate and maintain approximately 805 linear feet of 96-inch-diameter reinforced concrete culvert stream enclosure, to re-line and maintain an additional 90 linear feet of the existing Garrison Run stream enclosure by slip-lining with PVC liner, fiberglass liner, or an "in-situ" resin lining, and replace and maintain an additional 90 linear feet of 96-inch-diameter reinforced concrete culvert stream enclosure of Garrison Run under S. R. 5 (12th Street). All of these activities are associated with the S. R. 4034 Section A51 (East side access highway) located approximately 700 feet west of the intersection of S. R. 5 (12th Street) and Wayne Street adjacent to Kosciuszka Park (Erie North, PA Quadrangle N: 1.2 inches; W: 8.4 inches) located in the City of Erie, **Erie County**.

**E42-268.** Encroachment. **Pennsylvania Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. To remove the existing structures and to construct and maintain the following structures in Skinner Creek (HQ-CWF) to provide timber harvesting and public access within State Game Lanes No. 61 west of Port Allegany in Liberty Township, **McKean County**:

1. A reinforced concrete box culvert having a 14-foot-wide by 4-foot-high waterway opening or two 5.9-foot-wide by 3.9-foot-high corrugated metal pipe arch culverts on Skinner Creek Road approximately 3.8 miles west of T-408 (Port Allegany, PA Quadrangle N: 8.5 inches; W: 12.9 inches).

2. A reinforced concrete box culvert having two 10-foot-wide by 4-foot-high waterway openings on Coalbed Hollow Road approximately 2.4 miles west of T-408 (Port Allegany, PA Quadrangle N: 6.7 inches; W: 9.9 inches).

**E43-284.** Encroachment. **Mercer County Board of Commissioners**, 503 Mercer County Courthouse, Mercer, PA 16137. To remove the existing County Bridge No. 813 and to construct and maintain a reinforced concrete adjacent box beam bridge having a clear normal span of 39 feet 3 inches and an average underclearance of 9 feet 6 inches on a 75° skew of T-470 (Hamburg Road) across a Tributary to Shenango River (WWF) approximately 1,400 feet north of the intersection of T-470 (Hamburg Road) and SR 4003 (Wasser Bridge Road) (Sharpsville, PA Quadrangle N: 22.3 inches; W: 2.6 inches) located in Hempfield Township, **Mercer County**.

**E62-365.** Encroachment. **Eldred Township Supervisors**, R. D. 2, Box 123A, Pittsfield, PA 16305. To extend and maintain two existing 48-inch-diameter and 60-inch-diameter corrugated metal pipe culverts by an additional 10 feet, to construct and maintain headwalls and wingwalls for these culverts, to remove an existing gravel bar directly upstream of these culverts, and to place rock rip rap in existing roadway ditches and along the constructed wingwalls as part of a Dirt and Gravel Road Improvement project on T-357 (Gossville Road) across the Middle Branch of Caldwell Creek approximately 0.75 mile west of the intersection of T-357 (Gossville Road) and T-316 (Whaley Hill Road) (Grand Valley, PA Quadrangle N: 19.2 inches; W: 8.8 inches) located in Eldred Township, **Warren County**.

## ENVIRONMENTAL ASSESSMENT

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**Requests for Environmental Assessment approval under 25 Pa. Code § 105.15 and requests for certification under section 401 of the Federal Water Pollution Control Act.**


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*Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor, P. O. Box 8554, Harrisburg, PA 17105-8555, (717) 787-8568.*

**D36-259.** Environmental Assessment. **Pennsylvania Game Commission** (2001 Elmerton Avenue, Harrisburg, PA 17110-9797). To modify Middle Creek Dam by constructing a toe drain impacting a de minimis area of wetland (PEM) equal to 0.04 acre. The dam is located across Middle Creek (TSF) at the Middle Creek Wildlife Refuge (Womelsdorf, PA Quadrangle N: 2.90 inches; W: 15.74 inches) in Clay Township, **Lancaster County**.

**EA38-004CO.** Environmental Assessment. **Pennsylvania Lime, Inc.**, P. O. Box 160, Annville, PA 17003). To construct a nonjurisdictional dam across a tributary to Quittapahilla Creek (TSF) to increase the capacity of the existing sediment impoundment at the Old Fiali Quarry. Construction of the dam will impact approximately 120 linear feet of the stream channel. The proposed dam will be located approximately 3,400 feet northwest of the intersection of West Main Street (S. R. 422) and S. R. 934 (Palmyra, PA Quadrangle N: 14.85 inches; W: 3.85 inches) in North Annville Township, **Lebanon County**.

**The following Environmental Assessment and request for Water Quality Certification is being processed under section 105.12(a)(116) and 105.15(b), restoration activities undertaken and conducted under a restoration plan approved by the Department.**

*Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor, P. O. Box 8554, Harrisburg, PA 17105-8555, (717) 787-8568.*

**EA39-010CO.** Environmental Assessment. **Pennsylvania Game Commission** (450 Robinson Lane, Bellefonte, PA 16823). To breach and remove an unnamed jurisdictional dam across Little Lehigh Creek (HQ-CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 4,000 feet downstream of the S. R. 29 bridge crossing Little Lehigh Creek (Allentown West, PA Quadrangle N: 7.5 inches; W: 1.6 inches) Lower Macungie Township, **Lehigh County**.

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

**EA09-008SE.** Encroachment. **United Stor-All Centers, Inc.**, 725 Skippack Pike, Suite 305, Blue Bell, PA 19422. A request for an Environmental Assessment for the construction, operation and maintenance of a nonjurisdictional dam across a small drainage ditch associated with Mill Creek (WWF-MF). The proposed dam will provide stormwater management for the commercial site. The project is situated approximately 250 feet northwest of the intersection of Old Lincoln Highway (Route 213) and Wheeler Way (Langhorne, PA Quadrangle N: 9.60 inches; W: 3.70 inches) in Middletown Township, **Bucks County**.

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

**EA10-012NW.** Environmental Assessment. **Streams Restorations, Inc.**, 3016 Unionville Road, Cranberry Township, PA 16066. To collect five separate acid mine discharges, impact approximately 0.33 acre of a wetland area, construct a 440-ton anoxic limestone drain and to construct a total of approximately 3.95 acres in six separate passive treatment wetlands to restore water quality to a Tributary to Seaton Run. This project is known as the Goff Station Restoration Project located approximately 8,000 feet southwest of Kohlmeier Corners (Eau Claire, PA Quadrangle N: 1.3 inches; W: 16.9 inches) located in Venango Township, **Butler County**.

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**ACTIONS**


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

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

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

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


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*Permits Issued*

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

**Permit No. PA-0026042.** Sewerage. **City of Bethlehem**, 10 East Church Street, Bethlehem, PA 18018 is authorized to discharge from a facility located in the City of Bethlehem, **Northampton County**, to Lehigh River.

**Permit No. PA-0060003.** Sewerage. **Wyoming County Housing Authority**, P. O. Box 350, S. J. Bailey Apartments, Nicholson, PA 18446 is authorized to discharge from a facility located in Nicholson Borough, **Wyoming County**, to Martin's Creek.

**Permit No. 5400401.** Sewerage. **Hawk Mountain Council**, Boy Scouts of America, 4901 Pottsville Pike, Reading, PA 19605-1284. Permit to construct a sewage treatment plant to serve the Hawk Mountain Scout Reservation, located in Wayne Township, **Schuylkill County**.

*Northcentral Regional Office: Department of Environmental Protection, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.*

**NPDES Permit PA0043419.** Sewerage. **Coudersport Area Municipal Authority**, P. O. Box 820, Coudersport, PA 16915. Renewal granted for future sewage plant upgrade to existing facility located at Coudersport Borough, **Potter County**.

**WQM Permit No. 5399402.** Sewerage. **Coudersport Area Municipal Authority**, P. O. Box 820, Coudersport, PA 16915-0829. Approval granted for facility improvements at the existing sewage treatment plant. The facility is located at Eulalia Township, **Potter County**.

**WQM Permit No. 5900402.** Sewerage. **Craig Summers**, 16311 Monica Circle, Cerritos, CA 90703. Approval granted to construct and maintain single residence sewer facility located at Delmar Township, **Tioga County**.

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

**NPDES Permit No. PA0027481.** Industrial. **Pennsylvania Power Company**, P. O. Box 128, Shippingport, PA 15077 is authorized to discharge from a facility located at Bruce Mansfield Plant, Shippingport Borough, **Beaver County** to receiving waters named Ohio River—Outfalls 006—013 and 022; Hayden Run Creek—Outfalls 001—005 and 014; Mill Creek—Outfalls 023—026 and Little Blue Run—Outfall 021.

**NPDES Permit No. PA0218260.** Industrial. **The Public Auditorium Authority of Pittsburgh and Allegheny County**, 425 Sixth Avenue, Suite 1850, Pittsburgh, PA 15219 is authorized to discharge from a facility

located at Steelers Football Stadium, City of Pittsburgh, **Allegheny County** to receiving waters named Allegheny and Ohio Rivers.

**NPDES Permit No. PA0097764.** Sewerage. **Judith K. Folwarczny**, R. D. 4, Box 2380, Mt. Pleasant, PA 15666-9043 is authorized to discharge from a facility located at Judith K. Folwarczny Sewage Treatment Plant, Mt. Pleasant Township, **Westmoreland County** to receiving waters named Shupe Run.

**NPDES Permit No. PA0218391.** Sewerage. **Georges Creek Municipal Authority**, P. O. Box 338, Smithfield, PA 15478 is authorized to discharge from a facility located at Georges Creek Municipal Authority STP, Georges Township, **Fayette County** to receiving waters named Georges Creek.

**Permit No. 0299401.** Sewerage. **Sewickley Hills Kilbuck Run Sanitary Authority**, P. O. Box 283, Sewickley, PA 15143. Construction of a sewage treatment plant located in Sewickley Hills Borough, **Allegheny County** to serve Sewickley Hills Kilbuck Run Area.

**Permit No. 566SO53-A2.** Sewerage. **Cresson Borough Municipal Authority**, P. O. Box 75, Cresson, PA 16630. Construction of STP + PS Modification located in Cresson Township, **Cambria County** to serve Cresson Borough, Cresson Township and Sankertown Borough.

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

**WQM Permit No. 2000404.** Sewerage. **City of Titusville Sewer System**, 107 North Franklin Street, Titusville, PA 16354. This project is for the construction of a new parallel sanitary sewer in the City of Titusville, **Crawford County**.

**WQM Permit No. 6200401.** **Youngsville Borough Sewage Treatment Plant**. 40 Railroad Street, Youngsville, PA 16371-1130. This project is for the construction of sludge reed beds in Youngsville Borough, **Warren County**.

## INDIVIDUAL PERMITS

(PAS)

**The following NPDES Individual Permits for discharges of stormwater from construction activities have been issued.**

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream or Body of Water</i>
PAS10-G409	Applebrook Associates 200 Eagle Road Wayne, PA 19087	East Goshen Township Chester County	East Branch Ridley Creek (HQ)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10Q084-R	Allan L. Goodman et al. P. O. Box 1467 Bethlehem, PA 18016	Lehigh County Lower Milford and Upper Saucon Townships	Unami Creek HQ-TSF

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10R035	CAN DO, Inc. 1 S. Church St. Hazleton, PA 18201-6200	Luzerne County Butler Township	Nescopeck Cr. CWF

*Southcentral Regional Office: Section Chief, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.*

**PAS-10-HO88.** Individual NPDES. **Richard Long, Monroe Twp. Manager/Zoning Officer**, 1220 Boiling Springs Road, Mechanicsburg, PA 17055. To Implement an Erosion and Sedimentation Control Plan for the construction of an athletic facility on 10.5 acres in Monroe Township, **Cumberland County**. The project is located on the right bank of Yellow Breeches Creek just upstream of the T-550 (Leidigh Road) (Mechanicsburg, PA Quadrangle N: 3.3 inches; W: 13.0 inches). Drainage will be to Yellow Breeches Creek. (HQ-CWF)

**INDIVIDUAL PERMITS  
(PAR)**

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**Approvals to Use NPDES and/or Other General Permits**

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The following parties have submitted (1) Notices of Intent (NOIs) for coverage under General NPDES Permits to discharge wastewater into the surface waters of this Commonwealth; (2) NOIs for coverage under General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; or (3) Notifications for First Land Application of Sewage Sludge.

The approval of coverage under these General Permits may be subject to one or more of the following: pollutant or effluent discharge limitations, monitoring and reporting, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective general permit. The Department of Environmental Protection (Department) has reviewed the NOIs and determined that they comply with administrative requirements of the respective permit application. Also, the Department has evaluated the First Land Application of Sewage Sludge for the sites applying for coverage under PAG-7, PAG-8 and PAG-9 and determined that the sites are suitable for land application of sewage sludge.

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

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

*List of  
General Permit Types*

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

*General Permit Type—PAG-2*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Hilltown Township Bucks County	PAR10-D452	Heritage Building Group 3326 Old York Road Suite B Furlong, PA 18925	Pleasant Creek/Perkiomen Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Newtown Township Bucks County	PAR10-D370	J. Loew and Associates 55 Country Club Drive Suite 200 Downingtown, PA 19335	Newtown Creek/Unnamed Tributary to Neshaminy Creek (WWF, MF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Penn and New London Townships Chester County	PAR10-G355	Avon Grove School District 375 South Jennersville Rd. West Grove, PA	Unnamed Tributary to West Branch White Clay Creek (CWF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
East Fallowfield Township Chester County	PAR10-G357	Gerald McKown 59 South Third Street Oxford, PA 19363	Dennis Run (WWF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Schuylkill Township Chester County	PAR10-G370	Valley Forge Meadows 950 West Valley Forge Road King of Prussia, PA 19406	Schuylkill River (WWF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Skippack Township Montgomery County	PAR10-T589	S&H Acquisition Group, Inc. 1364 Welsh Rd. North Wales, PA 19454	Skippack Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Franconia Township Montgomery County	PAR10-T595	WB Homes 538 East Main Street Lansdale, PA 19446	Skippack Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Concord Township Delaware County	PAR10-J172	Gilman Properties 510 Philadelphia Pike Wilmington, DE 19809	Municipal Storm Sewer	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Northampton County City of Bethlehem	PAR10U138	Bethlehem Area School District 1516 Sycamore St. Bethlehem, PA 18017	Lehigh River (UNT), WWF	Northampton CD (610) 746-1971
Northampton County Palmer Township	PAR10U136	MCS Industries, Inc. 2280 Newlins Mill Rd. Easton, PA 18045	Shoeneck Cr. WWF	Northampton CD (610) 746-1971
Germany Township Adams County	PAR-10-0095	C. A. Smith Construction 2300 Broadway Hanover, PA 17331	Piney Creek	Adams County CD 57 North Fifth Street Gettysburg, PA 17325 (717) 334-0636

## NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Silver Spring Township Cumberland County	PAR-10-H227	Exel 501 West Schrock Road Westerville, OH 43081	Hogestown Run	Cumberland County CD 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
East Drumore Township Lancaster County	PAR-10-O-415	Jay M. McComsey 30 Bausman Drive Lancaster, PA 17603	Unt. to Beaver Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
New Holland Borough Lancaster County	PAR-10-O-432	Gerry Horst/Ted Sheaffer 160 N. Pointe Blvd. Manheim, PA 17545	Unt. Conestoga River	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Lancaster City Lancaster County	PAR-10-O-433	Robert A. Wolf II P. O. Box 4832 Lancaster, PA 17604	Unt. Little Conestoga Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
West Lampeter Township Lancaster County	PAR-10-O-435	Wycliffe Bible Translators, Inc. 210 Willow Valley Sq. Lancaster, PA 17602	Unt. Mill Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Caernarvon Township Lancaster County	PAR-10-O-436	Conestoga Mennonite Church P. O. Box 251 Morgantown, PA 19543	Unt. Conestoga River	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Manor Township Lancaster County	PAR-10-O-437	Murry Co/Sher-Wal Inc. 1899 Lititz Pike Lancaster, PA 17601	Unt. Little Conestoga Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
North Londonderry Township Lebanon County	PAR-10-P122	Michael G. Jajambrosic 38 Edison Road Palmyra, PA 17078	Unt. to Swatara Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 3
North Lebanon Township Lebanon County	PAR-10-P127	George Christianson 411 Chestnut Street Lebanon, PA 17042	Union Canal	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 3
Jackson Township Lebanon County	PAR-10-P123	Louis G. Hurst Arbogate 950 East Kercher Avenue Myerstown, PA 17067-2191	Tulpehocken Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 3
Clearfield County Lawrence and Pike Townships	PAR101760	Jeff S. Williams Clearfield Muni. Auth. 107 E. Market St. Clearfield, PA 16830	Montgomery Creek	Dept. of Env. Protection Water Management Soils and Waterways Section 208 W. 3rd St. Suite 101 Williamsport, PA 17701 (570) 327-3574

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Clearfield County Bell Township	PAR101762	Bureau of Abandoned Mine Reclamation P. O. Box 8476 Harrisburg, PA 17105-8476	Unt. Haslett Run and Curry Run	Dept. of Env. Protection Water Management Soils and Waterways Section 208 W. 3rd St. Suite 101 Williamsport, PA 17701 (570) 327-3574
Union County Kelly Township	PAR106839	Peachwood II Phase I 521 North Derr Dr. Lewisburg, PA 17837	Unt. Susquehanna River	Union County CD 60 Bull Run Crossing Lewisburg, PA 17837 (570) 523-8782
Sharpsville Borough Mercer County	PAR104349	Sharpsville Area School Dist. 100 Hittle Drive Sharpsville, PA 16150	Shenango River (WWF)	Mercer Conservation District 747 Greenville Road Mercer, PA 16137 (724) 662-2242
Farmington Township Warren County	PAR107207	Farmington Twp. Supvrs. R. D. 2, Box 2265 Russell, PA 16345	Unt. to Kiantone Creek (CWF)	Warren Conservation District 609 Rouse Home Avenue Suite 203 Youngsville, PA 16371 (814) 563-3117

*General Permit Type—PAG-3*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Philadelphia County City of Philadelphia	PAR800091	PA Army National Guard 2734 Southampton Road Philadelphia, PA 19154	Byberry Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Bucks County Sellersville Borough	PAR800092	PA Army National Guard 225 East Park Avenue Sellersville, PA 18960	Perkiomen Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Philadelphia County City of Philadelphia	PAR800093	PA Army National Guard 5350 Ogontz Avenue Philadelphia, PA 19141	Stormsewer Tributary to Wissahickon Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Chester County East Pikeland Township	PAR800094	PA Army National Guard 1159 Rapps Dam Road Phoenixville, PA 19460	French Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Montgomery County Plymouth Township	PAR800095	PA Army National Guard 1046 Belvoir Road Norristown, PA 19401	Diamond Run Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Philadelphia County City of Philadelphia	PAR800096	PA Army National Guard Building No. 56 Fort Mifflin 6400 Hog Island Road Philadelphia, PA 19153	Delaware River	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130

## NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Lancaster County East Hempfield Township	PAR803594	Dana Corporation 2919 Old Tree Drive Lancaster, PA 17603	Brubaker Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Lancaster City	PAR143516	Packaging Corporation of America 1530 Fruitville Pike Lancaster, PA 17601	Huber Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Brecknock Township	PAR203593	Lippert Componenets Inc. 1658 Dry Tavern Road Denver, PA 17517	Little Muddy Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Dauphin County Swatara Township	PAR803591	United Parcel Service, Inc. 1821 S. 19th Street Harrisburg, PA 17104	Spring Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County York City	PAR803589	United Parcel Service, Inc. 590 Willow Springs Lane York, PA 17404	Unt. to Little Conewago Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Rapho Township	PAR803590	United Parcel Service, Inc. 1155 Enterprise Road East Petersburg, PA 17520	Unt. to Little Conestoga Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County York City	PAR803588	United Parcel Service, Inc. 3500 West Market Street York, PA 17401	Unt. to Codorus Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Reading City	PAR803587	United Parcel Service, Inc. Reading Crest Avenue Reading, PA 19601	Schuylkill River	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Franklin County Chambersburg Borough	PAR803592	United Parcel Service, Inc. 118 Industrial Drive Chambersburg, PA 17201	Conococheaque Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Dauphin County Harrisburg City	PAR213511	Pennsy Supply, Inc. P. O. Box 3331 Harrisburg, PA 17106-3331	Paxton Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Paint and Elk Townships Clarion County	PAR808370	Clarion County Airport Authority 126 Manor Road Shippenville, PA 16254	Deer Creek Basin	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942



*General Permit Type—PAG-4*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Blair County Greenfield Township	PAG043648	George C. Harbaugh Box 471 East Freedom, PA 16637	Unt. to Frankstown Branch of Juniata River	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County Monroe Township	PAG043649	George B. and Thelma R. Blankley HCR 4, Box 173 Everett, PA 15537	Clear Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Delmar Township Tioga County	PAG045091	Craig Summers 16311 Monica Circle Cerritos, CA 90703	Unt. to Wilson Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

*General Permit Type—PAG-8*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Fulton Township Lancaster County	PAG-08-0004	Philadelphia Water Department 1101 Market Street Philadelphia, PA 19153	Huth Farm Fulton Township Lancaster County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Napier Township Bedford County	PAG-08-3516	Snake Spring Twp. Mun. Auth. 624 Pennknoll Road Everett, PA 15537	Gfolf Farm Napier Township Bedford County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
East Providence Township Bedford County	PAG-08-3539	East Providence Twp. Mun. Auth. P. O. Box 83 Breezewood, PA 15533	Mellott Farm East Providence Twp. Bedford County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
South Hanover Township Dauphin County	PAG-08-3518	Derry Township Municipal Auth. P. O. Box 447 Hershey, PA 17033	Hershey Trust Farm No. 3 South Hanover Township Dauphin County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
East Donegal Township Lancaster County	PAG-08-3546	Mount Joy Borough Authority WWTP 21 East Main Street Mount Joy, PA 17552	N/A	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*General Permit Type—PAG-9*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Cambria County Barr Township	PAG096105	Brawley Septic Service 254 Brawley Road Carrolltown, PA 15722	Brawley Farm	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

## General Permit Type—PAG-10

Facility Location  
County and  
Municipality

Permit No.

Applicant Name  
and AddressReceiving Stream,  
Body of Water  
or Site Name  
and AddressContact Office and  
Telephone No.Lebanon County  
Bethel Township

PAG103504

Texas Eastern Transmission  
Corporation  
5400 Westheimer Court  
Houston, TX 77056-5310Trib. to  
Tulpehocken CreekDEP—Southcentral  
Region  
909 Elmerton Avenue  
Harrisburg, PA 17110  
(717) 705-4707**SAFE DRINKING WATER****Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

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

**Permit No. 4599505.** Public water supply. **The Shepard's Inn**, Herbert W. Detwiler, President, P. O. Box 302, Cresco, PA 18326. This proposal involves the construction of a water supply well, pump station, distribution lines, a 34,000 gallon storage tank and treatment facilities for raw water disinfection. The project also includes an onlot subsurface disposal system for the 42 1-bedroom housing development. It is located in Barrett Township, **Monroe County**. Permit issued on April 24, 2000.

**Minor Amendment to Stroudsburg Municipal Authority**, Kenneth Brown, Manager, 410 Stokes Avenue, East Stroudsburg, PA 18301. It is located in Stroud Township, **Monroe County**. Permit issued on April 13, 2000.

**Minor Amendment to Stroudsburg Municipal Authority**, Kenneth Brown, Manager, 410 Stokes Avenue, East Stroudsburg, PA 18301. It is located in Stroud Township, **Monroe County**. Permit issued on April 20, 2000.

**Minor Amendment to Mary-D Community Association Transmission Main**, John Nortavage, 34-36 Forest Lane, Mary D, PA 17952. It is located in Schuylkill Township, **Schuylkill County**. Permit issued on April 24, 2000.

**Operations Permit No. 3540038**, issued to **Schuylkill County Municipal Authority** on April 19, 2000, located in Tremont Borough, **Schuylkill County**.

**Operations Permit No. 3480032** issued to **Walnutport Water Authority**, (Well No. 5 water Filtration Plant) on March 27, 2000, located in Walnutport Borough, **Northampton County**.

**Operations Permit No. 2400023**, issued to **Keystone Job Corp.**, corrosion control treatment on March 29, 2000, located in Butler Township, **Luzerne County**.

**Operations Permit No. 2580038** issued to **Liberty Mobile Home Park** on May 2, 2000, located in Liberty Township, **Susquehanna County**.

*Southcentral Regional Office: Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.*

**Permit No. 2899504.** Public water supply. **Scott Water Company**, Greene Township, **Franklin County**. *Responsible Official:* Clyde A. Scott, 2915 Johnson Drive, Chambersburg, PA 17201. *Type of Facility:* An Operation

Permit was issued authorizing use of Well No. 2 as a source of supply at a rate of 27 gallons per minute. Treatment will be provided by existing, previously permitted facilities. *Consulting Engineer:* Max E. Stoner, P.E., Glace Associates, Inc., 3705 Trindle Road, Camp Hill, PA 17011-4334. Permit to Operate Issued: April 24, 2000.

**Permit No. 2299501.** Public water supply. **United Water Pennsylvania**, Susquehanna Township, **Dauphin County**. *Responsible Official:* Cary Gaw, P.E., Managing Engineer. *Type of Facility:* Installation of a ClorTec On-Site liquid sodium hypochlorite generation unit. *Consulting Engineer:* Cary Gaw, P. E., Managing Engineer. Permit to Operate Issued: May 1, 2000.

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

**Permit No. Minor Amendment.** The Department issued a Minor Amendment Operation Permit to **Consumers Pennsylvania Water Company**, Susquehanna Division, 204 East Sunbury Street, Shamokin, PA 17872-4859, Sayre Borough, **Bradford County**. The permit is for operation of the West Side Storage Tank and Booster Chlorination Station.

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

**Permit No. 1191508-T1.** Public water supply. **Blacklick Valley Municipal Authority**, P. O. Box 272, Twin Rocks, PA 15960. *Type of Facility:* 300,000 Gallon Ground Level Storage Tank. *Permit issued for Operation:* April 27, 2000.

**Permit No. 1189510-T1.** Public water supply. **Blacklick Valley Municipal Authority**, P. O. Box 272, Twin Rocks, PA 15960. *Type of Facility:* Interconnect with the Nanty Glo Water Authority System. *Permit issued for Operation:* April 27, 2000.

**Permit No. 1192506-T1.** Public water supply. **Blacklick Valley Municipal Authority**, P. O. Box 272, Twin Rocks, PA 15960. *Type of Facility:* Wells No. 2 and 3, Iron and Manganese Sequestration, Hypochlorination and Treatment Building. *Permit issued for Operation:* April 27, 2000.

*Northwest Regional Office: Regional Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-8899.*

**Permit No. 1099504.** Public water supply. **Municipal Sewer and Water Authority of Cranberry Township**, 2525 Rochester Road, Suite 700, Cranberry Township, PA 16066-6498 has been issued a permit for the construction of a 3.0 mg storage tank to replace the existing North Tank and install 3,700 feet of 16" ductile iron pipe as a transmission line in Cranberry Township, **Butler County**. *Type of Facility:* Community Water Supply. *Consulting Engineer:* Terry G. Soster, P.E., KLH Engineers,

Inc., 5173 Campbells Run Road, Pittsburgh, PA 15205.  
*Permit to Construct Issued:* May 1, 2000.

## HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

### Notice of Settlement under CERCLA and HSCA

The Department of Environmental Protection (Department) under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C.A. §§ 9601—9675) has entered into a settlement regarding past and future response costs related to the Strasburg Landfill Superfund Site. The settlement is embodied in a Consent Decree between the Department and Somerset Strippers of Virginia, Inc., Buckley & Company, Inc., Robert R. Buckley, Sr. and Joseph M. Martosella, Sr. (collectively Defendants). The Consent Decree has been lodged with the United States District Court for the Eastern District of Pennsylvania.

The Strasburg Landfill Superfund Site is located in Newlin and West Bradford Townships, Chester County, PA. The Site encompasses approximately 300 acres and includes the groundwater, soil and other media affected by the release of hazardous substances from the Strasburg Landfill. The United States Environmental Protection Agency (EPA) placed the site on the National Priorities List on March 31, 1989. Thereafter, the EPA conducted a Remedial Investigation/Feasibility Study at the site wherein it determined that hazardous substances and contaminants, including but not limited to VOCs, benzene, PCE, TCE, toluene, arsenic and chromium, had been released into the environment at the site. The EPA designated four Operable Units at the site, and has selected remedial responses for three of the four Operable Units. The EPA has implemented remedial actions at the Site relating to leachate collection and treatment (Operable Unit 1), site access control (Operable Unit 2), and subsurface remediation and construction of a landfill cap (Operable Unit 3). The EPA has not yet selected a remedy for groundwater at the site (Operable Unit 4).

Under the terms of the Consent Decree, the settling parties shall pay to the Department \$750,000.00 for costs incurred and to be incurred by the Department at the Strasburg Landfill site. Once payment has been made under the Decree, Somerset Strippers of Virginia, Inc., Buckley & Company, Inc., Robert R. Buckley, Sr. and Joseph M. Martosella, Sr. will have resolved their liability to the Department and will be eligible for contribution protection as provided in section 705(c)(2) of HSCA (35 P. S. § 6020.705(c)(2)) and section 113(f) of CERCLA (42 U.S.C.A. § 9613(f)), regarding matters addressed in the Consent Decree.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113). The Consent Decree is available for public review and comment and may be examined from 8 a.m. to 4 p.m. at the Department's Offices at Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428 by contacting Tim Sheehan at (610) 832-6149 or Anderson Lee Hartzell at (610) 832-6300. A public comment period on the Consent Decree will extend for 60 days from the date of publication of this Notice. Interested persons may submit written comments regarding the Consent Decree to Tim Sheehan at the above address.

### Notice of Interim Response

#### Upper Salford Township, Montgomery County Baghurst Alley Site

The Department of Environmental Protection (Department) is issuing this notice under section 506(b) of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304) (HSCA).

The Department, under the authority of HSCA, began an interim response action on November 23, 1999, at the Baghurst Alley Site (Site), located near Baghurst Alley and Hendricks Road in Upper Salford Township, Montgomery County. The Site has a plume of contaminated groundwater, affecting a number of residential wells. Based on the release and threat of release of hazardous substances at the Site, and corresponding threats to human health and the environment, the Department decided that it was necessary to implement an interim response action at the Site under authority under sections 501(a) and 505(b) of HSCA (35 P. S. §§ 6020.501(a) and 6020.505(b)).

The contaminants of concern at this site include 1,1-Dichloroethene (1,1-DCE), 1,1-Dichloroethane (1,1-DCA), 1,1,1-Trichloroethane (1,1,1-TCA) and Trichloroethene (TCE). All of these compounds have been reported over MCLs in at least one residential well. Approximately 30 homes are currently known to be affected by the contamination.

The Department is providing bottled water to affected residents, to minimize the exposure to and threat from the contaminants.

A separate Response Action is planned to investigate the source and extent of the contamination.

Alternative 1) A No Action alternative provides a baseline against which all other alternatives can be compared and/or judged. Had the Department selected the "No Action" alternative, any actual or potential health and environmental risk posed by the Site would have remained the same.

Alternative 2) Carbon Filtration is not a permanent solution and would require many years of ongoing operations and maintenance costs. In addition, some of the homes could not accommodate the filtration systems. It does not comply with the ARAR preference for a permanent solution.

Alternative 3) Connection to a Public Water Supply System is a permanent solution, and complies with ARARs. There are permitting and franchising issues which might significantly delay implementation of this alternative for this community.

Alternative 4) Creative of a Community Water System is the preferred alternative. It is a permanent solution, complies with ARARs, and could be implemented quickly, assuming the support and cooperation of the municipality.

In evaluating these alternatives, the Department considered the criteria of permanence, protection of human health and environment, and the alternatives' ability to meet applicable, relevant and appropriate State and Federal requirements (ARARs). The Department also considered cost-effectiveness in analyzing the interim alternatives. The Department determined that the "No Action" alternative would not be protective of the public health. The Department proposes Alternative 4, Creation of a Community Water Supply. This alternative is protec-

tive of the public health and environment, compiles with ARARs, and is feasible and effective.

An Administrative Record which contains more detailed information concerning the interim response action is available for public inspection. The Administrative Record may be examined from 8 a.m. to 4 p.m. at the Department's office at Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000. Individuals interested in examining the Administrative Record should contact April Flipse at (610) 832-5937 to arrange for an appointment.

An additional copy of the Administrative Record is available for review at the Upper Salford Township Building, during their normal business hours.

A public hearing is scheduled under section 506(d) of HSCA for July 12, 2000 at 7 p.m. at the Upper Salford Township Building, Salford Station Road, Salfordville, PA 18958. Persons who want to present formal oral comments regarding this interim response may do so by registering with the Department before the meeting. Individuals may register by calling the Department's Community Relations Coordinator, John Gerdemann, at (610) 832-6228.

Persons with a disability who wish to attend the July 12 meeting and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact John Gerdemann at the telephone number listed above or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The public may also submit written comments regarding the Department's interim response action during the period of public comment. Under section 506(c) of HSCA, the Department has established a period for public comment, which shall run from the date of this notice through August 21, 2000. Written comments should be addressed to April Flipse, Project Officer, at the Department's address listed above.

Individuals with questions concerning this notice should contact April Flipse at (610) 832-5937.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site 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 methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

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

**Milford Inn, Milford Borough, Pike County.** S&M Management Incorporated, P. O. Box 1429, Milford, PA 18337 has submitted a Final Report (on behalf of their client, Raymond Calestini, Skytop Lane, Matamoras, PA 18336) concerning the remediation of site soils found or suspected to have been contaminated with no. 2 home heating oil constituents. The report was submitted to document remediation of the site to meet the Statewide health standard. A Notice of Intent to Remediate was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

*Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.*

**Red Rose Buick Suzuki, Manheim Township, Lancaster County.** Red Rose Buick Suzuki, 939 North Prince Street, Lancaster, PA 17693 has submitted a Final Report concerning remediation of site soils contaminated with BTEX, PHCs and PAHs. The report is intended to document remediation of the site to the Statewide health standard.

**Nello Tire, Springettsbury Township, York County.** Environmental Resources Management, 2666 Riva Road, Suite 2000, Annapolis, MD 21401 has submitted a Final Report concerning remediation of site soils and groundwater contaminated with BTEX and PHCs. The report is intended to document remediation of the site to a combination of the Statewide health and site specific standards.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908) and Chapter 250 Administration of Land Recycling Program.**

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Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation Standards Act (act). Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report, and cleanup plan. A remedial investigation report includes conclusions

from the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis 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 methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the content of the plans and reports, please contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of the plan and report appears. If information concerning the plan and report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports.

*Southeast Regional Office: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.*

**Valhal Corporation**, City of Philadelphia, **Philadelphia County**. A Final Report concerning remediation of site soil contaminated with PCBs, lead, heavy metals and petroleum hydrocarbons was submitted to the Department. The report did not demonstrate attainment of the Statewide health standard and was disapproved by the Department on November 10, 1997.

**US Can Company** (former Ellisco Plant site), City of Philadelphia, **Philadelphia County**. A Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons and polycyclic aromatic hydrocarbons and groundwater contaminated with solvents was submitted to the Department. The report demonstrated attainment of site specific standards for soil and background standards for groundwater and was approved by the Department on November 12, 1997.

**Bristol Borough Recreation Authority**, Bristol Borough, **Bucks County**. A Final Report concerning remediation of site soil contaminated with pesticides was submitted to the Department. The report demonstrated attainment of the Statewide health standard and was approved by the Department on November 18, 1997.

**Clifford McCoy Residence**, New Britain Township, **Bucks County**. A Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons and polycyclic aromatic hydrocarbons was submitted to the Department. The report demonstrated attainment of the Statewide health standard and was approved by the Department on November 19, 1997.

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

**Pennsylvania Power & Light Company (PP&L)—Distribution Pole No. 64174S46692 (Gilmore Avenue)**, City of Allentown, **Lehigh County**. PP&L, Envi-

ronmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on October 2, 1997.

**Pennsylvania Power & Light Company (PP&L)—Distribution Pole No. 62898S45606 (28th Street)**, City of Allentown, **Lehigh County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on October 2, 1997.

**Pennsylvania Power & Light Company (PP&L)—Distribution Pole No. 63134S48433 (Union Street)**, Whitehall Township, **Lehigh County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on October 8, 1997.

**Pennsylvania Power & Light Company (PP&L)—Distribution Pole No. 64413S48756 (Airport Road)**, City of Bethlehem, **Lehigh County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on October 9, 1997.

*Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.*

**Loewengart & Co., Inc.**, Mercersburg Borough, **Franklin County**. A baseline environmental report has been submitted concerning the remediation of site soils and groundwater contaminated with heavy metals. The site was remediated at a special industrial area. The baseline environmental report was approved by the Department on October 2, 1997.

*Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6525.*

**Peddigree Residence**, City of Lock Haven, **Clinton County**. Brian Evans, on behalf of his clients Greg and Melissa Peddigree, 29 North Jones Street, Lock Haven, PA 17745, 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 April 24, 2000.

**Dana Corporation—Building 93**, Berwick Borough, **Columbia County**. RMT, Inc., on behalf of their client Dana Corporation, 2424 West State Boulevard, Fort Wayne, IN 46808, has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with PHCs and PAHs. The Remedial Investigation Report was approved by the Department on May 3, 2000.

*Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.*

**Specialty Metals Operations, Babcock & Wilcox Company**, Big Beaver Borough, **Beaver County**. John G. Manda, IEMC, Inc., 804 Wabash Avenue, Chesterton, IN 46304, has submitted a Final Report concerning remediation of site soil contaminated with heavy metals, solvents, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on November 25, 1997.

**LTV Southside**, Sarah Street Properties, City of Pittsburgh, **Allegheny County**. URA of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219, URA of Pittsburgh, a.m. Rodriguez Associates, 200 Railroad Avenue, Carnegie, PA 15016 and Martin C. Knuth, Civil and Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 has submitted a Remedial Investigation Report, Risk Assessment and Cleanup Plan on January 28, 2000 in response to the denial on January 21, 2000 on the previously submitted reports and plans concerning remediation of site soil contaminated with solvents, BTEX and beryllium. The Reports were approved by the Department on April 25, 2000.

**Swissvale Auto Surplus Parts**, Borough of Swissvale, **Allegheny County**. Keith Welks, Phoenix Land Recycling Company, 105 North Front Street, Suite 106, Harrisburg, PA 17101 and Frances Kalik, c/o Thomas Landye, Esquire, 3500 First Interstate Tower, Portland, OR 97201 has submitted a final report concerning remediation of site soil contaminated with PCBs, lead, heavy metals and dioxin. The final report demonstrated attainment of the Statewide health standard and was approved by the Department on April 26, 2000.

## SOLID AND HAZARDOUS WASTE

### LICENSE TO TRANSPORT HAZARDOUS WASTE

**Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.**

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

**Aghog, Inc.**, 773 Patterson Court, Inkster, MI 48141; License No. **PA-AH S224**; renewal license issued May 2, 2000.

**Drug & Laboratory Disposal, Inc.**, 331 Broad Street, Plainwell, MI 49080; License No. **PA-AH S231**; renewal license issued May 4, 2000.

**License expired under the Solid Waste Management Act (35 P. S. §§ 6018.1001—6018.1003) and regulations for license to transport hazardous waste.**

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

**Chemical Leaman Tank Lines, Inc.**, 102 Pickering Way, Exton, PA 19341-0200; License No. **PA-AH 0030**; license expired on May 1, 2000.

**Northeast Environmental Services, Inc.**, R. R. 6, Box 8B, Canastota, NY 13032; License No. **PA-AH 0376**; license expired on May 1, 2000.

**Amended license issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.**

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

**Metallix, Inc.**, Foot of Jersey Avenue, Jersey City, NJ 07302; License No. **PA-AH S126**; amended license issued May 5, 2000.

### 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.**

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

A permit to allow leachate recirculation at the **Superior Greentree Landfill** was issued by the Regional Office on May 8, 2000, to Superior Greentree Landfill, 635 Toby Road, Kersey, PA 15846, (**Permit No. 101397**), located in Fox Township, **Elk County**.

### PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

#### INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

**Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.**

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

**Med-Flex, Inc.**, 105 High Street, Mt. Holly, NJ 08060; License No. **PA-HC 0207**; renewal license issued May 4, 2000.

**Infectious and chemotherapeutic waste transporter license voluntarily terminated under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.**

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

**Cowan Systems, Inc.**, 1910 Halethorpe Farms Road, Baltimore, MD 21227; License No. **PA-HC 0206**; license terminated May 3, 2000.

## AIR QUALITY OPERATING PERMITS

**General Plan Approval and Operating Permit usage authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.*

**GP3-57-01: Bernice Mining and Contracting, Inc.** (P. O. Box 208, Mildred, PA 18632) on April 11, 2000, for construction and operation of a sandstone crushing and sizing operation under the General Plan Approval and General Operating Permit for Portable Non-Metallic Mineral Processing Plants (BAQ-GPA/GP3) in Cherry Township, **Sullivan County**.

*Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**GP-10-267: Three Rivers Aluminum Co., TRACO** (71 Progress Avenue, Cranberry Township, PA 16066) on May 5, 2000, for installation and operation of a burn off oven in Cranberry Township, **Butler County**.

**GP-33-166: Original Fuels, Inc., Pine Run Mine** (Box 343, Punxsutawney, PA 15767) on May 5, 2000, for installation and operation of portable mineral processing plant in Perry Township, **Jefferson County**.

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

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

**OP-46-0015: Occidental Chemical** (Armand Hammer Boulevard, Pottstown, PA 19464) on March 29, 2000, for Facility VOCs/NOx in Lower Pottsgrove Township, **Montgomery County**.

**OP-09-0022: Cleveland Steel Container Corp.** (350 Mill Street, Quakertown, PA 18951) on March 31, 2000, for fountain solution in Quakertown Borough, **Bucks County**.

**OP-09-0001A: Avery Dennison Corp.** (35 Penn Am Drive, Quakertown, PA 18951) on April 13, 2000, for Facility VOC/NOx RACT in Richland Township, **Bucks County**.

**OP-09-0013: Wheelabrator Falls, Inc.** (1201 New Ford Mill Road, Morrisville, PA 19067) on April 13, 2000, for Facility VOC in Falls Township, **Bucks County**.

**OP-09-0021: MRI Flexible Packaging** (122 Penns Trail, Newtown, PA 18940) on April 17, 2000 for Facility VOCs/NOx RACT in Newtown Township, **Bucks County**.

**OP-46-0024: McNeil Consumer Healthcare** (7050 Camp Hill Road, Fort Washington, PA 19428) on April 21, 2000, for Facility VOCs/NOx RACT in Whitmarsh Township, **Montgomery County**.

**TVOP-09-00025: Delbar Products, Inc.** (7th and Spruce Streets, Perkasie, PA 18944) on May 8, 2000, for Facility Title V Operating Permit in Perkasie Borough, **Bucks County**.

**OP-09-0022: Cleveland Steel Container Corp.** (350 Mill Street, Quakertown, PA 18951) on March 24, 2000, for fountain solution in Quakertown Borough, **Bucks County**.

**OP-46-0035: SmithKline Beecham Pharmaceuticals** (709 Swedeland Road, King of Prussia, PA 19406) on March 24, 2000, for two emergency generators in Upper Merion Township, **Montgomery County**.

**OP-46-0050: Rohm & Haas DVI** (727 Norristown Road, Spring House, PA 19477) on February 23, 2000, for Synthetic Minor NOx Facility in Lower Gwynedd Township, **Montgomery County**.

**Operating Permits transferred under the Air Pollution Control Act (35 P. S. §§ 4001—4015).**

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

**46-399-113: Ford Electronics & Refrigeration LLC** (2750 Morris Road, Lansdale, PA 19446) for operation of two selective soldering machines in Worcester Township, **Montgomery County**.

**46-301-272: Lansdale Crematory, Inc.** (Derstine and Cannon Avenues, Lansdale, PA 19446) for operation of a human crematory in Lansdale Borough, **Montgomery County**.

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

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

**OP-46-0012: Philadelphia Newspaper, Inc.** (800 River Road, Conshohocken, PA 19428), on March 15, 2000, for operation of a backup generator and fuel pump in Upper Merion Township, **Montgomery County**.

**OP-15-0074: R. A. Ferris & Co., Inc.** (899 Fern Hill Road, West Chester, PA 19380) on April 27, 2000, for operation of a crematory incinerator in West Goshen Township, **Chester County**.

**OP-09-0063: New Hope Crushed Stone** (6970 Phillips Mill Road, New Hope, PA 18938) on April 28, 2000, for operation of two diesel generators in Solebury Township, **Bucks County**.

**OP-09-0046: RJM Manufacturing, Inc.** (250 Canal Road, Fairless Hills, PA 19030) on April 28, 2000, for operation of a flexographic press in Falls Township, **Bucks County**.

**TVOP-46-00019: Lockheed Martin Corp.** (935 First Avenue, King of Prussia, PA 19406) on March 31, 2000, for operation of a Facility Title V Operating Permit in Upper Merion Township, **Montgomery County**.

**TVOP-09-00012: Klearfold, Inc.** (364 Valley Road, Warrington, PA 18976) on April 6, 2000, for operation of a Facility Title V Operating Permit in Warrington Township, **Bucks County**.

**TVOP-15-00013: Graphic Packaging Corp.** (240 Continental Boulevard, Malvern, PA 19355) on April 12, 2000, for operation of a Facility Title V Operating Permit in Tredeffrin Township, **Chester County**.

**TVOP-23-00043: Sunoco, Inc.** (R&M) (Hog Island Road, Tincum, PA 19153) on April 12, 2000, for operation of a Facility Title V Operating Permit in Tincum Township, **Delaware County**.

**TVOP-23-00045: Sunoco, Inc.** (R&M) (4041 Market Street, Aston, PA 19014) on May 8, 2000, for operation of a Facility Title V Operating Permit in Upper Chichester Township, **Delaware County**.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.*

**08-301-017: Northern Bradford Crematory** (12 Williams Street, South Waverly, PA 18840) on April 11, 2000 for operation of a crematory incinerator in South Waverly Borough, **Bradford County**.

**41-399-025: Plastic Development Co., Inc.** (P. O. Box 4007, Williamsport, PA 17701) on April 18, 2000, for operation of a fiberglass reinforced plastics manufacturing facility in Woodward Township, **Lycoming County**.

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

**OP-63-00141: Rubber Rolls, Inc.** (398 Country Club Road, Meadow Lands, PA 15347) on May 3, 2000, for operation of rubber products manufacturing at Meadow Lands Plant in Chartiers Township, **Washington County**.

*Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**PA-24-012A: Carbide Graphite Group, Inc.** (800 Theresia Street, St. Mary's, PA 15857) on January 30, 2000, for coke and graphite material handling, milling, screening and mixing in St. Mary's, **Elk County**.

**62-00012: Sithe Pennsylvania Holdings LLC** (Broad Street, Warren, PA 16355) issued a Title V Operating Permit on May 4, 2000, in Conewango Township, **Warren County**.

**10-00027: Penreco** (138 Petrolia Street, Karns City, PA 16041) issued a Title V Operating Permit for emission sources including several boilers, furnaces, the oleum process equipment and flares in Karns City Borough, **Butler County**.

*Philadelphia Department of Public Health, Air Management Services, 321 University Ave., Philadelphia, PA 19104, (215) 685-7584.*

**S95-059: E. I. DuPont de Nemours—Marshall Laboratory** (3401 Grays Ferry Avenue, Philadelphia, PA 19146) on May 9, 2000, for operation of a research and development facility in the DuPont high performance coatings business, specializing in the development of refinish automotive coatings in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two boilers, 24 air handling units, one spray booth burner, one firewater pump and research and development sources consisting of 25 spray booths, five dust collectors, one sand parts prep station, resin production including six reactors and four kettles, eight dispersion semiworks mix tanks and one high speed disperser.

**S95-041: Philadelphia Gas Works—Passyunk Plant** (3100 Passyunk Avenue, Philadelphia, PA 19145) on May 9, 2000, for operation of a natural gas utility in the City of Philadelphia, **Philadelphia County**. Activities include liquefied natural gas (LNG) storage and distribution of natural gas to the City of Philadelphia. The facility's air emission sources include three heaters each <10 MMBTU/hr., two emergency generators, three 58.8 MMBTU/hr boilers with low NOx burners, four 8.25 MMBTU/hr turbines and a firewater pump.

**N97-005: Cramco, Inc.** (2200 East Ann Street, Philadelphia, PA 19134) on May 9, 2000, for operation of a facility that manufactures casual dining furniture in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a 2.5 MMBTU/hr curing oven, a 6.1 MMBTU/hr wood-burning boiler with multicyclone, a 10.043 MMBTU/hr No. 2 oil-fired boiler, a 350,000 BTU/hr paint strip oven with afterburner, a manual powder spray booth, two electrostatic powder spray booths and two baghouses.

**N96-014: Transmontaigne Terminaling Inc.—Philadelphia Terminal** (58th Street and Schuylkill River, Philadelphia, PA 19142) on May 9, 2000, for operation of a bulk petroleum storage facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a 300 HP distillate fuel-burning boiler, a 1.228 MMBTU/hr, distillate fuel-burning boiler, and loading of petroleum products including a truck loading rack and barge loading. All tanks contain Kerosene/Distillate or lower vapor pressure petroleum product.

**N97-004: Baptist Home of Philadelphia** (8301 Roosevelt Boulevard, Philadelphia, PA 19152) on May 9, 2000, for operation of a residential care and nursing home which includes seven boilers rated at 5.5 MMBTU/hr or less and two emergency generators in the City of Philadelphia, **Philadelphia County**. The operating permit, issued October 14, 1999, has been modified to allow emergency testing for each generator to be limited to 30 minutes per week.

**N96-020: Fox Chase Cancer Center** (7701 Burholme Avenue, Philadelphia, PA 19111) on May 9, 2000, for operation of a comprehensive cancer center including hospital and research facility which includes three 5.5 MMBTU/hr boilers and eight emergency generators. The operating permit, issued October 14, 1999, has been modified to allow emergency testing for each generator to be limited to 2 hours per month and recordkeeping requirements for the three boilers to be recorded as a combined fuel usage.

#### PLAN APPROVALS

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

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

**PA-15-0055: Highway Materials, Inc.** (850 Quarry Road, Downingtown, PA 19335) on March 6, 2000, for operation of a baghouse in East Caln Township, **Chester County**.

**PA-09-0063A: New Hope Crushed Stone Co.** (6970 Phillips Mill Road, New Hope, PA 18938) on March 10, 2000, for operation of a stone crushing plant in Solebury Township, **Bucks County**.

**PA-23-0001N: Sunoco, Inc.** (R&M) (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on March 15, 2000, for operation of a Boiler 9 in Marcus Hook Borough, **Delaware County**.

**PA-23-0006C: Foamex L. P.** (1500 East Second Street, Eddystone, PA 19022) on March 15, 2000, for operation of a thermal reticulation unit in Eddystone Borough, **Delaware County**.



**PA-46-0081B: Markel Corp.** (416 School Lane, Norristown, PA 19404) on March 15, 2000, for operation of two horizontal extruders in Plymouth Township, **Montgomery County**.

**PA-46-0041: Jefferson Smurfit Corp.** (US) (1035 Longford Road, Phoenixville, PA 19460) on March 15, 2000, for operation of a nonheatset lithographic press in Upper Providence Township, **Montgomery County**.

**PA-15-0101: Kendal-Crosslands Communities** (4109 East Baltimore Pike, Kennett Square, PA 19348) on March 15, 2000, for operation of a diesel generator in Kennett Township, **Chester County**.

**PA-15-0100: Kendal-Crosslands Communities** (1660 East Street Road, Kennett Square, PA 19348) on March 15, 2000, for operation of a diesel generator in Pennsbury Township, **Chester County**.

**PA-46-0015A: Occidental Chemical Corp.** (375 Armand Hammer Boulevard, Pottstown, PA 19464) on March 29, 2000, for operation of Process Line 6 in Lower Pottsgrove Township, **Montgomery County**.

**PA-09-0087A: Air Products & Chemicals, Inc.** (351 Philadelphia Avenue, Morrisville, PA 19067) on March 29, 2000, for operation of an ammonia scrubber in Falls Township, **Bucks County**.

**PA-46-0123: Wesco Industrial Products, Inc.** (1250 Welsh Road, Lansdale, PA 19446) on March 29, 2000, for operation of spray paint booths in Montgomery Township, **Montgomery County**.

**PA-23-0001L: Sunoco, Inc.** (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on April 5, 2000, for operation of two racing fuel storage tanks in Marcus Hook Borough, **Delaware County**.

**PA-23-0001M: Sunoco, Inc.** (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on April 7, 2000, for operation of a CO Boiler in Marcus Hook Borough, **Delaware County**.

**PA-15-0029B: Dopaco, Inc.** (241 Woodbine Road, Downingtown, PA 19335) on April 12, 2000, for operation of a packaging rotogravure printing press in Downingtown Borough, **Chester County**.

**PA-09-0112A: Superior Woodcraft, Inc.** (160 N. Hamilton Street, Doylestown, PA 18901) on April 12, 2000, for operation of floor type spray booths in Doylestown Borough, **Bucks County**.

**PA-46-0036B: Ford Electronics & Refrigeration, LLC** (2750 Morris Road, Lansdale, PA 19446) on April 14, 2000, for operation of a selective soldering machine in Worcester Township, **Montgomery County**.

**PA-09-0105A: Naceville Materials** (Springfield Street and Route 309, Coopersburg, PA 19474) on April 19, 2000, for operation of an asphalt batch plant in Springfield Township, **Bucks County**.

**PA-09-0037C: CMS Gilbreth Packaging Systems** (3001 State Road, Croydon, PA 19021) on April 27, 2000, for operation of five graphics art presses in Bristol Township, **Bucks County**.

**PA-15-0095: Longwood Gardens, Inc.** (401 East Street Road, Kennett Square, PA 19348) on April 27, 2000, for operation of two 800 KW Diesel Generators in East Marlborough Township, **Chester County**.

**PA-09-0090: Messer Griesheim Industries, Inc.** (One Steel Road East, Morrisville, PA 19067) on May 1, 2000, for operation of a residual cylinder Gases in Bristol Township, **Bucks County**.

**PA-46-0198B: Blommer Chocolate Co.** (1101 Blommer Drive, East Greenville, PA 18041) on May 3, 2000, for operation of a Jetzone Grinding Unit Mist Eliminator in Upper Hanover Township, **Montgomery County**.

**PA-23-0082: Liberty Electric Power, LLC** (Route 291 and Amtrak/Septa, Eddystone, PA 19022) on May 3, 2000, for operation of a 500 MW Power Plant in Eddystone Borough, **Delaware County**.

**PA-46-0198: Blommer Chocolate Co.** (1101 Blommer Drive, East Greenville, PA 18041) on May 8, 2000, for operation of an alkalization reactor in Upper Hanover Township, **Montgomery County**.

*Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.*

**01-05017A: Quebecor Printing Fairfield, Inc.** (P. O. Box 717, Fairfield, PA 17320) on May 4, 2000, for construction of two 2-unit double web offset lithographic printing presses and four heatset dryers at 100 North Miller Street in Fairfield Borough, **Adams County**.

**06-01003G: Lucent Technologies, Inc.** (P. O. Box 13396, Reading, PA 19612-3396) on May 5, 2000, for installation of a catalytic oxidizer at the Reading Facility in Muhlenberg Township, **Berks County**.

**22-03020A: Hempt Bros., Inc.** (P. O. Box 278, Camp Hill, PA 17011-0278) on May 4, 2000, for construction of a secondary impact crusher controlled by wet suppression located at the Steelton Quarry—Main Crushing Plant in Steelton Borough, **Dauphin County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

**22-03037: Consolidated Scrap Resources, Inc.** (P. O. Box 1761, Harrisburg, PA 17105) on May 5, 2000, for installation of a metal scrap shredder controlled by a cyclone in Harrisburg City, **Dauphin County**.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.*

**TVOP-41-00024A: Divine Providence Hospital** (1100 Grampian Boulevard, Williamsport, PA 17701) on April 5, 2000, for construction of a 12.55 million BTU per hour natural gas/No. 2 fuel oil fired boiler in the City of Williamsport, **Lycoming County**.

**14-313-039: Rutgers Organics Corp.** (201 Struble Road, State College, PA 16801) on April 12, 2000, for modification of a chemical process facility to manufacture Product 9001 in College Township, **Centre County**.

**08-318-027A: Mills Pride—Pennsylvania** (P. O. Box 158, Sayre, PA 18840) on April 13, 2000, for construction of a wood kitchen cabinet glazing line to be controlled by an existing regenerative thermal oxidizer in Athens Township, **Bradford County**.

**41-310-001G: Hanson Aggregates Pennsylvania, Inc.** (P. O. Box 231, Easton, PA 18044-0231) on April 18, 2000, for installation of an air cleaning device (a fabric collector) on various pieces of stone crushing, screening, and the like equipment at the Pine Creek Quarry in Limestone Township, **Lycoming County**.

**60-318-010: Nickelson Plastics, Inc.** (100 Industrial Way, Osceola, WI 54020-0459) on April 19, 2000, for construction of a metal parts PVC coating operation in Buffalo Township, **Union County**.

**17-318-018B: Invensys Energy Metering** (P. O. Box 528, Dubois, PA 15801) on April 21, 2000, for construction

of a gas meter and regulator surface coating operation in the City of Dubois, **Clearfield County**.

**49-309-002A: Watsonstown Brick Co.** (P. O. Box 68, Watsonstown, PA 17777) on April 21, 2000, for construction of a natural gas-fired brick kiln and associated air cleaning devices (two stage regent injection/reactor system and fabric collector) and various pieces of clay/shale grinding and mixing equipment, brick making equipment and associated air cleaning devices (fabric collectors) in Delaware Township, **Northumberland County**. Some of the grinding equipment is subject to Subpart 000 of the Federal Standards of Performance for New Stationary Sources.

*Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**PA-10326A: Oesterlings Sandblasting & Painting, Inc.** (686 Glennwood Way, Butler, PA 16001) on April 18, 2000, for construction of a sandblasting room with fabric collector in Center Township, **Butler County**.

**PA-42158A: Temple Inland Forest Products Corp.—Mt. Jewett** (R. D. 2, Hutchins Road, Mt. Jewett, PA 16740) on May 1, 2000, for post modification of the particleboard operation (System 17) in Sergeant Township, **McKean County**.

**42-399-013C: Temple Inland Forest Products Corp.—Mt. Jewett** (R. D. 2, Hutchins Road, Mt. Jewett, PA 16740) on May 1, 2000, for post modification of the particleboard operation (System 15/15A) in Sergeant Township, **McKean County**.

**PA-37-307A: Hobel Brothers/Slippery Rock Salvage** (214 Gardner Avenue, New Castle, PA 16107) on May 8, 2000, for construction of a portable enclosed steel cutting area in New Castle, **Lawrence County**.

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

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.*

**19-304-003A: S & B Foundry Co.** (3825 New Berwick Highway, Bloomsburg, PA 17815) on April 12, 2000, for construction of two iron induction furnaces, a ductile iron inoculation station and associated air cleaning device (a fabric collector) in South Centre Township, **Columbia County** because the applicant failed to demonstrate that the resultant air contaminant emissions would comply with the fugitive air contaminant emission requirements of section 123.1 or be controlled to the maximum extent, consistent with the best available technology, as required by sections 127.1 and 127.12.

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

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

**PA-09-0087A: Air Products & Chemicals, Inc.** (351 Philadelphia Avenue, Morrisville, PA 19067) on April 27, 2000, for an ammonia scrubber in Falls Township, **Bucks County**.

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

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

**PA-46-0020: Superior Tube Co.** (3900 Germantown Pike, Collegeville, PA 19426) on March 7, 2000, for operation of three fabric filters and one rotoclove in Lower Providence Township, **Montgomery County**.

**46-327-018: Superior Tube Co.** (3900 Germantown Pike, Collegeville, PA 19426) on March 7, 2000, for operation of a new vapor degreaser in Lower Providence Township, **Montgomery County**.

**PA-46-0176: A. Talone, Inc.** (318 West Lancaster Avenue, Ardmore, PA 19003) on March 10, 2000, for operation of a solvent recovery dryer in Lower Merion Township, **Montgomery County**.

**PA-23-0067: Alloy Surfaces Co., Inc.** (121 North Commerce Drive, Aston, PA 19014) on March 10, 2000, for operation of a caustic metal treatment process in Chester Township, **Delaware County**.

**PA-09-0024A: Waste Management of PA, Inc.** (200 Bordertown Road, Tullytown, PA 19007) on March 10, 2000, for operation of a permitted landfill in Tullytown Borough, **Bucks County**.

**09-313-074B: Air Products & Chemicals, Inc.** (351 Philadelphia Ave., Morrisville, PA 19067) on March 15, 2000, for operation of a specialty gas plant in Falls Township, **Bucks County**.

**PA-15-0015A: Sartomer Co., Inc.** (610 South Bolmar Street, West Chester, PA 19382) on March 16, 2000, for operation of an emergency generator in West Chester Borough, **Chester County**.

**09-399-032: Liquid Transporters, Inc.** (2910 River Road, Croydon, PA 19021) on March 17, 2000, for operation of a cargo tank washing process in Bristol Township, **Bucks County**.

**PA-09-0057: Ametek Inc., U. S. Gauge Division** (900 Clymer Avenue, Sellersville, PA 18960) on March 21, 2000, for operation of a degreaser in Sellersville Borough, **Bucks County**.

**PA-09-0019: Miller & Son Paving** (887 Mill Creek Road, Rushland, PA 18956) on March 21, 2000, for operation of a batch asphalt plant in Wrightstown Township, **Bucks County**.

**PA-09-0046A: RJM Manufacturing, Inc.** (250 Canal Road, Fairless Hills, PA 19030) on March 23, 2000, for operation of Surface Coater Line 3 in Falls Township, **Bucks County**.

**PA-09-0046: RJM Manufacturing, Inc.** (250 Canal Road, Fairless Hills, PA 19030) on March 27, 2000, for operation of a rotogravure and flexographic operations in Falls Township, **Bucks County**.

**PA-15-0016B: Worthington Steel Co.** (45 North Morehall Road, Malvern, PA 19355) on March 31, 2000, for operation of a coil coating line in East Whiteland Township, **Chester County**.

**23-312-172C: Epsilon Products Co.** (Post Road and Blueball Ave., Marcus Hook, PA 19061) on April 5, 2000, for operation of storage bin vents in Marcus Hook Borough, **Delaware County**.

**PA-15-0021: Glasgow, Inc.** (660 Morehall Road, Frazer, PA 19335) on April 5, 2000, for operation of an asphalt plant and quarry in East Whiteland Township, **Chester County**.

**PA-46-0043: Glasgow, Inc.** (Conshohocken Road, Conshohocken, PA 19428) on April 5, 2000, for operation of an asphalt plant and quarry in Plymouth Township, **Montgomery County**.

**09-320-049: Fres-Co Systems USA, Inc.** (3005 State Road, Telford, PA 18969) on April 13, 2000, for operation of a flexographic press in West Rockhill Township, **Bucks County**.

**09-313-074B: Air Products & Chemicals, Inc.** (351 Philadelphia Ave., Morrisville, PA 19067) on April 27, 2000, for operation of a specialty gas plant in Falls Township, **Bucks County**.

**PA-46-0025E: Lonza, Inc.** (900 River Road, Conshohocken, PA 19428) on April 27, 2000, for operation of additional process equipment in Upper Merion Township, **Montgomery County**.

**PA-09-0013: Wheelabrator Falls, Inc.** (1201 New Ford Mill Road, Morrisville, PA 19067) on April 27, 2000, for operation of a municipal waste incinerator in Falls Township, **Bucks County**.

**PA-46-0018: Brown Printing Co.** (668 Gravel Pike, East Greenville, PA 18041) on May 4, 2000, for operation of a web offset heat set printing press in Upper Hanover Township, **Montgomery County**.

*Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.*

**36-05019B: Supply Sales Co.** (1411 Lancaster Avenue, Columbia, PA 17512) on May 2, 2000, to authorize temporary operation of a sprue crusher, covered under this Plan Approval until August 29, 2000, at the Columbia Plant in Columbia Borough, **Lancaster County**.

**36-05019C: Supply Sales Co.** (1411 Lancaster Avenue, Columbia, PA 17512) on May 2, 2000, to authorize temporary operation of a fabric collector, covered under this Plan Approval until August 29, 2000, at the Columbia Plant in Columbia Borough, **Lancaster County**.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.*

**19-317-007E: Wise Foods, Inc.** (228 Raseley Street, Berwick, PA 18603) on May 2, 2000, to extend authorization to operate a potato chip fryer (PC-50) and associated air cleaning devices (oil mist eliminators) on a temporary basis until August 30, 2000, in Berwick Borough, **Columbia County**.

*Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**PA-42-176C: Temple Inland Forest Products Corp., Mount Jewett** (R. D. 2, Hutchins Road, Kane, PA 16735) on April 30, 2000, for a sander dust system in Sargeant Township, **McKean County**.

**PA-61-185A: Heath Oil Co.** (Route 8, P. O. Box 1128, Oil City, PA 16301) on April 30, 2000, for two portable oil refineries in Barkeyville, **Venango County**.

**62-312-014A: United Refining Co.** (Bradley and Dobson Streets, Warren, PA 16365) on April 30, 2000, for a gasoline loading rack in Warren, **Warren County**.

**PA-10-300B: Spang and Co., Magnetics Division** (796 East Butler Road, Butler, PA 16003) on May 31, 2000, for an automated paint line and integrated curing oven in East Butler Borough, **Butler County**.

## MINING

### APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

#### Coal Applications Issued:

**07850103, Permit Renewal. Cooney Brothers Coal Company** (Box 246, Cresson, PA 16630), for continued operation of a bituminous surface mine in Logan Township, **Blair County**, affecting 114.0 acres, receiving stream unnamed tributary to Kittanning Run and Kittanning Run, application received February 24, 2000, issued May 2, 2000.

**56823123, Permit Renewal. Croner, Inc.** (629 Main Street, Suite 1, Berlin, PA 15530), for continued operation of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 222.0 acres, receiving stream an unnamed tributary to Buffalo Creek; and an unnamed tributary to Swamp Creek, application received February 29, 2000, issued May 2, 2000.

**56830114, Permit Revision. Hilltop Mining, Inc.** (126 Bronco Drive, Berlin, PA 15530), for a land use change from forestland to cropland in Summit Township, **Somerset County**, affecting 106.92 acres, receiving stream unnamed tributary to Bigby Creek, Bigby Creek and an unnamed tributary to Casselman River, application received March 2, 2000, issued May 2, 2000.

**11990102, Laurel Energy, LP** (One Energy Place, Suite 7500, Latrobe, PA 15650), commencement, operation and restoration of a bituminous surface-auger mine in Adams and Conemaugh Townships; South Fork Borough, **Cambria County**, affecting 460.4 acres, receiving stream Little Conemaugh River, Bear Run, application received March 11, 1999, permit issued May 3, 2000.

*Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.*

**65950106. V. P. Smith Co., Inc.** (P. O. Box 242, Ligonier, PA 15658). Permit renewed for continued reclamation only of a bituminous surface mine located in Unity and Mount Pleasant Townships, **Westmoreland County**, affecting 28.0 acres. Receiving streams: unnamed tributary to Brinker Run. Application received: January 24, 2000. Renewal issued: May 2, 2000.

**65950108. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Permit renewed for continued reclamation only of a bituminous surface mine located in Mount Pleasant Township, **Westmoreland County**, affecting 15.0 acres. Receiving streams: unnamed tributary to Laurel Run to Laurel Run to Jacobs Creek. Application received: January 26, 2000. Renewal issued: May 3, 2000.

**65960105. M. B. Energy, Inc.** (250 Airport Road, P. O. Box 1319, Indiana, PA 15701-1319). Permit revised to change the land use from forest to pasture at a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 165.6 acres. Application received: March 7, 2000. Revision issued: May 3, 2000.

**65840103. M. B. Energy, Inc.** (250 Airport Road, P. O. Box 1319, Indiana, PA 15701-1319). Permit revised to change the land use from forest to pasture at a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 133.5 acres. Application received: March 7, 2000. Revision issued: May 3, 2000.

**65990105. V. P. Smith Co., Inc.** (P. O. Box 242, Ligonier, PA 15658). Permit issued for commencement, operation and reclamation of a bituminous surface mine/coal refuse reprocessing facility located in Salem Township, **Westmoreland County**, affecting 138.1 acres. Receiving streams: Not applicable, permittee will use non-discharge alternatives for treatment facilities. Application received: October 1, 1999. Permit issued: May 5, 2000.

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

**24980104. Fairview Coal Company** (P. O. Box R, Ridgway, PA 15853). Commencement, operation and restoration of a bituminous strip and auger operation in Horton Township, **Elk County** affecting 58.4 acres. Receiving streams: Unnamed tributary to Johnson Run, two unnamed tributaries to Brandy Camp Creek. Application received: September 15, 1998. Permit Issued: May 2, 2000.

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

**63981301. Consol Coal Co.** (R. D. 4, Box 425, Moundsville, WV 26041), to operate the Shoemaker deep mine in West Finley Township, **Washington County** to operate a new mine, no additional discharges. Permit issued May 3, 2000.

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

**49990201. Black Diamond Mining, Inc.** (P. O. Box 139, Elysburg, PA 17824), commencement, operation and restoration of a coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 124.86 acres, receiving stream—North Branch Shamokin Creek. Permit issued May 5, 2000.

**35990901. Alliance Sanitary Landfill, Inc.** (398 South Keyser Avenue, Taylor, PA 18517), commencement, operation and restoration of an anthracite surface mine operation in Taylor Borough and Ranson Township, **Lackawanna County** affecting 17.3 acres, receiving stream—unnamed tributary to St. John's Creek. Permit issued May 5, 2000.

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

*Small Noncoal (Industrial Minerals) Permits Issued*

**24000802. James DeLullo** (1247 Million Dollar Highway, Kersey, PA 15846) Commencement, operation and restoration of a small noncoal sandstone operation in Fox

Township, **Elk County** affecting 5.0 acres. Receiving streams: Laurel Run. Application received: April 3, 2000. Permit issued: May 2, 2000.

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

*Noncoal Permits Issued*

**43910308. Hall's Excavating, Inc.** (2416 McCartney Road, Cochranon, PA 16314). Transfer of an existing sand and gravel operation from Hall's Excavating in French Creek Township, **Mercer County** affecting 26.9 acres. Receiving streams: Powder Mill Run. Application received: January 10, 2000. Permit Issued: May 3, 2000.

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

**6775SM1A1C2. National Limestone Quarry, Inc.** (P. O. Box 397, Middleburg, PA 17842), renewal of NPDES Permit No. PA0613819 in Franklin and Beaver Townships, **Snyder County**, receiving stream—unnamed tributary to Middle Creek. Renewal issued May 8, 2000.

### **Bureau of Deep Mine Safety**

The Bureau of Deep Mine Safety (BDMS) has approved Maple Creek Mining, Inc.'s request for a variance from the requirements of section 224 of the Pennsylvania Bituminous Coal Mine Act at the Maple Creek Mine. This 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 BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* Maple Creek Mining, Inc. requested a variance from section 224(b) of the Pennsylvania Bituminous Coal Mine Act to use an alternate method to drill test holes at the New Eagle Section of the Maple Creek Mine. The purpose of the alternate drilling method is to prevent accidental mining into the abandoned Dunkirk Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 22(b).

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

1. The long horizontal borehole method proposed in lieu of the requirements set forth in section 224 is a proven technology which has been used successfully at the New Eagle Mine and other underground mines in the Commonwealth.

2. The long horizontal borehole method proposed is much less labor intensive and provides much less exposure to lifting and strain type injuries, by not having to handle and use hand-held drills and steels. By mining normal depth cuts, the work force will be subjected to less risk associated with equipment place changes, rather than mining the outside entry 8 feet at a time.

3. The long horizontal borehole proposed in lieu of the requirement set forth in section 224(b) will provide a greater coal barrier than required by section 224(b). Maple Creek Mining, Inc.'s proposed long horizontal borehole method provides a 72% larger barrier for the protection of the miners from contacting the abandoned mine over the requirements of section 224(b).

4. The long horizontal boreholes will provide a quicker method to close the borehole in the event of contacting the abandoned mine by closing the valve located at the end of the pipe grouted in the rib and will be more suitable for grouting, if needed.

5. The long horizontal borehole will provide a much larger area of coverage for protecting the workers against accidentally mining into the abandoned mine.

**ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT ENCROACHMENTS**

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

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

**Actions on applications filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402) and notice of final action for certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).** (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

*Permits Issued and Actions on 401 Certifications:*

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

**E15-545.** Encroachment Permit. **Franklin Township**, P. O. Box 118, Kemblesville, PA 19347. Permit Number E15-545 is amended to include the following: To construct and maintain a pre-fabricated truss bridge spanning the West Branch of the White Clay Creek located within the Elwood Crossan Memorial Park (West Grove, PA-DEL Quadrangle N: 2.65 inches; W: 8.8 inches in Franklin Township, **Chester County**).

*Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.*

**E35-235A.** Encroachment. **David Epstein**, 5701 Chalford Lane, Charlotte, NC 28266. To amend DEP Permit No. E35-235, to authorize the maintenance of a 50-foot × 130-foot, single story office building in the floodway of Willow Creek (Lackawanna Trail Tributary). The previous authorization was for the construction and maintenance of a 65-foot × 130-foot, 3-story office building in and along

the floodway of Willow Creek (Lackawanna Trail Tributary). The project is located on S. R. 0006, approximately 0.4 mile south of its intersection with S. R. 4021 (Scranton, PA Quadrangle N: 18.5 inches; W: 8.25 inches) in South Abington Township, **Lackawanna County**.

**E40-537.** Encroachment. **F. Paul and Melanie M. Lumia, Steven and Jennifer M. Holtzman**, 475 West Center Hill Road, Dallas, PA 18612. To remove the existing structure and to construct and maintain a pile supported boathouse and dock extending 50 feet from the shore and having a surface area of approximately 2,350 SF. The project is located at Pole 236 along the western shore of Harveys Lake, approximately 0.6 mile northeast of the intersection of S. R. 0415 and S. R. 1049 (Outlet Road) (Harveys Lake, PA Quadrangle N: 20.0 inches; W: 5.8 inches) in Harveys Lake Borough, **Luzerne County**.

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

**E14-369.** Encroachment. **Andrew A. Zangrilli**, 936 College Avenue, State College, PA 16801. To maintain a single span bridge consisting of a 34' by 22' cartpath over a 6' 11 inch by 22' bottomless pipe arch. This permit also authorizes the maintenance of the R-6 and R-3 riprap and 3' by 3' by 9' typical gabion baskets at the inlet and outlet of the structure located on Thompson Run (State College, PA Quadrangle N: 10.2 inches, W: 12.6 inches) in College Township, **Centre County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E41-462.** Encroachment. **Montgomery Borough**, P. O. Box 125, Montgomery, PA 17752-0125. To remove the existing structure and to construct and maintain an adjacent box beam bridge with a 66 foot clear span on a skew of 90 degrees with an underclearance of 10.5 feet; to remove the abandoned easterly downstream railroad abutment and to remove three small areas of stream gravel and debris measuring 16' × 32', 8' × 15' and 7' × 22'. The project is located at Black Hole Creek adjacent to the intersection of Main Street and Bower Street (Montoursville South, PA Quadrangle N: 7.9 inches; W: 0.2 inch) in Montgomery Borough, **Lycoming County**.

**E47-068.** Encroachment. **Gregory and Tammy Wislock**, 118 Spring St., Danville, PA 17821. To maintain a stone wall 106 linear feet long with an average height of 1 foot 10 inches and the maintenance of a shed 15 feet by 15 feet by 12 feet along an unnamed tributary to Sechler Run .125 mile east on Spring St. in Danville (Danville, PA Quadrangle N: 16 inches, W: 15 inches) in Danville Borough, **Montour County**. This permit was issued under section 105.13(e) "Small Projects."

**E55-162.** Encroachment. **Conestoga Wood Specialties**, 441 West Market Street, Beavertown, PA 17813. To construct and maintain a 7 foot wide by 45 foot long pedestrian bridge and a 36 foot long ramp across Lupper's Run 200 feet north of Route 522 between Hetrick Avenue and Vanhoorheis Avenue (Beavertown, PA Quadrangle N: 0.3 inch; W: 7.2 inches) in Beavertown Borough, **Snyder County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E53-343.** Encroachment. **Joy Osborne**, 340 West Branch Dingman Run Road, Coudersport, PA 16915. To remove the existing structure and to construct and main-

tain a 60' by 40' storage shed and to place approximately 30" of fill under the proposed structure in the floodway of the Allegheny River on the south side of Route 6 at the intersection of Route 6 and Elk Street (Coudersport, PA Quadrangle N: 2.4"; W: 5.5") in Coudersport, PA. This permit was issued under section 105.13(e) "Small Projects."

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

**E10-311.** Encroachment. **Butler County**, 124 W. Diamond Street, P. O. Box 1208, Butler, PA 16003-1208. To remove the existing Englehart Bridge (County No. 76) and to construct and maintain an aluminum multi-plate low profile arch-box culvert having a span of 15 feet and a rise of 5.6 feet in a tributary to Little Buffalo Run on Carbon Center Road approximately 1.75 mile west of Clearfield Road (East Butler, PA Quadrangle N: 0.5 inch; W: 0.25 inch) located in Clearfield Township, **Butler County**.

**E25-550B.** Encroachment. **Erie Sewer Authority and City of Erie**, David J. Sterrett, Chairman-Erie Sewer Authority, c/o Knox, McLaughlin, Gornall & Sennett, 120 West 10th Street, Erie, PA 16501-1461. Permit No. E25-550 is hereby amended to authorize the following additional work at the Erie Wastewater Treatment Plant along Port Access Road (Erie North, PA Quadrangle N: 3.35 inches; W: 10.35 inches) located in the City of Erie, **Erie County**.

1. To remove the existing stream enclosure and to construct and maintain three parallel 370-foot-long, 6-foot-9-inch-wide by 4-foot-11-inch-high coated corrugated steel pipe arch stream enclosures in Garrison Run under the access driveways to the Erie Wastewater Treatment Plant and Compost Area.

2. To install and maintain an additional 72-inch-diameter effluent pipe across Garrison Run under the stream enclosure between Junction Structure No. 1 and Junction Structure No. 2 to provide additional wet weather discharge capacity to the outfall to Lake Erie.

**E42-267.** Encroachment. **Anundson Forest Enterprises, Inc.**, P. O. Box 295, Sheffield, PA 16347. To construct and maintain a rock ford across Kendall Creek northeast of S. R. 46 approximately 2,300 feet northwest of its intersection with S. R. 246 at Corwins Corners to provide access for light duty vehicles associated with

timber inspection, marking, boundary line maintenance and other inspections of property owned by Anundson Forest Enterprises, Inc. (Derrick City, PA-NY Quadrangle N: 11.3 inches; W: 11.9 inches) located in Foster Township, **McKean County**.

**E61-232.** Encroachment. **Mitchell's Dairy**, R. D. 1, Box 185, Cooperstown, PA 16317. To construct and maintain a 45-foot-wide by 150-foot-long addition to the north end of the existing barn and a 30-foot-wide by 30-foot-long manure storage structure within the 100-year floodway of Sugar Creek as an expansion of the existing dairy operation south of T-595 east of SR 427 (Dempsytown, PA Quadrangle N: 1.9 inches; W: 15.5 inches) located in Jackson Township, **Venango County**.

**ENVIRONMENTAL ASSESSMENT**

**Environmental Assessment Approval and Actions on 401 Certification**

*Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor; P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.*

**D46-017EA.** Environmental Assessment. **Greater Pottstown Watershed Alliance** (P. O. Box 133, Pottstown, PA 19464). To breach and remove an abandoned dam across Manatawny Creek (CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 1,500 feet upstream of the confluence of Manatawny Creek with the Schuylkill River (Pottstown, PA Quadrangle N: 22.0 inches; W: 4.4 inches) in Pottstown Borough, **Montgomery County**.

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

**EA33-005NW.** Environmental Assessment. **Hedin Environmental**, 195 Castle Shannon Blvd., Pittsburgh, PA 15228. To impact approximately 0.4 acre of wetlands and to place an earthen embankment within the floodway of Beaver Run (CWF) to construct a 0.81 acre passive treatment wetland and a 750 ton oxic line stone bed to treat three separate acid mine discharges to Beaver Run. This site is known as the Conifer East site and is located along the east side of Beaver Run approximately 1,200 feet southeast of the intersection of SR 3007 and Conifer Road in the village of Conifer (Summerville, PA Quadrangle N: 15.0 inches; W: 1.8 inches) located in Beaver Township, **Jefferson County**.

**STORAGE TANKS**

**SITE SPECIFIC INSTALLATION PERMITS**

**The following Storage Tank Site Specific Installation Permit under the authority of the Storage Tank and Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and 25 Pa. Code Chapter 245, Subchapter C has been issued by the Bureau of Watershed Conservation, Director, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5267.**

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
00-17-001	Harry Bressler Burke Parsons Bowlby Corporation R. R. 3, Box 275 DuBois, PA 15801	Clearfield County Sandy Township	4 ASTs Storing Creosote Coal Tar Solution 78,000 gallons total

[Pa.B. Doc. No. 00-846. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Environmental Justice Work Group Meeting

The Department of Environmental Protection's (Department) Environmental Justice Work Group is holding a meeting on May 21—22, 2000, from 3 p.m. to 9:30 p.m. on the 21st and from 8 a.m. to 4 p.m. on the 22nd, at the Clarion Hotel & Convention Center, 1700 Harrisburg Pike, Carlisle, PA. The work group is assisting the agency in developing an environmental justice policy and program. Anyone wishing to attend the meeting or who has questions regarding the meeting should contact Alisa Harris, Environmental Equity Coordinator, at (717) 787-4449.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodations to do so should contact Alisa Harris at (717) 787-4449.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 00-847. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Pennsylvania Bituminous Mine Safety Advisory Committee Meeting Cancellation

The July 12, 2000, meeting of the Pennsylvania Bituminous Mine Safety Advisory Committee has been cancelled. The next meeting has been rescheduled from October 11, 2000, to October 18, 2000, at 10 a.m. in the Fayette County Health Center in Uniontown.

Questions concerning this meeting can be directed to Allison Gaida at (724) 439-7289 or E-mail to Gaida.Allison@dep.state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Allison Gaida directly at (724) 439-7289 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 00-848. Filed for public inspection May 19, 2000, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Design Professional Selections

The Selections Committee for the Department of General Services (Department) will meet to consider selections of Design Professionals for the following project:

#### **Retention of an Architectural/Engineering Firm to Site Adapt Prison—Forest County**

**Project No. DGS 377-1**—Construction of a 1,000 Cell Close Security Correctional Facility, State Correctional Institution—Forest, Forest County, PA. Construction Cost: \$105,115,000.

#### *Nature of Project*

The scope of work includes, but is not limited to, the adaptation of a close-custody (level 4) facility. It shall have approximately 700,000 square feet of space including the following: Administration; Visiting; Custody Administration; Kitchen/Dining; Laundry; Commissary; Maintenance; Correctional Industries; Chapel; Education; Recreation; One Restricted Housing Unit; Nine General Population Housing Units; Warehouse and Central Plant. The design architect must have experience in the programming and design of similar size and scoped facilities.

#### *Organizational Features*

The Visiting Room, Health Care, Kitchen/Dining, Laundry, Commissary, Maintenance and Correctional Industries are all part of the Support Services Building. The Chapel, Education and Recreation Services are all part of the Program Services Building.

#### *Functional Units/Equipment*

The facility shall be designed to provide programming, support services and infrastructure for a population of approximately 2,000 inmates. The restricted housing unit shall have 96 cells and the nine general population housing units shall have 128 cells each with 230 beds per unit.

#### *Future or Adjacency Considerations*

Provisions shall be made on all main utility lines (water, sewage, heating/chiller lines) and boilers for future expansion by approximately 15%. There is an active railroad line that runs in front of the property that carries sightseers during limited periods of the seasons.

#### *Siting*

The project is situated in Jenks Township, Forest County on approximately 210 acres. It is currently being purchased by the Commonwealth through the Department's Bureau of Real Estate.

#### *Code Issues*

The project shall follow all current Federal, State and local building codes.

#### *Completed Documents*

The design of the facility shall follow the design already completed for SCI—Western. A copy of plans shall be made available for interested parties upon request. The new facility shall be site adapted to the existing site and the design shall be reviewed through progress prints for minor modifications.

#### *Available Concepts/Design*

A set of Architectural prints shall be made available to Architectural/Engineering firms interested in applying for the project design. A full set of design documents and specifications shall be provided to the selected firm on compact disk.

#### *Required Plans/Services*

Required services shall include topography mapping, soil borings, archeological investigation and environmental impact study.

#### *Project Information*

Allocation	\$105,115,000
Fee	Negotiated
Design Time	6 months

The Department will select and contract for Construction Manager (CM) services. The Professional shall work with the CM who will establish schedule, bid packages and cost control.

*Agreement*

The Department will use in its entirety their standard Professional Agreement amended to include the Negotiated Fee information, and other data.

**Requirements and Information**

*Note—Project Program*

A Project Program, prepared by the Using Agency, is available for the following project: DGS 377-1. A copy of the Project Program may also be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125, (717) 783-8468, or by e-mail by addressing a request to: pbianchi@state.pa.us.

*Instructions for Filing Application*

Professionals will not be considered by the Committee until all of the following requirements are met.

(a) Signed Form 150-ASP must be filed with the Department. The signature on Form 150-ASP must be an original signature. Consultants listed on the requesting professional firm's application, Form 150-ASP shall be deemed to be designated Key Consultants. Form 150-ASP, Application For Specific Project, may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125, (717) 783-8468. The Form 150-ASP can be downloaded from the Professional Selections Web Site of the Department's Internet Home Page at <http://www.dgs.state.pa.us>. In addition, the Form 150-ASP can be obtained by e-mail by addressing a request to: pbianchi@state.pa.us.

(b) The requesting professional firm shall obtain from each consultant listed in Question 9, page 4 of the requesting professional firm's application (Form 150-ASP) a signed letter of certification on the consultant's letterhead, attesting to the firm's consent to participate in the requesting professional firm's application (Form 150-ASP) for the specific project. Signed letters of certification from consultants are required and constitute a part of the requesting professional firm's application (Form 150-ASP) for the specific project. The signature on the letter of certification must be an original signature.

(c) The requesting professional firm must submit six copies of Form 150-ASP, Application for Specific Project, for each project herein advertised in which the firm is interested and qualified to perform. At least one of the six copies submitted must contain all original signatures. For architectural projects and, when appropriate, for engineering projects, the Professional shall supply photographs showing a maximum of two different views of each of the three relevant projects described in Question 12, Pages 7 through 9 of the application (Form 150-ASP). The requesting professional firm or joint venture firm must be the Professional of Record for the projects described in Question 12, Pages 7 through 9 of the application (Form 150-ASP). It is not acceptable to list work performed by Key Consultants. The identification and appropriate supportive information concerning each photograph shall include the name, project title, location and the name of the Professional of Record. Color photo copies are acceptable, however, renderings and brochures will not be accepted in lieu of photographs. The photographs shall be attached to each copy of the application (Form 150-ASP).

The pages of each copy of Form 150-ASP must be stapled with photographs and consultant's letters of certification followed by the resumes of Key Personnel (listed in Question 10 and/or 11 on Pages 5 and/or 6) included as the last section of the application. Do not bind the application (Form 150-ASP) in any way to any other documentation. Do not bind the application (Form 150-ASP) in a binder of any type.

(d) A complete project submission, which consists of documents described previously in paragraphs (a), (b) and (c), must be received on or before the close of business (5 p.m.) Friday, June 9, 2000, and addressed to the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125. Fax applications are not acceptable.

Project submissions must be made on the Form 150-ASP. Applications submitted on any other form are unacceptable and will not be considered by the Committee.

(e) The Selections Committee may at its discretion establish interviews with any or all of the Professionals who have requested consideration for appointment as designer for the noted projects. If an interview is required, the Professional will be notified by the Committee as to the date, time and location.

(f) Additional information, in writing, may be requested by the Committee as required.

*Additional Services—Indoor Air Quality Assessment Program and Hazardous Materials*

The Professional firm selected to design a project will be expected to perform and administer, when required by the Department as Additional Services, an Indoor Air Quality Assessment Program during Building or Renovation Commissioning and the sampling, testing, inspection and monitoring for removal of any asbestos, other hazardous waste or contaminants encountered during project design or construction, unless otherwise stated in the Scope.

The Selections Committee encourages responses from small firms, minority firms, women-owned firms and firms who have not previously performed State work, and will consider joint ventures, which will enable them to participate in this program.

All applications submitted are subject to review by the Selections Committee. The Selections Committee disclaims any liability whatsoever as to its review of the applications submitted and in formulating its recommendations for selection. All recommendations for selection made by the Committee shall be final under Act 57 of May 15, 1998.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 00-849. Filed for public inspection May 19, 2000, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Availability of Draft Maternal and Child Health Services Block Grant Application for Federal Fiscal Year 2001

The Draft Maternal and Child Health Services Block Grant Application for FFY 2001, under 42 U.S.C.A., § 705(a)(5)(F), is available for review and comment on



the Pennsylvania Department of Health (Department) web site. This application is the Commonwealth of Pennsylvania's request to the United States Department of Health and Human Services for block grant funding.

The draft Block Grant Application describing proposed services, program goals and objectives and activities can be obtained on the Department's web site at: <http://www.health.state.pa.us/php/>.

The draft Block Grant Application can also be obtained by contacting the Department's Bureau of Family Health at (717) 787-7192. Persons with a disability who require an alternative format of the above mentioned application (for example, large print, audio tape, Braille) should also contact the Bureau of Family Health at (717) 787-7192 [V/TT: (717) 783-6514 or Pennsylvania AT&T Relay Service at (800) 654-5884 [TT].

Comments may be submitted to Ivonne C. Bucher, Director, Bureau of Family Health, Room 733 Health & Welfare Building, Pennsylvania Department of Health, P. O. Box 90, Harrisburg, PA 17108. Comments are due by June 15, 2000. Persons with a disability who desire to comment in alternative format (for example, large print, audio tape, Braille) should notify the Bureau of Family Health at (717) 787-7192 [V/TT: (717) 783-6514 or Pennsylvania AT&T Relay Service at (800) 654-5884 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-850. Filed for public inspection May 19, 2000, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Retention of Engineering Firms

#### Berks County

#### Project Reference No. 08430AG2555

The Department will retain an engineering firm for a multi-phase, specific project Agreement to provide preliminary design, completion of environmental documentation, final design, and services during construction S.R. 3061, Section TLP, Berks County, Tulpehocken Creek Bridge Replacement

This project involves the replacement of an existing 3-span masonry arch on existing alignment. The structure has deteriorated and is currently posted for three (3) tons. The structure is potentially historic and is a State-owned structure located on a Township Road (T-509). Coordination with the Township (Marion Township) will be required. Coordination with another consultant performing certain preliminary engineering tasks will also be required.

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

a) Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The specific experience of individuals employed by the firm shall be considered.

b) Available staffing for this assignment and the ability to meet the Department's needs.

c) Specialized experience and technical competence of firm.

d) Location of Consultant with respect to the District.

The firm selected may be required to provide the following services:

1. All studies necessary for the preparation of a Categorical Exclusion Evaluation Level 2 (under the new CEE classification; Level 4 under the old classification) and associated documents including: cultural resource surveys; wetlands delineation and evaluation; Section 106 documents; hazardous waste reports; archeological surveys, etc.

2. Another consultant is currently under contract to provide Preliminary Engineering services, including field surveying, preliminary hydraulic analysis and preliminary structural design. The selected consultant shall incorporate this work into their design efforts. Services to be provided under this Agreement include, but are not limited to: completion of field surveying, hydraulic and hydrologic analysis and Type, Size, and Location drawings; Step 9 Submission; roadway design; E & S Plans; soils and geotechnical reconnaissance; maintenance and protection of traffic; right-of-way investigation; and coordination with utility companies.

3. Preparation of final roadway and structure plans, including, but not limited to: roadway and structure borings; final design; and preparation of plans, specifications, and estimates.

4. Consultation during construction.

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

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Walter E. Bortree, P.E., District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103  
ATTN: James R. McGee, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to James R. McGee, P.E., phone number (610) 798-4158, fax number (610) 798-4116 or Stephen L. Caruano, P.E., phone number (610) 798-4226, fax number (610) 798-4116.

#### Crawford, Erie, Forest, Mercer, Venango and Warren Counties

#### Project Reference No. 08430AG2556

The Department will retain an engineering firm to provide engineering review and supplementary construc-

tion inspection staff of approximately eleven (11) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on various Highway Occupancy Permit projects within the geographic confines of Engineering District 1-0.

The Engineering Agreement will be in two (2) parts. The work tasks in Part I will be the review of Highway Occupancy Permit applications and site development plans to ensure compliance with applicable PennDOT and FHWA policies and regulations and current engineering criteria. The work tasks in Part II will be to provide construction inspection of Highway Occupancy Permit projects.

The method of payment for both parts of the Engineering Agreement will be Specific Rate of Compensation.

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

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

- a. Experience and competence of engineering staff who will be performing reviews.
- b. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- c. Past Performance with regard to both inspection and engineering.
- d. Understanding of Department's requirements, policies, and specifications.
- e. Number of available inspectors in each payroll classification.
- f. Number of NICET certified inspectors in each payroll classification.
- g. Location of consultant with respect to District 1-0.

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

Highway Occupancy Permit reviews must be completed and a report submitted within four (4) working days to the Department. The Engineer performing these reviews must be familiar and knowledgeable with current Department and AASHTO design criteria and policies, roadway standards and traffic standards. The selected consultant may be required to review proposed drainage facilities, traffic control operations, traffic signal designs, utility relocations, local roadway designs and various traffic studies. On-site field views and meetings may be required with developers and municipal officials for more complex projects. The work effort anticipated is equivalent to one (1) full-time employee.

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

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

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

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

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCIS)	\$41.75
(TCI-Materials)	\$37.65
(TCI)	\$36.53
(TA)	\$25.12

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

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

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

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

- 1 Nuclear Densometer Gauge/License (at point of need when needed)
- 1 Paint Test Kit
- 2 Cellular Phones (for Engineer's employees only)
- 2 Cameras—35mm, single lens reflex

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

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

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

<i>Classification</i>	<i>No. of Resumes</i>
TCIS	3
TCI-M	1
TCI	5
TA	0

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. John L. Baker, P.E., District Engineer  
 Engineering District 1-0  
 P. O. Box 398  
 255 Elm Street  
 Oil City, PA 16301  
 Attention: Mr. David G. Stearns, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to Mr. David G. Stearns, P.E., phone number 814-678-7038, fax number 814-678-7033.

**Schuylkill County**

**Project Reference No. 08430AG2557**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately eight (8) inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on S.R. 0061, Section 13S, Schuylkill County, 61 Dusselink Safety Improvements.

This project involves the paving of 2.30 miles of State Route 0061 with gyratory volumetric mixture design, construction of four (4) jughandles, paving of State Route 2006 and T-694, pavement markings, signing, erosion control, phased traffic control, temporary and permanent traffic signals and interconnect cable, all within an overall project length of 2.86 miles.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's

evaluation of the acceptable Letters of Interest received in response to this solicitation. The ranking will be established directly from the Letters of Interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

a. Review of inspectors' resumes with emphasis on construction inspection capabilities, certifications (NICET, CECEPT, PennDOT CDS, ACI and nuclear gauge) and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, drainage, traffic signals, pavement markings, guide rail, signing, and erosion and sedimentation control. The TCI-M must be NICET Level II certified in Highway Materials and nuclear gauge certified. A TCI must be PennDOT CDS certified and work full time in the field office as the computer operator.

b. Understanding of Department's requirements, policies and specifications (Pub. 408, R.C.'s, B.C.'s, D.M.'s, Pub. 203, P. O.M.).

c. Past Performances.

d. Number of NICET certified inspectors in each payroll classification.

e. Understanding the specifics of this particular construction Inspection project.

f. Number of available inspectors in each payroll classification.

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

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

<i>Classifications</i>	<i>No. Of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	2 (1)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	3 (2)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

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

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

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

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

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

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

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI-Materials)	\$37.65
(TCI)	\$36.53
(TA)	\$25.12

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

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

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

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

- 1 Nuclear Densometer Gauge/License (at point of need, when needed)
- 1 Base Radio Station
- 8 Two-Way Radios
- 1 Two-Way Radio Repeater Station (if needed)
- 3 Cellular Phones (for Engineer's employees only)
- 1 Camera—35 mm

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

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

The maximum number of resumes to be included in the Letter of Interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	3
TCI-M	2
TCI	4
TA	0

This project reference assignment is considered non-complex. The Letter of Interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable (see the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Walter E. Bortree, P.E., District Engineer  
 Engineering District 5-0  
 2460 Parkwood Drive  
 Allentown, PA 18103  
 Attn: Brian H. Graver

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to Brian H. Graver, phone number 610-791-6022, fax number 610-791-6032.

**Berks, Carbon, Lehigh, Monroe,  
 Northampton and Schuylkill Counties  
 Project Reference No. 08430AG2558**

The Department will retain an engineering firm for an Open-End Contract for various engineering and/or environmental services on various projects located in Engineering District 5-0, that is, Berks, Carbon, Lehigh, Monroe, Northampton and Schuylkill Counties. The Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of the Open-End Contract will be \$500 thousand.

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

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

- a. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on Open-end Contracts. The specific experience of individuals employed by the firm shall be considered.
- b. Previous experiences with regard to traffic design and (in particular) ITS design.
- c. Available staffing for this assignment and the ability to meet the Department's needs.
- d. Specialized experience and technical competence of firm.
- e. Location of Consultant in respect to the District.

The work and services required under this Contract may encompass a wide range of environmental studies and engineering efforts with the possibility of several different types of projects with short completion schedules

being assigned concurrently. The anticipated types of projects include, but not limited to, bridge replacements or bridge rehabilitation with minor approach work, environmental studies, roadway betterments (3R type,) minor capital improvement projects (bridges or roadway), railroad grade crossing projects, and minor location studies, etc. The majority, if not all, of the work to be assigned under this Contract will be in the area of ITS (Intelligent Transportation Systems) design.

The engineering work and services which may be required under this Contract include, but are not limited to, perform field surveys; plot topography and cross sections; prepare submission for utility verification and relocations engineering; prepare all pertinent submissions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs and reports; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; and prepare construction plans, specifications, and estimates. The majority of the Contract work shall be final design for various District ITS initiatives, leading to the development of the PS&E package, and services during construction of the ITS improvements.

The areas of environmental study required under the Contract may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materials, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations; The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Walter Bortree, P.E., District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103  
ATTN: James R. McGee, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice. Hand delivered Letters of Interest must be stamped in at the District mailroom before the aforementioned deadline.

Any technical questions concerning the requirements for this project should be directed to James R. McGee, P.E., phone number (610) 798-4158, fax number (610) 798-4116, or Michael M. Pack, phone number (610) 798-4257, fax number (610) 798-4116.

### Lehigh County

#### Project Reference No. 08430AG2559

The Department will retain an engineering firm for a multi-phase, specific project Agreement, to provide preliminary design, completion of environmental documentation, final design, and services during construction on the following two (2) projects:

1. S.R. 2027, Section 02B, Lehigh County Local Name: Hosensack Bridge Replacement

This project involves replacement of an existing 2-span masonry arch (24 feet long, built in 1850 and reconstructed in 1936) on its existing alignment. (One span has been replaced with a steel boiler pipe due to failure of the masonry arch span). The structure has deteriorated and is currently posted for eighteen (18) tons. The structure is potentially historic.

2. S.R. 2031, Section 05B, Lehigh County Local Name: Spinnerstown Bridge Replacement

This project involves replacement of an existing 2-span stone arch bridge (35 feet long, built in 1870) on its existing alignment. The structure has deteriorated and is currently posted for five (5) tons. The structure is potentially historic.

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

a. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on similar projects. The specific experience of individuals employed by the firm shall be considered.

b. Available staffing for this assignment and the ability to meet the Department's needs.

c. Specialized experience and technical competence of firm.

d. Location of Consultant in respect to the District.

The firm selected may be required to provide the following services:

1. All studies necessary for the preparation of a Categorical Exclusion Evaluation Level 2 for each structure (Level 4 under the old system) and associated documents including: cultural resource surveys; wetlands delineation and evaluation; Section 106 documents; hazardous waste reports; archeological surveys, etc. Preparation of a Historic Structures Survey, Determination of Eligibility Re-

port, Determination of Effects Report, and Memorandum of Agreement may be required for each structure.

2. Preliminary engineering including, but not limited to: field surveying; hydraulic and hydrologic analysis; Type, Size, and Location drawings; Step 9 Submission; roadway design; E & S plans; soils and geotechnical reconnaissance; maintenance and protection of traffic; right-of-way investigation; and coordination with utility companies.

3. Preparation of final roadway and structure plans, including, but not limited to: roadway and structure borings; final design; and preparation of plans, specifications, and estimates.

4. Consultation during construction.

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

This project reference assignment is considered complex. The Letter of Interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable (see the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Walter E. Bortree, P.E., District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103  
ATTN: James R. McGee, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the tenth (10) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to James R. McGee, P.E., phone number (610) 798-4158, fax number (610) 798-4116 or Stephen L. Caruano, P.E., phone number (610) 798-4226, fax number (610) 798-4116.

### Lehigh County

#### Project Reference No. 08430AG2560

The Department will retain an engineering firm for a multi-phase, specific project Agreement, to provide preliminary design, completion of environmental documentation, final design, and services during construction on the following two (2) projects:

1. S.R. 2045, Section 01B, Lehigh County Local Name: Center Valley Bridge Replacement

This project involves replacement of an existing 3-span concrete-encased steel I-beam structure (63 feet long, built in 1910) on its existing alignment. The structure has deteriorated and is currently posted for fifteen (15) tons.

2. S.R. 2045, Section 02B, Lehigh County Local Name: Saucon Creek Bridge Replacement

This project involves replacement of an existing single-span concrete-encased steel I-beam structure (43 feet long, built in 1915) on its existing alignment. The structure has deteriorated and is currently posted for fifteen (15) tons.

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

a. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on similar projects. The specific experience of individuals employed by the firm shall be considered.

b. Available staffing for this assignment and the ability to meet the Department's needs.

c. Specialized experience and technical competence of firm.

d. Location of Consultant in respect to the District.

The firm selected may be required to provide the following services:

1. All studies necessary for the preparation of a Categorical Exclusion Evaluation Level 2 for each structure (Level 4 under the old system) and associated documents including: cultural resource surveys; wetlands delineation and evaluation; Section 106 documents; hazardous waste reports; archeological surveys, etc. Preparation of a Historic Structures Survey, Determination of Eligibility Report, Determination of Effects Report, and Memorandum of Agreement may be required for each structure.

2. Preliminary engineering including, but not limited to: field surveying; hydraulic and hydrologic analysis; Type, Size, and Location drawings; Step 9 Submission; roadway design; E & S plans; soils and geotechnical reconnaissance; maintenance and protection of traffic; right-of-way investigation; and coordination with utility companies.

3. Preparation of final roadway and structure plans, including, but not limited to: roadway and structure borings; final design; and preparation of plans, specifications, and estimates.

4. Consultation during construction.

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

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable (see the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Walter E. Bortree, P.E., District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103  
ATTN: James R. McGee, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to James R. McGee, P.E., phone number (610) 798-4158, fax number (610) 798-4116 or Stanley J. Poplawski, phone number (610) 798-4157, fax number (610) 798-4116.

**Armstrong County**  
**Project Reference No. 08430AG2561**

The Department will retain an engineering firm to provide final design and construction services on S.R. 4023, Section 191, Armstrong County, Tarrtown Road.

This project involves the reconstruction and improvement of horizontal and vertical alignments of approximately three (3) miles of roadway. This project begins at the intersection with S.R. 4025 on the southern limit and proceeds north to the Village of Bridgeburg.

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

a. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience. The specific experience of individuals employed by the firm shall be considered.

b. Available staffing for this assignment and the ability to meet the Department's needs.

c. Specialized experience and technical competence of firm.

d. Location of Consultant with respect to the District Office.

The firm selected may be required to develop pavement designs, perform geotechnical exploration, prepare preliminary and final right-of-way plans, and final roadway plans. Provide materials for and participate in value engineering reviews, document engineering study findings and activities, prepare final construction plan, specifications and estimates, provide for project management and CPM scheduling using WELCOM or compatible software. The total estimated construction cost is \$4,100,000.

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

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable (see the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Richard H. Hogg, P.E., District Engineer  
Engineering District 10-0  
2550 Oakland Avenue  
P. O. Box 429  
Indiana, PA 15701  
ATTN: Timothy Jablunovsky, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to Timothy Jablunovsky, P.E., phone number 724-357-4800, fax number 724-357-1905.

**General Requirements and Information**

Firms interested in providing the above work and services are invited to submit a Letter of Interest with

the required information for each Project Reference Number for which the applicant wishes to be considered.

The Letter of Interest and required information must be submitted to the person designated in the individual advertisement.

The Letter of Interest and required information must be received by the Deadline indicated in the individual advertisement.

All consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the appropriate District Office, by the deadline stipulated in the individual advertisements.

For Statewide projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the Central Office, Bureau of Design by the deadline stipulated in the individual advertisements.

By submitting a letter of interest for the projects that request engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania. A firm not conforming to this requirement may submit a letter of interest as a part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

Information concerning the Annual Qualification Package can be found in Strike-off Letter No. 433-99-04 or under the Notice to all Consultants published in the February 27, 1999 issue of the *Pennsylvania Bulletin*.

The requirements for Letters of Interest, in addition to the requirements stipulated in the individual advertisement, are as follows:

1. The Letter of Interest must include the project reference number, the firm's legal name, and the firm's federal identification number.
2. Identify the project manager.
3. Identify subconsultants, if any, including DBE/WBE, if required.
4. Identify key project staff.
5. Include full disclosure of any potential conflict of interest by the prime or any subconsultant based on Engineering Involvement Restrictions Guidelines as established in Strike-off Letter No. 433-00-02 published March 27, 2000. If there are no potential conflicts you shall include the following statement:

I have reviewed Strike-off Letter No. 433-00-02 and determine that there are no potential conflicts of interest for anyone on this project team.

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

from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st century (TEA-21) and currently certified by the Department of Transportation shall have the opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The TEA-21 requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

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

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

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 00-851. Filed for public inspection May 19, 2000, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Internal Operating Procedures

#### *Section 100. Introduction.*

The Environmental Hearing Board (Board) has adopted these internal operating procedures to implement the Environmental Hearing Board Act, statutory and regulatory provisions and the customs and practices of this Board. No substantive or procedural rights are created or diminished.

#### *Section 101. Definitions.*

*Chairperson*—The Chairperson of the Board as appointed by the Governor and confirmed by the Senate under the provisions of the Environmental Hearing Board Act.

*Administrative Law Judge*—A member of the Board, including the Chairperson, as appointed by the Governor and confirmed by the Senate under the provisions of the Environmental Hearing Board Act.

*Decision Record*—A form attached to all circulated opinions by which the reviewing Administrative Law Judges can set forth their views on the opinion.

*Secretary*—The administrative officer of the Board who shall report directly to the Chairperson. The Secretary shall carry out assignments necessary to the efficient operation of the Board including:

1. Administrative operations;
2. Budget preparation;
3. Expenditure control;
4. Financial accounting;
5. Procurement of supplies;
6. Facilities Management;
7. Docket control;
8. Direct supervision of nonprofessional Board employees; and
9. Telecommunications.

*Opinions*—The term includes adjudications, opinions and one-judge opinions.

*Adjudications*—The findings of fact, discussion and conclusions of law adopted by a majority of Administrative Law Judges following a hearing on the merits based on the testimony and documentary exhibits admitted into evidence.

#### *Section 102. General Duties and Responsibilities.*

(a) Every Administrative Law Judge is responsible for ensuring the smooth and efficient operation of the Board. In this regard, every Administrative Law Judge shall devote sufficient time and effort to accomplishing the work of the Board in a thorough, timely and efficient manner.

(b) All Administrative Law Judges bear an equal responsibility for the proper disposition of every matter before the Board.

(c) The assignment of a given matter to a single Administrative Law Judge is solely for the efficiency of the Board, and neither enhances the power of the assigned Administrative Law Judge nor diminishes the duty of the remaining Administrative Law Judges as to its proper disposition.

(d) It is the intent of the Board to resolve all Appeals as expeditiously as possible. In any event, the Board will strive to resolve all Appeals within 2 years of filing.

#### *Section 103. Assignment of Appeals.*

(a) All appeals shall be assigned by the Chairperson.

(b) The Chairperson may base this assignment on factors such as geographical location of the parties, caseloads of the individual Administrative Law Judges, areas of expertise or other pertinent factors, including the importance of assigning cases to Administrative Law Judges from outside their regional location.

(c) The Chairperson may delegate this initial assignment based on the above guidelines to the Secretary or to another Administrative Law Judge.



(d) The Chairperson has the duty and authority to review individual case assignments on an ongoing basis and to reassign cases if needed to ensure the smooth operation of the Board.

*Section 104. Internal Reporting.*

(a) Each Administrative Law Judge shall keep a list of all cases assigned to that Administrative Law Judge.

(b) If a case is more than 2 years old then the Administrative Law Judge shall file quarterly reports with the Chairperson detailing, inter alia, what steps are being taken to bring the matter to conclusion.

(c) Each Administrative Law Judge shall file quarterly reports with the Chairperson setting forth (1) all adjudications that have not been completed and in which the last brief was filed more than 90 days earlier; and (2) all opinions that have not been completed and in which the last brief was filed more than 45 days earlier. The reports shall detail, inter alia, what steps are being taken to complete the opinions and when they will be in circulation or completed.

(d) The Chairperson may order the reassignment of such cases or other cases in the interests of justice and to ensure the smooth and efficient operation of the Board.

*Section 105. Opinions and Adjudications.*

(a) Preparation of opinions and adjudications and responses to circulating opinions and adjudications shall be given the highest priority.

(b) Adjudications shall be drafted and circulated within 90 days of receipt of the last brief.

(c) Opinions on motions and petitions shall be drafted and/or circulated within 45 days of receipt of the last brief.

(d) The other Administrative Law Judges shall respond to the opinion-writing Administrative Law Judge within 7 days.

(e) Absent a request for additional time, failure to respond within that time period shall be deemed an approval of the opinion as drafted.

*Section 106. Decisions, Concurrences and Dissents.*

(a) Within 7 days of receipt of a draft opinion or adjudication requiring concurrence by a majority of Administrative Law Judges the other Administrative Law Judges shall forward their decision record forms with their comments to the opinion-writing Administrative Law Judge and all other Administrative Law Judges.

(b) If an Administrative Law Judge requests a Board Conference Call to discuss a proposed opinion, the Chairperson or the Secretary shall attempt to schedule a conference call within 3 days of the request.

(c) If an Administrative Law Judge indicates that a concurring or dissenting opinion will be filed then an opinion shall be circulated to the Board 20 days after circulation of the completed decision record by the concurring or dissenting Administrative Law Judge.

(d) If after return of the decision records it is apparent that the initial opinion is not the majority opinion of the Board, the Chairperson may reassign the writing of the majority opinion. The reassignment may also include the reassignment of the future handling of the case.

*Section 107. Circulation of Adjudications and Opinions Prior to Issuance.*

(a) Drafts of the following actions must be circulated to all Administrative Law Judges for comment prior to issuance:

1. All adjudications.
2. All decisions on motions which finally dispose of any claim of a party even though it is not a complete disposition of all claims by that party.
3. All opinions on motions granting reconsideration of a full Board adjudication or opinion.

(b) All Administrative Law Judges should be consulted prior to the issuance of an order on a motion for reconsideration or on a motion asking for consideration by the full Board.

(c) Orders which preclude or substantially obstruct a party from presenting a claim as a result of his or her failure to respond to a Board order frequently can be issued by one judge with signatures of all Administrative Law Judges without consultation. These include a failure to respond to an order requiring the appellant to supply information required to be included in the appeal or requiring the appellant to retain counsel. Consultation or circulation of an opinion is likely to be appropriate for orders imposing sanctions for other failures to follow Board orders.

(d) Drafts of one-judge opinions which are not subject to the foregoing principles of circulation or consultation should be circulated to the Administrative Law Judges for comment where:

1. The opinion establishes a standard or principle of law that is new for the Board.
2. The opinion imposes severe sanctions (short of the termination of a party's claim).
3. The opinion goes against prior Board precedent or resolves conflicting prior Board cases.
4. The opinion involves a high-profile case (for example, a lot of press coverage or an expressed legislative interest).
5. A particularly close call is being made.
6. The Administrative Law Judge desires to seek advice of all other Administrative Law Judges.

This principle of circulation and consultation for one-judge opinions is advisory only.

(e) Circulation of one-judge opinions when an Administrative Law Judge desires to so seek the advice of all other Administrative Law Judges will be subject to the following ground rules:

1. A lack of response within 5 business days will be treated as a concurrence.
2. Responses from other Administrative Law Judges should be advisory only.
3. No back-up needs to be circulated unless requested.
4. The reviewing Administrative Law Judges' primary focus should be upon that part of the opinion that justified circulation in the first place. For example, if an opinion is establishing a new standard, the focus should be upon enunciation of the standard more than the application of that standard to the facts at hand. A cover memo would be helpful not only generally, but in direct-

ing the other Administrative Law Judges to the key parts of the opinion.

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 00-852. Filed for public inspection May 19, 2000, 9:00 a.m.]

2 working days, the comments should be retransmitted to ensure receipt.

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 00-853. Filed for public inspection May 19, 2000, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Notice of Proposed Designation of a Section of the Youghiogheny River

At its July, 1998 meeting, the Fish and Boat Commission (Commission) designated a section of the Youghiogheny River, Somerset and Fayette Counties, from the mouth of the Casselman River downstream to the Route 381 Bridge at Ohiopyle, to be regulated and managed under the All-Tackle Trophy Trout program under 58 Pa. Code § 65.4a, effective January 1, 1999. This designation provided for year round trout angling with no tackle restriction under a 14 inch minimum size limit and two trout daily creel limit during the regular trout season (8 a.m. opening day through midnight Labor Day) with no harvest permitted during the remainder of the season.

In September 1998, the Commission reviewed the action taken at the July meeting and decided to apply the All-Tackle Trophy Trout regulations only to a 3.5 mile section of the Youghiogheny River from the confluence with Ramcat Run downstream to the pipeline crossing at the confluence with Lick Run, instead of the longer section. This action was based on public comments received subsequent to the July meeting. The Commission decided to defer action on designating an additional section of the river under the All-Tackle Trophy Trout regulations pending further public input and analysis of data gathered by the Commission's fisheries management staff.

The Commission is now proposing to designate a 9-mile section of the Youghiogheny River from the confluence with Ramcat Run downstream to the Route 381 Bridge at Ohiopyle to be managed and regulated under the All-Tackle Trophy Trout program. This designation, if approved, will go into effect on January 1, 2001.

At this time, the Commission is soliciting public input concerning the proposed designation. Persons with comments, objections or suggestions concerning the proposed designation are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000 within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically at "regulations@fish.state.pa.us." A subject heading of the proposal and a return name and address must be included in each transmission. In addition, all electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within

## HISTORICAL AND MUSEUM COMMISSION

### National Register Nominations to be Considered by the Historic Preservation Board

Notice of properties to be considered at the June 13, 2000, meeting of the Historic Preservation Board for nomination to the National Register of Historic Places. The meeting will start at 9:45 a.m. in the Fifth Floor Board Room of the State Museum, 3rd and North Streets, Harrisburg, PA, with the review of National Register nominations beginning roughly at 10:30 a.m.

Individuals with a disability who wish to attend this meeting and require an auxiliary aid, service or other accommodation to participate, should contact Dan Deibler at (717) 783-8946 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the agency can accommodate their needs. Questions or comments should be directed to the Bureau for Historic Preservation at (717) 783-8946.

#### *National Register Nominations to be Reviewed Great Valley and Piedmont Region*

1. *Zook House*. 100 Exton Square, West Whiteland Township, Chester County
  2. *New Holland Machine Company*. 146 East Franklin Street, New Holland, Lancaster County
  3. *Michael and Magdalena Bixler Farmstead*. 400 Mundis Race Road, East Manchester Township, York County
  4. *Red Lion Borough Historic District*. Red Lion, York County
  5. *Bell Telephone Company Building*. 1827-35 Arch Street, Philadelphia
  6. *Virginville Historic District*. SR 143, Richmond Township, Berks County
  7. *Sinking Springs Farms*. Roughly bounded by Church Road, Sinking Springs Lane, N. George Street, Locust Lane, Susquehanna Trail and Route 238, Manchester Township, York County
  8. *Star Barn Complex*. Nissley Drive at State Route 283, Lower Swatara Township, Dauphin County
- Allegheny Plateau*
9. *Bradford Downtown Historic District*. Bradford, McKean County
  10. *Greenville Commercial Historic District*. Greenville, Mercer County
  11. *Erie Trust Company Building*. 1001 State Street, Erie, Erie County
  12. *United States Post Office, Punxsutawney*. 201 North Findley Street, Punxsutawney, Jefferson County

*Ridge and Valley*

13. *Cold Spring Farm*. 323 Lions Park Drive, Todd Township, Fulton County  
*Southwestern Pennsylvania*

14. *George W. Gordon Farm*. 333 Mary Hoge Road, Franklin Township and Whitely Township, Greene County  
*Anthracite Region and Poconos—no nominations*

BRENT D. GLASS,  
*Executive Director*

[Pa.B. Doc. No. 00-854. Filed for public inspection May 19, 2000, 9:00 a.m.]

**INDEPENDENT  
REGULATORY REVIEW  
COMMISSION**

**Notice of Comments Issued**

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committee comment period. The Commission comments are based upon the criteria contained in section 5a(h) and (i) of the Act (75 P. S. § 745.5a(h) and (i)).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulations must be submitted by the dates indicated.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
57-212	Pennsylvania Public Utility Commission Reporting Requirements for Universal Service and Energy Conservation Programs	5/4/00	4/4/02
16-22	Department of State Campaign Finance Forms	5/4/00	4/3/02
16A-577	State Board of Accountancy Commissions and Referral Fees	5/4/00	4/3/02

**Pennsylvania Public Utility Commission  
Regulation No. 57-212**

**Reporting Requirements for Universal Service and Energy Conservation Programs**

**May 4, 2000**

We submit for consideration the following objections and recommendations regarding this regulation. Subsections 5.1(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) list the criteria the Commission must use to determine if the regulation is in the public interest. The Pennsylvania Public Utility Commission (PUC) must respond to these comments when it submits

the final-form regulation. If the final-form regulation is not delivered by April 4, 2002, the regulation will be deemed withdrawn.

**1. Section 62.2. Definitions.—Consistency with statute; Clarity.**

*NGDC—Natural gas distribution company*

The regulation defines an NGDC as: “[T]he public utility providing facilities and related services for the jurisdictional distribution of natural gas to retail customers.” This definition differs from the definition of this term in the Natural Gas Choice and Competition Act (act) (66 Pa.C.S. § 2202).

We object to a definition in the regulation which differs from the definition in the act. Instead, the PUC should reference the statutory definition in section 2202 of the act.

*Universal service and energy conservation*

The definition of this term is identical to the definition included in section 2202 of the act. The PUC should consider simply referencing the definition in the act, rather than repeating the definition.

*CAP benefits*

The definition of this term references “CAP credits,” which is not a defined term. For clarity, the PUC should define “CAP credits” in the final-form regulation.

Additionally, the definition references “arrearage forgiveness.” It is our understanding that arrearage forgiveness is not an element of every NGDC’s CAP program. Consequently, the PUC should consider adding “if applicable” after “arrearage forgiveness.”

*CARES benefits*

This definition references “kinds of referrals.” For clarity, the PUC should specify the types of referrals encompassed by this definition.

*Confirmed low-income residential account*

This term is defined as “Accounts where the NGDC has obtained information that would reasonably place the customer in a low-income designation.” (Emphasis added.) For improved clarity, the PUC should specify the type of “information” that would qualify a customer for a low-income designation.

*Low-income customer*

This definition applies to a “customer whose household income is at or below 150% of the Federal poverty guidelines.” In its comments, the Office of Consumer Advocate (OCA) asserts that “gross” should be inserted before “household income” to be consistent with how the Federal poverty level is determined. We agree. The PUC should consider making the revision suggested by OCA. Additionally, the PUC should clarify how gross household income is determined, including the impact of food stamps, housing subsidies and other benefit programs.

**2. Section 62.3. Universal service and energy conservation program goals.—Charity.**

*Subsection (a)*

This subsection states that the PUC “will determine if the NGDC meets the goals of universal service and energy conservation programs.” However, the regulation is silent on how and with what standards the PUC will make its determination. Will the PUC rely only on the independent evaluation required by section 62.6? Additionally, what consequences apply to an NGDC if the PUC

determines it has not met the universal service and energy conservation program goals? We request the PUC address these issues when it submits the final-form regulation.

**3. Section 62.4. Universal service and energy conservation plans.—Economic and fiscal impact; Reasonableness; Clarity.**

*Paragraph (1) Plan submission*

Subsection (a)(1) requires each NGDC to submit an updated universal service and energy conservation plan every 3 years. How was the 3-year time frame determined?

*Paragraphs (5) and (6) Plan evaluation*

Subsection (a)(5) outlines what steps will be taken if the PUC rejects an NGDC's updated universal service and energy conservation plan. Subsection (a)(6) describes the timeline the PUC will follow in evaluating a plan.

The sequence of these two subsections is confusing. For increased clarity, the PUC should consider reversing the order of paragraphs (5) and (6) in the final-form regulation.

*Subsection (b) Plan contents*

This subsection outlines the contents of universal service and energy conservation plans. We have two concerns with these requirements.

One, paragraph (3) requires NGDCs to report "[T]he projected needs assessment." The phrase "needs assessment" is vague. For clarity, the PUC should define the phrase in this paragraph.

Two, paragraph (8) requests "[A]n explanation of any differences between the NGDC's approved plan and the implementation of that plan." Additionally, the PUC is requiring submission of a plan that addresses those differences. Is the PUC asking for a comparison between the proposed plan and previously approved plans? Additionally, what must be included in the plan that addresses the differences? Is the PUC requiring a second plan, in addition to the NGDC's universal service and energy conservation plan? The PUC should explain.

**4. Section 62.5. Annual residential collection and universal service and energy conservation program reporting requirements.—Economic and fiscal impact; Reasonableness; Clarity.**

*Duplication of existing reporting requirements*

Section 62.5 requires NGDCs to "report annually to the Commission on the degree to which universal service and energy conservation programs within its service territory are available and appropriately funded." To that end, the PUC is requesting data from the NGDCs that contains information on programs and collections.

We understand that some of the data the PUC is requesting is already provided through existing reporting requirements, such as the Chapter 56.231 Report, and the CARES, CAP and Hardship Fund reporting requirements. If so, the PUC should eliminate existing reporting requirements, which duplicate requirements set forth in this proposed rulemaking.

*Subsection (a)(1) Collection reporting*

Subsection (a)(1) states that "NGDCs should report on the calendar year prior to the reporting year." The word "should" denotes that submitting reports on the stated time period is optional. We understand it is not. Regulations contain mandates which have the full force and

effect of law. Optional provisions should not be included in regulations. Therefore, the PUC should replace "should" with "shall."

*Subsection (a)(1)(iv)—(xii) Residential customers*

Subsection (a)(1)(iv)—(xii) requires NGDCs to report various aspects of residential customers, residential revenues and residential accounts on a month-by-month basis. The report is to be submitted annually, with information outlined month-by-month.

We understand that collecting and reporting this information in the format required by the PUC could pose a significant expense to the regulated community in terms of upgrading their computer accounting systems. The PUC should estimate the cost of these requirements to NGDCs, and explain how these costs will be recovered. Also, the PUC should explain how the benefits derived from these reports justify the associated costs.

*Subsection (a)(2)(i)(B) Demographics*

The term "family" is used to define the number of low-income customers that reside in the same house. Use of the term "family" is inconsistent with the definition of "low-income customer" in this proposed rulemaking, as well as the Federal poverty guidelines. Both use the term "household." Therefore, for consistency, the PUC should replace "family" with "household."

*Subsection (a)(2)(ii)(A)(I) LIURP reporting data*

Subsection (a)(2)(ii)(A)(I) simply states that LIURP reporting data is due to the PUC by April 30. The PUC should clarify whether that information is required on an annual basis for the preceding year.

*Subsections (a)(2)(ii)(A)(II) and (a)(2)(ii)(D)(II)*

We have two concerns regarding this subsection. First, the phrases "production data" in subsection (a)(2)(ii)(A)(II) and "special contributions" in subsection (a)(2)(ii)(D)(II) are unclear. For clarity, the PUC should consider defining these terms in this subsection, or in section 62.2. Definitions.

Second, subsection (a)(2)(ii)(A)(I) requires LIURP reporting data be submitted to the PUC by April 30 of each year. By contrast, subsection (a)(2)(ii)(A)(II) requires "[A]ctual production and spending data for the recently completed program year and projections for the current year" to be submitted annually by April 1 of each year. Why are these two reports not submitted concurrently?

**5. Section 62.6. Evaluation reporting requirements.—Reasonableness; Need; Clarity.**

*Subsection (a) Independent third-party evaluator*

Subsection (a) states, "[E]ach NGDC shall have an independent third party conduct an impact evaluation of its universal service. . . ." The term "independent third party" is unclear. The PUC should define this term in either this section, or section 62.2 (relating to definitions).

*Subsection (b) Time period for review*

This subsection requires evaluation reports "at no more than 6 year intervals." We request the PUC explain how the 6-year time frame was determined and why it is a reasonable maximum time period between evaluations.

*Subsection (c) Independent evaluation*

According to this subsection, "[T]o ensure an independent evaluation, neither the NGDC nor the Commission shall exercise control over the content or recommendations contained in the independent evaluation report." If the PUC does not specify the basic components to be

included in the evaluation report, how can the PUC ensure a valid assessment of universal service and energy conservation programs?

It does not appear that specifying the general areas to be assessed would compromise the third-party evaluator's independence. Unless the PUC specifies the minimum content, evaluations among NGDCs could vary widely with regard to the subject areas. Further, without general requirements for evaluation content from the PUC, how will the PUC be able to determine if NGDCs are meeting the goals of universal service and energy conservation programs? The PUC should consider including general content requirements in the final-form regulation, or strike the phrase "content or" in the final-form regulation.

*Subsection (d) Redundancy*

This subsection requires the impact evaluation to be conducted by an independent third-party evaluator. However, the same provision is contained in subsection (a). Consequently, subsection (d) is unnecessary and should be deleted.

**6. Section 62.7. NGDCs with less than 100,000 residential accounts.—Clarity.**

*Subsection (a) Applicability*

This subsection exempts NGDCs with fewer than 100,000 residential accounts from the reporting requirements in sections 54.74—54.76. These sections' references, however, are a typographical error. The PUC should revise this subsection to state that these NGDCs are exempt from the reporting requirements in sections 62.4—62.6 of the proposed regulation.

**7. Waiver of survey requirements.—Clarity.**

In the preamble, the PUC states that it reserves the right to waive the requirements of this regulation upon petition by an affected party under 52 Pa. Code § 5.43 (relating to petitions for issuance, amendment, waiver or repeal of regulations). However, waivers are not addressed in the proposed regulation. The PUC should consider adding a section which cross-references the requirements for petitioning for a waiver in section 5.43.

**Department of State Regulation No. 16-22**

**Campaign Finance Forms**

**May 4, 2000**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which has not been met. The Department of State (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by April 3, 2002, the regulation will be deemed withdrawn.

**1. Section 177.9. Official forms.—Clarity.**

The subsection (a) amendments would change the references to the titles of Forms DSEB-502 and DSEB-503, and add references to Forms DSEB-504 and DSEB-505. Although six forms are now named in section 177.9, only two are explained or referenced in other sections.

For example, the requirements associated with Campaign Financial Reports (Form DSEB 502) are explained in sections 177.1 (General) and 177.2 (Form and content of reports). Other forms referred to under section 177.9

are not similarly explained or cross-referenced to other provisions. This lack of guidance will be magnified when the forms themselves will no longer be available for reference as part of the regulation.

To address this problem, the final-form regulation should be amended to clarify who has to file and what must be filed under each of the forms listed under section 177.9(a). For those forms for which filing requirements already exist, appropriate cross-references should be made between section 177.9 and those relevant sections. For forms for which there are no accompanying filing requirements, a general description of the information should be provided. If that information is added to sections other than section 177.9, cross-references should also be made between those other sections and section 177.9.

**2. Section 177.1. General.—Clarity.**

We note that there is a typographical error in section 177.1(f) (General). Because subsection (f) applies to the need to file independent expenditure reports, the reference to filing Campaign Financial Report Form on DSEB 502 should be changed to refer to Independent Expenditure Reports on Form DSEB 505.

**State Board of Accountancy Regulation No. 16A-557  
Commissions and Referral Fees**

**May 4, 2000**

We submit for consideration the following objections and recommendations regarding this regulation. Subsections 5.1(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) list the criteria the Commission must use to determine if the regulation is in the public interest. The State Board of Accountancy (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by April 3, 2002, the regulation will be deemed withdrawn.

**1. Section 11.24(b) Notification to Board.—Need; Clarity.**

This subsection requires a licensee "who receives or intends to receive commissions" to report that fact on the biennial renewal form filed with the Board. The Preamble indicates that the Board will monitor licensees for compliance. The Board should explain the need for this monitoring and how it will be implemented. Additionally, the Board should clarify what is meant by the phrase "intends to receive commissions."

**2. Subsection (c) Cooperation with peer reviewer.—Reasonableness; Clarity.**

This subsection states that a licensee, who receives commissions and is subject to peer review, will "furnish peer reviewers with the necessary documentation." What is included in the phrase "necessary documentation"? If it is "workpapers" under subsection (f), then this subsection should cross-reference subsection (f). If not, the Board should detail what is meant by "necessary documentation" in the final-form regulation.

**3. Subsection (d) Related licensure/registration.—Reasonableness; Clarity.**

This subsection provides that a licensee should acquire and maintain "any license or registration required by another governmental or regulatory body for the purpose of receiving commissions." In discussing this subsection, the Preamble refers to registering with the National

Association of Securities Dealers (NASD). The NASD is not a “governmental or regulatory body.” The Board should explain the intent of this subsection, include examples of the appropriate licensure or registration required by a regulatory body. The Board should also make revisions to match its intent concerning registration with private standard-setting bodies such as NASD.

**4. Subsection (f) Workpapers.—Reasonableness; Clarity.**

This subsection requires a licensee to maintain workpapers that document discussions with clients on investment strategies. We have two concerns with this provision. First, there is no indication of how long these records should be retained. Since failure to comply could lead to disciplinary action, a specific time period is necessary. Second, justification for the expense of retention and storage of documents is required. The Board should review and explain the need for retaining these documents. If retention is necessary, then the Board should consider setting a retention period that is consistent with other workpaper retention requirements with which licensees must comply.

**5. Subsection (g) Attest clients.—Legislative intent; Policy issue that requires legislative review; Fiscal impact; Consistency with statute; Reasonableness; Need; Clarity.**

This subsection extends the statutory prohibition to “an individual or entity that can exercise significant influence over the operating, financial or accounting policies of the client.” However, the statutory prohibition in subsection 12(p)(1) of the CPA Law (63 P. S. § 9.12(p)(1)) states:

(1) A licensee in public practice shall not for a commission recommend or refer to a client any product or service, or for a commission recommend or refer any product or service to be supplied by a client, or receive a commission when the licensee or the licensee’s firm also performs for that client any of the following:

(i) An audit or review of a financial statement.

\* \* \* \* \*

(iii) An examination of prospective financial information. . . . [Emphasis added]

“Client” in this subsection of the CPA Law is also referred to as “attest client” in the regulation. We have five objections to subsection (g) of the proposed regulation.

First, extending the statutory prohibition on commissions beyond a “client” to “an individual or entity that can exercise significant influence” over a client, is inconsistent with the intent of the General Assembly. In its comments, the House Professional Licensure Committee questioned whether there is statutory authority to expand the scope of this section to parties other than clients, regardless of whether these parties are in a position to exercise significant influence over clients. The House Committee’s comments clearly indicate that the legislative intent was to limit this prohibition to transactions involving attest clients.

Second, given the legislative intent, any expansion of the prohibition is a policy matter requiring legislative review. Section 3(a)(11) of the CPA Law (63 P. S. § 9.3(a)(11)) allows the Board to establish rules of professional conduct. This provision may justify the Board’s position. However, before the Board exercises its discretion in this manner, it should seek clarification from the General Assembly.

Third, this provision is likely to have a negative fiscal impact that will adversely affect competition in this Commonwealth. Numerous commentators, including the Pennsylvania Institute of Certified Public Accountants, have expressed concerns over the negative fiscal impact on current business practices that will occur.

Specifically, this provision could:

- Curtail or limit the current practice and ability of licensees to serve various clients; and
- Place Pennsylvania licensees at a competitive disadvantage with accountants licensed in other states that do not have the same restrictions as this proposed regulation.

Currently, Maryland, New Jersey and Ohio, allow licensed accountants to receive commissions and place no restrictions on situations involving parties with significant influence over attest clients. If the Board does not delete this provision, it should respond to these concerns.

Fourth, the Board’s intent is unclear by including subsection 12(p)(1)(ii) of the CPA Law as an exception to the commission prohibition for situations involving parties with “significant influence.” This subsection of the CPA Law already establishes an exception. Why is it included in the regulation? Subsection 12(p)(1)(ii) of the CPA Law reads:

A compilation of a financial statement when the licensee expects, or reasonably might expect, that a third party will use the financial statement and the licensee’s compilation report does not disclose a lack of independence.

The statutory exception applies if there is a disclosure of a lack of independence. Rather than mirror the statutory exception, the regulation expands the exception to include situations when there is no disclosure. It is our understanding that this was not the Board’s intent. If so, the exception clause in the regulation should be deleted.

Fifth, subsection (g) is ambiguous in that it appears to have unlimited application. It states that the term significant influence “includes” three situations. The use of the word “includes” indicates that the definition of “significant influence” is not limited to just the three situations. Hence, the three situations do not provide a complete list or definition for the term “significant influence.” The term could refer to a number of different parties that may be connected to a client. If the term “significant influence” is retained in the final-form regulation, a definition must be added.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-855. Filed for public inspection May 19, 2000, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission received, on the dates indicated, the following regulations for review. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

*Final-Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
57-195	Pennsylvania Public Utility Commission Establishment of Competitive Safeguards for the Pennsylvania Electric Industry	5/8/00
6-266	State Board of Education Gifted Education; Special Education Services and Programs	5/4/00

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-856. Filed for public inspection May 19, 2000, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for a Certificate of Authority

Piney Associates, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Milton Wright Memorial Home, Inc., in Fayetteville, Pennsylvania. The initial filing was received on May 10, 2000, and was made under the requirements set forth under the Continuing Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225). Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail to inform the Pennsylvania Insurance Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, by Fax (717) 787-8557, or by E-mail to rbrackbi@ins.state.pa.us.

M. DIANE KOKEN,  
*Insurance Commission*

[Pa.B. Doc. No. 00-857. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Capital Blue Cross and Pennsylvania Blue Shield Community-Rated Group HealthOne Program Rate Increase; Filing No. 00-G

Capital Blue Cross and Pennsylvania Blue Shield request an increase in the quarterly rates for the Community-Rated Group HealthOne Program. The proposed increase is 27.57% based on third quarter rates. This rate change will produce an estimated additional annual income of \$1.7 million, and will affect approximately 1,850 policyholders. An effective date of October 1, 2000, is being requested.

Copies of the filing are available for public inspection during normal working hours by appointment at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-858. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Capital Blue Cross and Pennsylvania Blue Shield Community-Rated Group CustomBlue Program Rate Increase; Filing No. 00-C

Capital Blue Cross and Pennsylvania Blue Shield request an increase in the rates for the Community-Rated Group CustomBlue Program. The proposed increase is 17.36% based on third quarter rates. This rate change will produce an estimated additional annual income of \$21.6 million, based on third quarter rates and will affect approximately 31,300 policyholders. This filing also proposes a higher coinsurance and copayment levels in the optional prescription drug coverage. An effective date of October 1, 2000, is being requested.

Copies of the filing are available for public inspection during normal working hours by appointment at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions, or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-859. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Capital Blue Cross and Pennsylvania Blue Shield Community-Rated Group Major Medical Program Rate Increase; Filing No. 00-D

Capital Blue Cross and Pennsylvania Blue Shield propose to increase the rates for the Community-Rated Group Major Medical Program. The proposed increase is 19.15%. This rate change will produce an estimated additional annual income of \$9.3 million and will affect approximately 43,600 contractholders. This filing also proposes a reduction in the optional prescription drug coverage having higher subscriber's coinsurance and copayment amounts. An effective date of October 1, 2000, is requested.

Copies of the filing are available for public inspection during normal working hours by appointment at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry

Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-860. Filed for public inspection May 19, 2000, 9:00 a.m.]

### HealthAmerica; Prescription Drug Riders

On May 8th, 2000, HealthAmerica submitted filings for the Prescription Drug Riders for the Eastern and Western Pennsylvania service areas.

	<i>Eastern PA</i>	<i>Western PA</i>
Requested Rate Increase:	14—17%	13—17%
Members Affected:	69,500	95,000
Additional Annual Income:	\$3,150,000	\$4,720,000

An effective date of January 1, 2001, is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office and Pittsburgh Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-861. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Highmark Inc., d/b/a Pennsylvania Blue Shield, d/b/a Highmark Blue Cross Blue Shield Filing No. 200002—Proposed Reduction in UCR Allowances for Clinical Laboratory Services

Highmark Inc., d/b/a Pennsylvania Blue Shield, d/b/a Highmark Blue Cross Blue Shield submitted a proposed reduction in clinical laboratory UCR allowances to match the current Medicare National limit. The Level II customary allowances are currently performing at approximately 124% of the Medicare National limit.

Copies of the filing are available for public inspection during normal working hours by appointment at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-862. Filed for public inspection May 19, 2000, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no such documents have been received. For questions concerning or copies of documents filed, but not published, please call (717) 783-1530.

#### *Executive Board*

Resolution #CB-00-095, Dated April 25, 2000. Authorizes the side letter with the Pennsylvania State Park Officers Association to amend the current collective bargaining agreement to clarify the eligibility of Seasonal Park Rangers for longevity increments.

Resolution #CB-00-096, Dated April 25, 2000. Approves the side letter with AFSCME that grants three step in-range salary adjustments for employees in the Boiler Inspector and Boiler Inspections Supervisor classifications upon class revision to Certified Boiler Engineer and Certified Boiler Engineer Supervisor, respectively. The approximate cost of these adjustments for 27 employees is \$85,000. This cost includes associated salary sensitive benefit costs.

Resolution #CB-00-101, Dated April 25, 2000. Authorizes the interest arbitration award with the FOP-Capitol Police bargaining unit (L4). The award stipulates collective bargaining language for the period July 1, 1999, through June 30, 2003.

#### *Governor's Office*

Management Directive No. 305.13—Use of Forms STD-419/419L, Refund of Expenditures, and STD-420/C420/420L, Transmittal of Revenue, When Accompanied by Remittances, Amended April 4, 2000.

GARY R. HOFFMAN,  
*Director*  
*Pennsylvania Bulletin*

[Pa.B. Doc. No. 00-863. Filed for public inspection May 19, 2000, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board lease will expire:

Cumberland County, Wine & Spirits Shoppe #2108, 443 N. Enola Road, Enola, PA 17025-2128.

*Lease Expiration Date:* March 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within East Pennsboro Township, between Valley Road to the north, U. S. Routes 11 and 15 to the



east, the Conodoguinet Creek to the south, and the Hampden Township line to the west.

*Proposals due:* June 9, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

Berks County, Wine & Spirits Shoppe #0621, 1101 Woodland Road, Wyomissing, PA 19610-1214.

*Lease Expiration Date:* May 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 11,000 to 13,000 net useable square feet of new or existing retail commercial space within a 1 mile radius of the Berkshire Mall, Wyomissing Borough.

*Proposals due:* June 9, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

Philadelphia County, Wine & Spirits Shoppe #9108, 8200 East Roosevelt Boulevard, Philadelphia, PA 19152-2519.

*Lease Expiration Date:* September 30, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within a 1/2 mile radius of the intersection of Solly Avenue and Roosevelt Boulevard (PennyPack Circle), Philadelphia.

*Proposals due:* June 9, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Robert Jolly, (215) 482-9670

Lehigh County, Wine & Spirits Shoppe #3905, 523 Front Street, Catasauqua, PA 18032-2410.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within 2 miles of the intersection of Front and Bridge Streets, Catasauqua Borough.

*Proposals due:* June 9, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

Union County, Wine & Spirits Shoppe #6002, 30 East Chestnut Street, Mifflinburg, PA 17844-1406.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,800 net useable square feet of new or existing retail commercial space within the Borough of Mifflinburg.

*Proposals due:* June 9, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

The Liquor Control Board seeks the following new site:

Lackawanna County, Wine & Spirits Shoppe #3502, Dickson City.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,500 to 6,000 net useable square feet of new or existing retail commercial space within a 1.5 mile radius of the intersection of U. S. Route 6 and Commerce Boulevard, Dickson City Borough.

*Proposals due:* June 9, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division  
**Contact:** Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 00-864. Filed for public inspection May 19, 2000, 9:00 a.m.]

## MILK MARKETING BOARD

### Sunshine Meeting Dates for 2000-2001

In accordance with the Sunshine Act (Rep 1998-93) (P. L. 388, No. 84), the Milk Marketing Board has established the following meeting dates for Fiscal Year 2000-2001.

<i>Date</i>	<i>Time</i>	<i>Place</i>
7/06/00	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
8/02/00	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
9/06/00	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
10/04/00	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
11/01/00	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
12/06/00	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
1/03/01	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408

<i>Date</i>	<i>Time</i>	<i>Place</i>
2/07/01	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
3/07/01	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
4/04/01	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
5/02/01	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
6/06/01	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408

LYNDA J. BOWMAN,  
*Secretary*

[Pa.B. Doc. No. 00-865. Filed for public inspection May 19, 2000, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Telecommunications

**A-310941. United Telephone Company of Pennsylvania d/b/a Sprint and PageNet, Inc.** Joint Application of the United Telephone Company of Pennsylvania d/b/a Sprint and PageNet, Inc. for Approval of an Interconnection Agreement under section 252(a)(1) and (e) of the Telecommunications Act of 1996.

United Telephone Company of Pennsylvania d/b/a Sprint and PageNet, Inc., by its counsel, filed on May 4, 2000, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. The comments are due on or before 10 days after the date of publication of this notice. Copies of the United Telephone Company of Pennsylvania d/b/a Sprint and PageNet, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-866. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Telecommunications

**A-310597. United Telephone Company of Pennsylvania d/b/a Sprint and SYGNET Communications, Inc.** Joint Application of the United Telephone Company of Pennsylvania d/b/a Sprint and SYGNET Communica-

tions, Inc. for Approval of a Commercial Mobile Radio Services Interconnection Agreement under section 252(e) of The Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Sprint and SYGNET Communications, Inc., by its counsel, filed on May 4, 2000, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. The comments are due on or before 10 days after the date of publication of this notice. Copies of the United Telephone Company of Pennsylvania d/b/a Sprint and SYGNET Communications Joint Petition are on file with the Pennsylvania Public Utility 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. 00-867. Filed for public inspection May 19, 2000, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Invitation for Bids

The Philadelphia Regional Port Authority (PRPA) will accept proposals until 2 p.m. on Tuesday, May 30, 2000 for Project #00-129-001 (Polygrout—high performance epoxy grout)—purchase of material only.

The bid documents can be obtained from the Director of Procurement, 210 W. Washington Sq., 13th Flr., Phila., PA 19106, (215) 928-9100 and will be available May 23, 2000. PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 00-868. Filed for public inspection May 19, 2000, 9:00 a.m.]

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project #0004.2, Remove & Replace Refrigerant Piping, Packer Ave. Marine Terminal (PAMT), until 2 p.m., Thursday, June 1, 2000. The bid documents can be obtained from the Director of Procurement, PRPA, 210 W. Washington Sq., 13th Flr., Phila., PA 19106, (215) 928-9100 and will be available May 23, 2000. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

Mandatory prebid job site meeting will be held May 25, 2000, 10 a.m. at PAMT, South Gate. The PRPA will

consider only those bids received from parties who attended the prebid meeting.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 00-869. Filed for public inspection May 19, 2000, 9:00 a.m.]

## TURNPIKE COMMISSION

### Retention of Two Engineering Firms

#### Two Open End Contracts Traffic Engineering Services

#### Reference No. 3-130

The Turnpike Commission (Commission) will retain two engineering firms to perform traffic engineering related services on an Open End Contract basis. The contracts will be for a period of 2 years or \$500,000, whichever occurs first.

The engineering services required may include signing, capacity and operational analysis, traffic and revenue studies, origination and destination studies, ITS planning and design, and traffic studies including counts.

Direct inquiries to Timothy M. Scanlon, P.E. at (717) 939-9551, Ext. 5590; or by E-mail at tscanlon@paturnpike.com.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

- a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions and develop plans to complete the project in a timely and cost effective manner.
- b. Past record of performance with respect to cost control, work quality ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.
- c. The specific experience and number of individuals who constitute the firm.
- d. Location of consultant's office where the work will be performed.
- e. Workload of the prime consultant and subconsultants for all Department of Transportation and Turnpike Commission projects.
- f. Other factors, if any, specific to the project.

#### General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information. The Letters of Interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.

3. An organization chart for the Project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.

4. Tabulation of workload for the prime consultant and all subconsultants for all Department of Transportation and Turnpike Commission projects.

5. An Annual Qualification Package similar to the one submitted to the Department of Transportation for the current year that is in the same District as this project or one that is best suited for this project.

The Annual Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and attached to the back of the letter of interest (subs to follow primes):

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (limit to one 8 1/2 x 11 page, one side, per person). Only resumes of key personnel should be included.
- Copy of the firm's registration to do business in the Commonwealth as provided by the Department of State for firms with out-of-state headquarters or corporations not incorporated in Pennsylvania.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the Turnpike Commission Administration Building located at 176 Kost Road, Carlisle, PA 17013-0779. (FedEx address: 176 Kost Road, Carlisle, PA 17013-0779) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 p.m. (noon), Local Time, Friday, June 9, 2000. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to these solicitations, two firms will be selected, one for each contract. The order of preference

will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. The first two firms identified by the Commission will be selected. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this

notice, and/or to re-advertise solicitation for the work and services.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 00-870. Filed for public inspection May 19, 2000, 9:00 a.m.]

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# STATE CONTRACTS INFORMATION

## DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

**EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.**

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

30 days after the later of the receipt of a proper invoice or receipt of goods or services.

The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center

PA Department of Community and Economic Development

374 Forum Building

Harrisburg, PA 17120

800-280-3801 or (717) 783-5700

### Reader's Guide

#### Legal Services & Consultation—26

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

**B-54137.** Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services

Location: Harrisburg, Pa.

Duration: 12/1/93-12/30/93

Contact: Procurement Division  
787-0000

③ Contract Information

④ Department

⑦

⑤ Location

(For Commodities: Contact:)  
Vendor Services Section  
717-787-2199 or 717-787-4705

⑥ Duration

#### REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

## GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**  
 Pennsylvania State Treasury  
 Room G13 Finance Building  
 Harrisburg, PA 17120  
 717-787-2990  
 1-800-252-4700

BARBARA HAFER,  
*State Treasurer*

### Commodities

**6000-05029** Supplies—AutoDesk, Inc. AutoCAD 2000 Software. Quantity—17 each.  
**Department:** Corrections  
**Location:** State Correctional Institution at Pittsburgh, 3001 Beaver Avenue, P. O. Box 99901, Pittsburgh, PA 15233  
**Duration:** At Once  
**Contact:** Carol Schaeffer, Purchasing Agent, (412) 761-1955, Ext. 291

**1015110** Feminine napkins. For a copy of bid package fax request to (717) 787-0725.  
**Department:** Corrections  
**Location:** Muncy, PA  
**Duration:** FY 2000—01  
**Contact:** Vendor Services, (717) 787-2199

**1012110** Vinyl coated nonskid taffeta embossed finish ACA striped ticking. For a copy of bid package fax request to (717) 787-0725.  
**Department:** Corrections  
**Location:** Dallas, PA  
**Duration:** FY 99—00  
**Contact:** Vendor Services, (717) 787-2199

**1008110** Sheeting, bleached. For a copy of bid package fax request to (717) 787-0725.  
**Department:** Corrections  
**Location:** Huntingdon, PA  
**Duration:** FY 99—00  
**Contact:** Vendor Services, (717) 787-2199

**1537159** Tractor. For a copy of bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** Vendor Services, (717) 787-2199

**8252280** Roller, walk behind. For a copy of bid package fax request to (717) 787-0725.  
**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 2000—01  
**Contact:** Vendor Services, (717) 787-2199

**9140-01** Fuel oil No. 2. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** September 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**2310-02** Commercial motor vehicles (various types). For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** October 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**2420-01** Power equipment. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** September 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**3610-01** Lease with purchase option of office copying machines. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** October 1, 2000—September 30, 2001  
**Contact:** Vendor Services, (717) 787-2199

**5610-25** Antiskid material. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** Transportation  
**Location:** Various  
**Duration:** August 15, 2000—August 14, 2001  
**Contact:** Vendor Services, (717) 787-2199

**5999-01** Electrical supplies—catalog only. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** September 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**6330-01** Fuses. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** August 1, 2000—July 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**2306-01** Police vehicle, pursuit/patrol/security—large size. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** October 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**8305-01** Cheesecloth, bleached. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** September 15, 2000—September 14, 2001  
**Contact:** Vendor Services, (717) 787-2199

**9140-04** Fuel diesel. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** September 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**9905-06** Reflective/nonreflective sheeting and accessories. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** January 1, 2001—December 31, 2002  
**Contact:** Vendor Services, (717) 787-2199

**9985-07** Court reporting service. For a copy of the bid package fax request to (717) 787-0725.  
**Department:** General Services  
**Location:** Various  
**Duration:** September 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**9985-20** Used EDP Equipment Transportation Services. For a copy of the bid package fax request to (717) 787-0725.

**Department:** General Services  
**Location:** Various  
**Duration:** August 1, 2000—July 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**6515-06** Gloves, surgical. For a copy of the bid package fax request to (717) 787-0725.

**Department:** General Services  
**Location:** Various  
**Duration:** November 1, 2000—October 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

**2310-01** Passenger and commercial motor vehicles (various types). For a copy of the bid package fax request to (717) 787-0725.

**Department:** General Services  
**Location:** Various  
**Duration:** October 1, 2000—August 31, 2001  
**Contact:** Vendor Services, (717) 787-2199

## SERVICES

### Advertising—01

**ESU 405-PROADV** RFP No. ESU 405-PROADV—seeks professional advertising firms to provide services for display and in-column professional employment-related advertising for the University. MBE/WBE firms are encouraged to propose as well as all responsible firms. Proposals must be submitted prior to 3 p.m. Local Time on July 25, 2000. Fax the request for bid package to Ann Zaffuto at (570) 422-3232.

**Department:** State System of Higher Education  
**Location:** East Stroudsburg University, East Stroudsburg, PA 18301  
**Duration:** 2 years with option renewals  
**Contact:** Ann Zaffuto, (570) 422-3595

**PDA-452** The Department of Agriculture, State Farm Products Show Commission, is requesting an individual to provide all labor and expertise to serve as the Agricultural Products and Related Services Demonstration Program Coordinator and Scheduler as part of the Family Living and Agricultural Learning Center for the annual Farm Show program. This individual shall provide between 500—1,000 hours of work in scheduling of 50—100 timeframes of demonstrations to be conducted on two stages in the Family Living and Agricultural Learning Center. This work shall begin on or about July 1 and shall be completed as soon after Farm Show as all follow-up activity is completed. (Additional details available upon request).

**Department:** Agriculture  
**Location:** State Farm Products Show Commission, Farm Show Complex, Cameron and Maclay Streets, Harrisburg, PA 17110-9408  
**Duration:** July 1, 2000—June 30, 2001 (Additional three 1-year renewal options)  
**Contact:** William L. Piper, (717) 787-5373

### Construction—09

**061010** This work is the installation of new snowplowable reflective pavement markers on various State Routes within Bucks County. Bidding Packages may be obtained by faxing in a request to PennDOT, Traffic Unit at (610) 205-6598, Attn. Kevin Walls.

**Department:** Transportation  
**Location:** Various State Routes in Bucks County  
**Duration:** June 1, 2000—December 1, 2000  
**Contact:** Kevin Walls, (610) 205-6586

**FDC-410-682R** Renovations to an office building, day use restroom, swimming pool building and marina fishing pier to improve ADA Accessibility. Work includes bituminous paving, carpentry, caulking, skylight, carpet, painting and staining, bathroom partition, plumbing and electrical work. Project is at Neshaminy State Park in Bucks County. Note: Bid documents will be available on or after May 22, 2000.

**Department:** Conservation and Natural Resources  
**Location:** Bensalem Township  
**Duration:** 90 days  
**Contact:** Construction Management Section, (717) 787-5055

**DGS1103-48IN4** Project Title: Painting. Brief Description: All work necessary to complete the furnishing and installation of all painting. Estimated Range: \$500,000 to \$1,000,000. Painting Construction. Plans Deposit: \$200 per set payable to: Pitt-Center Partners. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$50 per set or provide an express mail account number to the office listed below. Mail requests to: Pitt-Center Partners, 3803 University Drive, Pittsburgh, PA 15213. Attn: Nancy Vicheck. Tel: (412) 621-4222. Bid Date: Wednesday, June 7, 2000 at 11 a.m. A Prebid Conference has been scheduled for Tuesday, May 16, 2000 at 11 a.m. at the Pitt-Center Partners Field Office Trailer located at 3803 University Drive (adjacent to the old stadium location), Pittsburgh, PA. All contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference.

**Department:** General Services  
**Location:** University of Pittsburgh Campus, Pittsburgh, Allegheny County, PA  
**Duration:** 466 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGS1103-48IN3** Project Title: General Trades. Brief Description: All work necessary to complete the furnishing and installation of general trades work items including, but not limited to, site utilities and paving, miscellaneous metals, plaza waterproofing, caulking, frames, doors, hardware, glazing, curtainwall, equipment, vertical transportation and miscellaneous general construction items. Estimated Range: \$5,000,000 to \$10,000,000. General Trades Construction. Plans Deposit: \$200 per set payable to: Pitt-Center Partners. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$50 per set or provide an express mail account number to the office listed below. Mail requests to: Pitt-Center Partners, 3803 University Drive, Pittsburgh, PA 15213. Attn: Nancy Vicheck. Tel: (412) 621-4222. Bid Date: Wednesday, June 7, 2000 at 11 a.m. A Prebid Conference has been scheduled for Tuesday, May 16, 2000 at 11 a.m. at the Pitt-Center Partners Field Office Trailer located at 3803 University Drive (adjacent to the old stadium location), Pittsburgh, PA. All contractors who have secured contract documents are invited and urged to attend this Prebid Conference.

**Department:** General Services  
**Location:** University of Pittsburgh Campus, Pittsburgh, Allegheny County, PA  
**Duration:** 508 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGS1103-48IN1** Project Title: Interiors. Brief Description: All work necessary to complete the furnishing and installation of interior work including, but not limited to, rough and finish carpentry, fireproofing, drywall work, ceilings, finishes (excluding painting), racquetball courts and specialty items. Estimated Range: \$5,000,000 to \$10,000,000. Interior Construction. Plans Deposit: \$200 per set payable to: Pitt-Center Partners. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$50 per set or provide an express mail account number to the office listed below. Mail requests to: Pitt-Center Partners, 3803 University Drive, Pittsburgh, PA 15213. Attn: Nancy Vicheck. Tel: (412) 621-4222. Bid Date: Wednesday, June 7, 2000 at 11 a.m. A Prebid Conference has been scheduled for Tuesday, May 16, 2000 at 11 a.m. at the Pitt-Center Partners Field Office Trailer located at 3803 University Drive (adjacent to the old stadium location), Pittsburgh, PA. All contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference.

**Department:** General Services  
**Location:** University of Pittsburgh Campus, Pittsburgh, Allegheny County, PA  
**Duration:** 508 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGS1103-48ST4** Project Title: Concrete and Structural Precast. Brief Description: All work necessary to complete the furnishing and installation of cast-in-place concrete and structural precast concrete (excluding the cast-in-place concrete installed by the Foundation Contractor) \$5,000,000 to \$10,000,000. Concrete and Structural Precast Construction. Plans Deposit: \$200 per set payable to: Pitt-Center Partners. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$50 per set or provide an express mail account number to the office listed below. Mail requests to: Pitt-Center Partners, 3803 University Drive, Pittsburgh, PA 15213. Attn: Nancy Vicheck. Tel: (412) 621-4222. Bid Date: Wednesday, June 7, 2000 at 11 a.m. A Prebid Conference has been scheduled for Tuesday, May 16, 2000 at 11 a.m. at the Pitt-Center Partners Field Office Trailer located at 3803 University Drive (adjacent to the old stadium location) Pittsburgh, PA. All Contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference.

**Department:** General Services  
**Location:** University of Pittsburgh Campus, Pittsburgh, Allegheny County, PA  
**Duration:** 448 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGSA555-67** Project Title: Renovate Restroom and Bathing Area—Building No. 9. Brief Description: Renovate restroom and bathing area Building No. 9, First Floor. Install new fixtures, walls, windows, flooring, suspended ceiling, drainage, vent connections and electrical fixtures. Estimated Range: \$100,000 to \$500,000. General, Plumbing and Electrical Construction. Plans Deposit: \$25 per set payable to: Commonwealth of PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5 per set or provide an express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: (717) 787-3923. Bid Date: Wednesday, May 31, 2000 at 1 p.m.

**Department:** General Services  
**Location:** Hamburg Center, First Floor, Hamburg, Berks County, PA  
**Duration:** 200 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**401-BL-606** Addition to Alumni House—Provide all labor, equipment and material necessary for the selective demolition and the construction of an addition to the existing Fenstermaker Alumni House which includes: sitework, general construction, HVAC, plumbing and electrical construction. To obtain a set of bid documents submit a \$100 nonrefundable deposit to Reilly Associates, 222 Wyoming Avenue, West Pittston, PA 18643, telephone (570) 654-2473. Bid documents will contain all prebid dates and bid opening information.

**Department:** State System of Higher Education  
**Location:** Bloomsburg University, Bloomsburg, PA  
**Duration:** 120 days  
**Contact:** Joseph C. Quinn, (570) 389-4311

**FDC-109-690** Renovations to Swimming Area to provide ADA Accessibility at Hills Creek State Park, in Tioga County (200 tons BCBC, 100 tons ID-2, 150 tons 2A Aggregate, 150 tons # 57, pavement markings, landscaping, 170 C.Y. of concrete walkways, 10 C.Y. concrete pier and abutment, steel and wood structure. Note: Bid documents will be available on or after May 22, 2000.

**Department:** Conservation and Natural Resources  
**Location:** Charlestown Township  
**Duration:** 120 days  
**Contact:** Construction Management Section, (717) 787-5055

**FDC-307-624** Replace roof on the Historic Church at Greenwood Furnace State Park in Huntingdon County. Work includes demolition of existing roof, carpentry, insulating, metal roof system, flashing and trim, joint sealants and painting. Note: Bid documents will be available on or after May 22, 2000.

**Department:** Conservation and Natural Resources  
**Location:** Jackson Township  
**Duration:** 60 days  
**Contact:** Construction Management Section, (717) 787-5055

**DGSA251-576** Project Title: Bulk Salt Storage Facility with high gambrel roof. Brief Description: Demolish a 116' concrete dome, ring, retaining wall and floor pad and construct a new 70' x 104' high arch salt building. Estimated Range: \$100,000 to \$500,000. General and Electrical Construction. Plans Deposit: \$25 per set payable to: Commonwealth of PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5 per set or provide an express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: (717) 787-3923. Bid Date: Wednesday, May 31, 2000 at 11 a.m.

**Department:** General Services  
**Location:** PennDOT Maintenance Stockpile, Indiana, Indiana County, PA  
**Duration:** 100 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGSA251-577** Project Title: Bulk Salt Storage Facility with High Gambrel Roof. Brief Description: Demolish an 80' concrete dome, ring, retaining wall and floor pad and construct a new 70' x 88' high arch salt building. Estimated Range: \$100,000 to \$500,000. General and Electrical Construction. Plans Deposit: \$25 per set payable to: Commonwealth of PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5 per set or provide an express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: (717) 787-3923. Bid Date: Wednesday, May 31, 2000 at 11 a.m.

**Department:** General Services  
**Location:** PennDOT Maintenance Stockpile, Butler, Butler County, PA  
**Duration:** 100 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGSA948-338REBID** Project Title: Placement of Additional Stones for Medal of Honor Recipients. Brief Description: Installation of additional granite memorial "stones" to the existing memorial. Estimated Range: Under \$100,000. General Construction. Plans Deposit: \$25 per set payable to: Commonwealth of PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5 per set or provide an express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Bid Date: Wednesday, June 7, 2000 at 2 p.m.

**Department:** General Services  
**Location:** Soldiers' Grove, Capitol Complex, Dauphin County, PA  
**Duration:** 90 Calendar Days from Date of Initial Job Conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**0004** Bench tops, 20" x 36" polymer H.D. solid plastic benches. Desert Beige in color. Pedestals, Aluminum: 20" off the floor with associated flanges. Stainless Steel screws to accompany this material. Midnight Black in color.

**Department:** Public Welfare  
**Location:** Harrisburg State Hospital, Mechanical Storeroom, Bldg. No. 55, Cameron and Maclay Streets, Harrisburg, PA 17106-1260  
**Duration:** July 1, 2000—August 31, 2000  
**Contact:** Jack W. Heinze, Purchasing Agent III, (717) 772-7435

## Demolition—11

**FM-0406** Demolition of concrete dome building. To obtain a copy of this bid package fax the following information to Roberta Cooper at (717) 783-7971: Contract No. FM-0406; Company Name; Company Contact Person; Address; Telephone Number and Fax Number. Please reference FM-0406 on the fax.

**Department:** Transportation  
**Location:** PennDOT Stockpile No. 1, T. R. 222 South End of Temple, Berks County, PA  
**Duration:** 30 Calendar Days  
**Contact:** Roberta Cooper, (717) 787-4006

**FM-0402** Demolition of concrete dome building. To obtain a copy of this bid package fax the following information to Roberta Cooper at (717) 783-7971: Contract No. FM-0402; Company Name; Company Contact Person; Address; Telephone Number and Fax Number. Please reference FM-0402 on the fax.

**Department:** Transportation  
**Location:** PennDOT Stockpile No. 1, 2 miles Southwest of T. R. 286, Indiana, Indiana County, PA  
**Duration:** 30 Calendar Days  
**Contact:** Roberta Cooper, (717) 787-4006

**FM-0403** Demolition of concrete dome building. To obtain a copy of this bid package fax the following information to Vikki Mahoney at (717) 783-7971: Contract No. FM-0403; Company Name; Company Contact Person; Address; Telephone Number and Fax Number. Please reference FM-0403 on the fax.

**Department:** Transportation  
**Location:** PennDOT Stockpile No. 1, 3 miles West on 422, Butler, Butler County, PA  
**Duration:** 30 Calendar Days  
**Contact:** Vikki Mahoney, (717) 787-7001

**FM-0405** Demolition of concrete dome building. To obtain a copy of this bid package fax the following information to Vikki Mahoney at (717) 783-7971: Contract No. FM-0405; Company Name; Company Contact Person; Address; Telephone Number and Fax Number. Please reference FM-0405 on the fax.

**Department:** Transportation  
**Location:** PennDOT Stockpile No. 1, Maple and North Streets off T. R. 19, Mercer, Mercer County, PA  
**Duration:** 30 Calendar Days  
**Contact:** Vikki Mahoney, (717) 787-7001

**FM-0404** Demolition of concrete dome building. To obtain a copy of this bid package fax the following information to Roberta Cooper at (717) 783-7971: Contract No. FM-0404; Company Name; Company Contact Person; Address; Telephone Number and Fax Number. Please reference FM-0404 on the fax.

**Department:** Transportation  
**Location:** PennDOT Stockpile No. 1, Markley St. and Johnson Highway on T. R. 202, South Morristown, Montgomery County, PA  
**Duration:** 30 Calendar Days  
**Contact:** Roberta Cooper, (717) 787-4006

## Food—19

**DP 7800-00** The contractor agrees to supply 2% butterfat milk and skim milk in 5 gallon contains or 1/2 pint containers and any other related dairy products to the State Correctional Institution at Waymart. Deliveries will be on Tuesdays and Fridays of each week. Quantities will be established by our Food Service Department.

**Department:** Corrections  
**Location:** State Correctional Institution, Rt. 6 East, P. O. Box 256, Waymart, PA 18472  
**Duration:** July 1, 2000—June 30, 2001  
**Contact:** Andrew J. Booths, PA, (570) 488-2516



**240-0699** Contractor to supply milk and milk products to Southwestern Veterans Center. Specifications of contract available upon request.

**Department:** Military Affairs  
**Location:** Southwestern Veterans Center, 7060 Highland Dr., Pittsburgh, PA 15206  
**Duration:** July 1, 2000—June 30, 2001  
**Contact:** Ken Wilson, (412) 665-6727

**FS 7800-00** Vendor will provide food stuffs including, but not limited to, meat, poultry, seafood, bakery, dairy, frozen vegetables and fruit products to the State Correctional Institution at Waymart. Bids and awards to be done on a weekly, bi-weekly, monthly or quarterly basis at the discretion of the agency. Bid package to be requested in writing to the Purchasing Agent of the Institution.

**Department:** Corrections  
**Location:** State Correctional Institution, Rt. 6 East, P. O. Box 256, Waymart, PA 18472  
**Duration:** July 1, 2000—June 30, 2001  
**Contact:** Andrew J. Booths, PA, (570) 488-2516

**FV 7800-00** Contractor will provide fresh fruit and vegetables to the State Correctional Institution at Waymart. Bids and awards will be done weekly, bi-weekly or monthly at the discretion of the agency. Requests for bid package to be made in writing to the Purchasing Agent of the Institution.

**Department:** Corrections  
**Location:** State Correctional Institution, Rt. 6 East, P. O. Box 256, Waymart, PA 18472  
**Duration:** July 1, 2000—June 30, 2001  
**Contact:** Andrew J. Booths, PA, (570) 488-2516

**MSD3701** Provide catering services for all office locations of the Office of Attorney General within the greater Harrisburg area.

**Department:** Attorney General  
**Location:** Harrisburg  
**Duration:** July 1, 2000—June 30, 2001 with two additional 1-year options to renew  
**Contact:** Jean M. Kreiser, (717) 705-6559

**9037** Poultry and Fish.

**Department:** Public Welfare  
**Location:** Selinsgrove Center, Box 500, Route 522, Selinsgrove, PA 17870  
**Duration:** July—September 2000  
**Contact:** Arletta K. Ney, Purch. Agt., (570) 372-5070

**084S28** To provide catering services for the Department of Transportation located at 1920 Susquehanna Trail North, York, PA and also to other facilities within a 15 mile radius of the York office. Services will consist of catering luncheons, breaks during meetings, workshops, etc. Detailed requirements and bid packages are available upon request. Fax requests to Vicki Mays at (717) 854-6773 or phone (717) 848-6230, Ext. 312.

**Department:** Transportation  
**Location:** York County Maintenance Office, 1920 Susquehanna Trail, North York, PA 17404  
**Duration:** 1 year period beginning August 1, 2000 with an option of 1 year renewal  
**Contact:** Vicki Mays, (717) 848-6230, Ext. 312

**FS 0700** Contractor shall supply various food items for the staff and inmates at the State Correctional Institution, Cambridge Springs, PA. Meats and miscellaneous frozen and specialty items are bid every 3 months. Produce and eggs are bid monthly. Soda and ice cream are bid once per year.

**Department:** Corrections  
**Location:** S.C.I. Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403  
**Duration:** July 1, 2000—June 30, 2001  
**Contact:** Quentin Hargenrater, Jr., (814) 398-5400

## HVAC—22

**SP3500009519** Provide routine and emergency service for the heating and cooling systems of the Mobile Analytical Units.

**Department:** Environmental Protection  
**Location:** Contractor must be located within a 25-mile radius of the Bureau of Laboratories, Third and Reily Streets, Harrisburg, PA  
**Duration:** July 1, 2000—June 30, 2003  
**Contact:** Sharon Peterson, (717) 783-5894

**SP3500009620** Provide electrician/diesel mechanic for regular, routine and emergency service of the electrical system on-board Mobile Analytical Units.

**Department:** Environmental Protection  
**Location:** Mainly onsite at the Bureau of Laboratories, 3rd and Reily Streets, Harrisburg, PA. Offsite throughout the Commonwealth of PA  
**Duration:** July 1, 2000—June 30, 2003  
**Contact:** Sharon Peterson, (717) 783-5894

**CL-497** Clarion University is soliciting bids for renovations to the HVAC system on ground. First floor, mechanical equipment rooms and penthouse of Still Hall a 58,000 sq. ft. office/classroom building on the Clarion campus. Work includes modifications to air handlers and replacement of controls, pumps, chiller and VAV boxes at selected locations. Contracts to be awarded for HVAC and electrical work. Prebid Conference: 10 a.m., June 2, 2000. Bids due and open: 2 p.m., June 14, 2000. Bid packages available from contact person with check made payable to the University—\$15 nonrefundable.

**Department:** State System of Higher Education  
**Location:** Clarion University, Clarion County, PA  
**Duration:** 180 Days from Notice to Proceed  
**Contact:** Judy McAninch, Contract Specialist, (814) 393-2240

**S-1600** The South West Secure Treatment Unit in Torrance, PA needs to purchase 18 each, window air conditioners that range in size from 5,100 BTU to 15,000 BTU. Vendors interested in bidding may call the Youth Development Center at New Castle for the specification package, (724) 656-7310.

**Department:** Public Welfare  
**Location:** South West Secure Treatment Unit, Wiseman Building, TSH State Route 1014, Torrance, PA 15779  
**Duration:** Undetermined  
**Contact:** T. E. Mateja, PA, (724) 656-7310

**CL-525** Clarion University is soliciting bids for furnishing and installing a complete, fully functional fire protection sprinkler system in Becht Hall, a wood-framed residence hall of approximately 54,000 square feet on the Clarion campus. Prebid Conference: 10 a.m., June 1, 2000 in McEntire Maintenance Building. Bids due and open: 2 p.m., June 13, 2000. Bid packages available from contact person with check made payable to the University—\$15 nonrefundable.

**Department:** State System of Higher Education  
**Location:** Clarion University, Clarion County, PA  
**Duration:** 60 days from Notice to Proceed  
**Contact:** Judy McAninch, Contract Specialist, (814) 383-2240

## Janitorial Services—23

**SP00017001** Full janitorial services for the Clearfield County Assistance Office (approximately 15,000 sq. ft.). Complete information will be specified in bid proposal package. Request a copy preferably by fax. Include your name/address/Bid No. SP00017001 (Janitorial Service—Clearfield CAO). Fax to the attention of Doyle Shull. Fax (717) 787-3560.

**Department:** Public Welfare  
**Location:** Clearfield CAO, 1121 Linden Street, Clearfield, PA 16380  
**Duration:** Anticipated term of contract shall begin July 1, 2000—June 30, 2003 with two additional 1-year renewals  
**Contact:** Doyle Shull, (717) 787-7585

**026-0004** Nightly janitorial service, Monday through Friday, at the Department of Transportation Maintenance Building at 101 Locust Street, Coudersport, PA 16915 (Potter County).

**Department:** Transportation  
**Location:** 101 Locust Street, Coudersport, Potter County, PA 16915  
**Duration:** October 1, 2000—September 30, 2001 with renewal options for 4 years  
**Contact:** Gary L. Gunzburger, Manager, (814) 274-9181

**00067001** Provide janitorial services at the York County Assistance Office. These services are to be performed on a daily basis after 5 p.m. except weekends and official State holidays. Complete details and specifications may be obtained by contacting the Procurement Office or faxing a request to (717) 787-3560 along with your name, address and the contract number.

**Department:** Public Welfare  
**Location:** 130 North Duke Street, P. O. Box 15041, York, PA 17405-7041  
**Duration:** July 1, 2000—June 30, 2001  
**Contact:** Rose Wadlinger, (717) 783-3767

**Lodging Facilities—27**

**SP3500010663** Provide lodging, meeting rooms and meals for one 3-day session for the Department of Environmental Protection, Bureau of Water Supply Management for approximately 275 attendees. The meeting shall be held between October 2000 and June 2001.

**Department:** Environmental Protection  
**Location:** Within a 25-mile radius off of Interstate 80, Exit 45  
**Duration:** Through June 30, 2001  
**Contact:** Sharon Peterson, (717) 783-5894

**Mailing Services—28**

**IFB No. 99-1-007** This is a rebid from April 29, 2000 to arrange for mailing services (pickup, processing and delivery) for the Department of State, Bureau of Occupational Affairs.

**Department:** State  
**Location:** 116 Pine Street, Harrisburg, PA 17101  
**Duration:** Five Years  
**Contact:** Andy Murray, (717) 783-7210

**Medical Services—29**

**SP 01200002** The contractor is to provide appropriately credentialed medical professionals to the DPW Office of Medical Director and Office of Medical Assistance Programs. The Prime Contractor must have sufficient management structure, organizational depth and corporate resources, including experience in the managed health care field, to adequately fulfill the varied needs for medical consultants required by the Department of Public Welfare. Interested vendors may obtain a detailed description of this Invitation to Bid by faxing a request to fax number (717) 787-3560. Please include your mailing address and a contact person.

**Department:** Public Welfare  
**Location:** OMAP, Office of the Medical Director, Room 515, Health and Welfare Building, Harrisburg, PA 17120  
**Duration:** Estimated term of this contract to be July 1, 2000—June 30, 2005 (5 years)  
**Contact:** Ed Blandy, Purchase Agent, (717) 772-4883

**Security Services—37**

**00400001** Provide security guard service at the Luzerne County Assistance Office. This service will consist of one uniformed, unarmed guard for a 45 hour work week, providing continuous service from 8 a.m. to 5 p.m. Monday through Friday, excluding State holidays. Complete details and specifications may be obtained by contacting the Procurement Office or faxing a request along with your name, address and contract number to (717) 787-3560.

**Department:** Public Welfare  
**Location:** Department of Public Welfare, Luzerne County Assistance Office, 85 East Union Street, Wilkes-Barre, PA 18711  
**Duration:** The contract is for 5 years, July 1, 2000—June 30, 2005  
**Contact:** Rose Wadlinger, (717) 783-3767

**Miscellaneous—39**

**061009** This work is supplying 5 gallon drinking water containers and coolers to the Department of Transportation (Bucks County) Stockpiles at Doylestown, Trevoze, Fallsington, Haycock, West Rockhill and Newtown. This work includes delivering full bottles and picking up the empties. There are two coolers each at the Doylestown and Trevoze sites and one cooler each at Fallsington, Haycock, West Rockhill and Newtown.

**Department:** Transportation  
**Location:** Maintenance District 6-1 in Bucks County  
**Duration:** Two year contract with an optional 2 year renewal  
**Contact:** Michael Trouts, (215) 345-6060

**DEP-2520** The Department of Environmental Protection is issuing a Request for Proposal for a Waste Characterization Study and Recycling Audit. Proposals are due by 4 p.m., August 4, 2000. For further information and copies of the Request for Proposal, contact Diana Welker, Bureau of Land Recycling and Waste Management, 14th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101-2301.

**Department:** Environmental Protection  
**Location:** Harrisburg, PA  
**Duration:** Two years from the date of the executed agreement  
**Contact:** Diana Welker, (717) 787-7382

**0006** Fire Extinguishers DECS-2409-R—Larsen Fire Extinguisher Cabinets; solid door all 12 gauge construction; primed and painted white with Schlage Model CL-1000-PR Lock; all keyed alike.

**Department:** Public Welfare  
**Location:** Harrisburg State Hospital, Cameron and Maclay Streets, P. O. Box 61260, Harrisburg, PA 17106-1260  
**Duration:** June 1, 2000—August 31, 2000  
**Contact:** Jack W. Heinze, Purchasing Agent III, (717) 772-7435

**201000013** Develop and administer valid promotion examinations for Pennsylvania State Police Captain and Major positions. Exams will be administered in the spring of 2001.

**Department:** State Police  
**Location:** Bureau of Personnel, Personnel Management Division, 1800 Elmerton Avenue, Harrisburg, PA  
**Duration:** Five years  
**Contact:** Brenda Estep, Personnel Management Div., (717) 783-5547

**SP1195500006** This service is for installation of a standby generator and switchgear into State Correctional Institution at Muncy's Electrical System.

**Department:** Corrections  
**Location:** State Correctional Institution at Muncy, P. O. Box 180, Muncy, PA 17756  
**Duration:** Anticipated start May 1, 2000—September 29, 2000  
**Contact:** Cindy Lyons, (570) 546-3171

**JWS 13342** JLG Model 3246E2 Electric man lift with optional 110 volt receptacle, fold down railing and battery condition indicator. No substitution.

**Department:** Corrections  
**Location:** State Correctional Institution at Huntingdon, 1100 Pike Street, Huntingdon, PA 16654  
**Duration:** May 12, 2000—June 30, 2001  
**Contact:** Robert Jessell, Pur. Agt., (814) 643-2400

**ESU 405-00-FMCS** RFP No. ESU 405-00-FMCS—seeks Professional Management Consultant to perform a review, evaluation and report of Facilities Management Directorate at the University. All responsible firms including MBE/WBE are invited to propose. Proposals must be received by 3 p.m. on July 18, 2000. Fax a request for bid package to Ann Zaffuto at (570) 422-3232.

**Department:** State System of Higher Education  
**Location:** East Stroudsburg University, East Stroudsburg, PA 18301  
**Duration:** 6 months  
**Contact:** Ann Zaffuto, (570) 422-3595

**0009** Primus Level 3 High Security Key System Supply 175 high security cylinders to replace existing standard Schlage cylinders at selected openings. This bid includes a variety of mortise rim and cylindrical cylinders as well as padlocks. It will be the responsibility of the prospective bidder to schedule and perform a site survey of the doors to be replaced prior to bid date.

**Department:** Public Welfare  
**Location:** Harrisburg State Hospital, Cameron and Maclay Streets, P. O. Box 61260, Harrisburg, PA 17106-1260  
**Duration:** June 1, 2000 to September 29, 2000  
**Contact:** Jack W. Heinze, Purchasing Agent III, (717) 772-7435

**00-013** CC No.: 9999-1400-000, the contractor shall provide Spanish interpretation services. Specifications and conditions to quote this service are contained within the bid format. Please contact the listed agency and person below.

**Department:** Corrections  
**Location:** State Regional Correctional Facility, 801 Butler Pike, Rte. 258, South Mercer, PA 16137  
**Duration:** July 1, 2000—June 30, 2003  
**Contact:** John Pitonyak, (724) 662-1837, Ext. 194

**01600002** The purpose of this RFQ (Request for Qualification) is to select qualified service providers to further participate in a formal process for the selection of a contractor to assure that the Commonwealth of Pennsylvania is in compliance with the most recent Title IV-E foster care and TANF regulations in preparation for future Federal reviews of these programs. The County Children and Youth Agencies and County Juvenile Probation Offices are responsible to determine individual child eligibility for Federal Title IV-E benefits for those children who are in their legal custody and/or under the jurisdiction of the juvenile court. Additionally, these offices are responsible for determining eligibility and authorizing Child Welfare TANF/Emergency Assistance Services for those children served in their own homes and in short-term placement settings, such as shelter care and juvenile detention centers. They are responsible for assuring that children for whom Federal benefits are used, indeed, meet the eligibility requirements established by the State and Federal governments and that their records include the information used to make their determination. Copies of the Request for Qualification can be requested by facsimile at (717) 787-3560.

**Department:** Public Welfare  
**Location:** Statewide  
**Duration:** Anticipated September 1, 2000—August 31, 2003 with renewal option  
**Contact:** Kathy A. King-McCarthy, (717) 705-3878

[Pa.B. Doc. No. 00-871. Filed for public inspection May 19, 2000, 9:00 a.m.]

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## DESCRIPTION OF LEGEND

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| <p><b>1</b> Advertising, Public Relations, Promotional Materials</p> <p><b>2</b> Agricultural Services, Livestock, Equipment, Supplies &amp; Repairs: Farming Equipment Rental &amp; Repair, Crop Harvesting &amp; Dusting, Animal Feed, etc.</p> <p><b>3</b> Auctioneer Services</p> <p><b>4</b> Audio/Video, Telecommunications Services, Equipment Rental &amp; Repair</p> <p><b>5</b> Barber/Cosmetology Services &amp; Equipment</p> <p><b>6</b> Cartography Services</p> <p><b>7</b> Child Care</p> <p><b>8</b> Computer Related Services &amp; Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p><b>9</b> Construction &amp; Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p><b>10</b> Court Reporting &amp; Stenography Services</p> <p><b>11</b> Demolition—Structural Only</p> <p><b>12</b> Drafting &amp; Design Services</p> <p><b>13</b> Elevator Maintenance</p> <p><b>14</b> Engineering Services &amp; Consultation: Geologic, Civil, Mechanical, Electrical, Solar &amp; Surveying</p> <p><b>15</b> Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core &amp; Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p><b>16</b> Extermination Services</p> <p><b>17</b> Financial &amp; Insurance Consulting &amp; Services</p> <p><b>18</b> Firefighting Services</p> <p><b>19</b> Food</p> <p><b>20</b> Fuel Related Services, Equipment &amp; Maintenance to Include Weighing Station Equipment, Underground &amp; Above Storage Tanks</p> <p><b>21</b> Hazardous Material Services: Abatement, Disposal, Removal, Transportation &amp; Consultation</p> | <p><b>22</b> Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental &amp; Repair</p> <p><b>23</b> Janitorial Services &amp; Supply Rental: Interior</p> <p><b>24</b> Laboratory Services, Maintenance &amp; Consulting</p> <p><b>25</b> Laundry/Dry Cleaning &amp; Linen/Uniform Rental</p> <p><b>26</b> Legal Services &amp; Consultation</p> <p><b>27</b> Lodging/Meeting Facilities</p> <p><b>28</b> Mailing Services</p> <p><b>29</b> Medical Services, Equipment Rental and Repairs &amp; Consultation</p> <p><b>30</b> Moving Services</p> <p><b>31</b> Personnel, Temporary</p> <p><b>32</b> Photography Services (includes aerial)</p> <p><b>33</b> Property Maintenance &amp; Renovation—Interior &amp; Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning &amp; Planting, etc.)</p> <p><b>34</b> Railroad/Airline Related Services, Equipment &amp; Repair</p> <p><b>35</b> Real Estate Services—Appraisals &amp; Rentals</p> <p><b>36</b> Sanitation—Non-Hazardous Removal, Disposal &amp; Transportation (Includes Chemical Toilets)</p> <p><b>37</b> Security Services &amp; Equipment—Armed Guards, Investigative Services &amp; Security Systems</p> <p><b>38</b> Vehicle, Heavy Equipment &amp; Powered Machinery Services, Maintenance, Rental, Repair &amp; Renovation (Includes ADA Improvements)</p> <p><b>39</b> Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,  
*Secretary*

**Contract Awards**

The following awards have been made by the Department of General Services, Bureau of Purchases:

<b>Requisition or Contract No.</b>	<b>PR Award Date or Contract Effective Date</b>	<b>To</b>	<b>In the Amount of</b>
2610-01	05/15/00	Bridgestone/ Firestone Tire Sales Inc.	150,000.00
2610-01	05/15/00	Continental General Tire Inc.	150,000.00
2610-01	05/15/00	The Goodyear Tire & Rubber Co.	150,000.00
2610-01	05/15/00	Michelin North America Inc.	150,000.00
1326119-01	05/09/00	Aerco International c/o The Baase Co. Inc.	17,338.00
1365119-01	05/09/00	Sister's Building Material & Supply	64,334.70
1377359-01	05/09/00	Maguire's Ford of Hershey Inc.	40,516.40

<b>Requisition or Contract No.</b>	<b>PR Award Date or Contract Effective Date</b>	<b>To</b>	<b>In the Amount of</b>
1399119-01	05/09/00	Howell's Lancaster Auto Glass & Paint Co.	34,440.00
1416389-01	05/09/00	Cumberland Truck Equip Co.	138,998.00
1437359-01	05/09/00	A & H Equip- ment Co.	41,693.00
1443189-01	05/09/00	Hondru Ford/ dba Phillips Ford Sales	22,883.00
1454079-01	05/09/00	Keystone Elec- trical Supply Co. Inc.	22,176.00
1457139-01	05/09/00	Enrich Prod- ucts Inc.	16,979.00
1461119-01	05/09/00	M Glosser & Sons Inc.	44,030.00
1487209-01	05/09/00	Safety League Inc.	38,434.00

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 00-872. Filed for public inspection May 19, 2000, 9:00 a.m.]