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# PENNSYLVANIA BULLETIN

Volume 33

Number 21

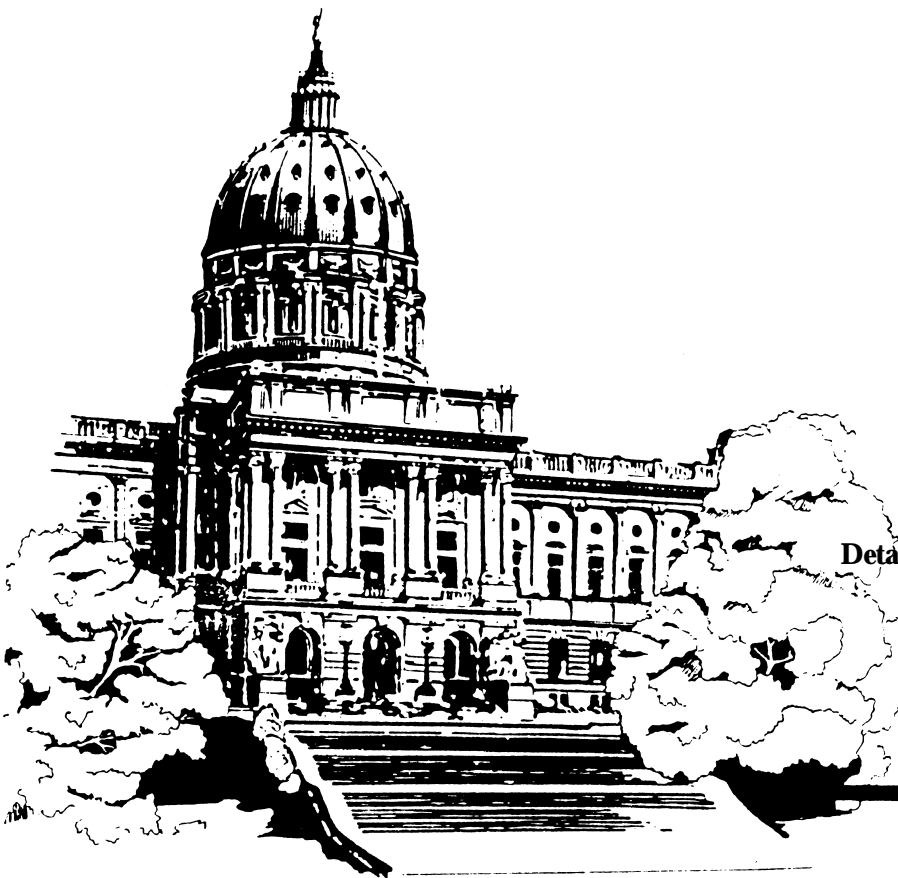
Saturday, May 24, 2003 • Harrisburg, Pa.

Pages 2459—2578

**Agencies in this issue:**

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The Courts  
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Department of Agriculture  
Department of Banking  
Department of Environmental Protection  
Department of General Services  
Department of Health  
Department of Labor and Industry  
Department of Revenue  
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Environmental Hearing Board  
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Insurance Department  
Liquor Control Board  
Milk Marketing Board  
Pennsylvania Public Utility Commission  
State Board of Barber Examiners  
State Board of Certified Real Estate  
Appraisers  
State Conservation Commission  
State Harness Racing Commission  
State Police  
Turnpike Commission

**Detailed list of contents appears inside.**



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**No. 342, May 2003**

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

## ***Pennsylvania Bulletin***

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

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

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

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

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

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

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

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

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

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

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

## ***Pennsylvania Code***

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

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

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

## **How to Find Documents**

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

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

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

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### Printing Format

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

### Fiscal Notes

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

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

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2003.

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# THE GENERAL ASSEMBLY

## Recent Actions during the 2003 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 2003 Regular Session.

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
<b>2003 GENERAL ACTS ENACTED—ACT 001</b>					
001	May 8	SB0532	PN0731	immediately	Liquor Code—sales by Pennsylvania Liquor Stores and liquor licensees, retail dispensers' restrictions and unlawful acts

### Effective Dates of Statutes

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

### Advance Copies of Statutes

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

Requests for annual subscriptions for advance copies of statutes should be sent to the State Bookstore-PHMC, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0053, accompanied by a check or money order in the sum of \$20, payable to the "Commonwealth of Pennsylvania."

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

[Pa.B. Doc. No. 03-973. Filed for public inspection May 23, 2003, 9:00 a.m.]

# THE COURTS

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### PENNSYLVANIA INTEREST ON LAWYERS TRUST ACCOUNT BOARD

#### PART IX. ACCESS TO JUSTICE ACT REGULATIONS

[204 PA. CODE CH. 401]

#### Eligibility Regulations Applicable to Access to Justice Act Funding

The Pennsylvania Interest on Lawyers Trust Account Board drafted the following proposed regulations to apply to activities and representations undertaken with Access to Justice Funding. This funding is provided pursuant to the Access to Justice Act, 42 Pa.C.S.A. § 4901 et seq.

The Pennsylvania Interest on Lawyers Trust Account Board requests that interested persons submit suggestions, comments, or objections concerning the proposed regulations in writing to the Pennsylvania Interest on Lawyers Trust Account Board directed to Alfred J. Azen, Executive Director, 115 State Street, P. O. Box 1025, Harrisburg, PA 17108-1025, no later than June 23, 2003. After the comment period, the Pennsylvania Interest on Lawyers Trust Account Board will decide whether to make any revisions to the proposed regulations. Then, the Pennsylvania Interest on Lawyers Trust Account Board shall submit the proposed regulations to the Supreme Court of Pennsylvania for its consideration. The Supreme Court of Pennsylvania is responsible for the promulgation of the Access to Justice Act regulations.

*By the Pennsylvania Interest on  
Lawyers Trust Account Board*

ALFRED J. AZEN,  
*Executive Director*

#### Annex A

### TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

#### PART IX. ACCESS TO JUSTICE ACT REGULATIONS

#### CHAPTER 401. ELIGIBILITY REGULATIONS APPLICABLE TO ACCESS TO JUSTICE ACT FUNDING

Sec.	
401.1.	Definition of Terms.
401.2.	Application for Legal Assistance.
401.3.	Eligibility Criteria.
401.4.	Income Inclusions.
401.5.	Income Exclusions.
401.6.	Change in Circumstances.
401.7.	Grievance Procedure.
401.8.	Prohibited Use.
401.9.	Priorities in Allocation of Resources.

#### § 401.1. Definition of Terms.

“Act” means the Access to Justice Act, Title 42, Chapter 49 of the *Pennsylvania Consolidated Statutes*, and as it may be amended.

“Applicant” is the person who voluntarily requests legal assistance, or on whose behalf service is requested. The

Applicant is the determining factor in defining “individual or family status” for eligibility determination purposes.

“Fee-generating case” means any case or matter which, if undertaken on behalf of a client by an attorney in private practice, reasonably may be expected to result in a fee for legal services from an award to a client, from public funds, or from the opposing party.

“Eligible Legal Services Provider” is a not-for-profit entity incorporated in this Commonwealth, tax exempt under section 501(c) (3) of the Internal Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 501(c)(3)), or any successor provision, which operates within this Commonwealth for the primary purpose of providing civil legal services without charge, and which operates to provide such civil legal services to eligible clients and victims of abuse under contract or subcontract with the Department of Public Welfare for the expenditure of funds appropriated by the General Assembly for the provision of legal services.

#### “Emancipated Minor”

(a) An emancipated minor is a person under 21 years of age (irrespective of whether he/she is receiving services designed for adults or children) who either:

(1) is married, whether he/she lives within, or away from, his/her parent’s household; or

(2) has left the parental household or has established himself/herself as a separate entity within the parental household; and

(i) is acting for himself/herself independent of control by his/her parents, or persons acting as loco parentis; and

(ii) is financially independent of his/her parents, although he/she may be receiving financial assistance or benefits to which he/she is entitled in his/her own right.

(b) An unmarried minor who, after living outside the parental household, returns to live with his/her parents or someone acting in loco parentis, is no longer considered emancipated unless he/she remains independent of control by his/her parents or someone acting in loco parentis, and is financially independent of them although he/she may be receiving financial assistance or benefits in his/her own right.

#### “Family”

(a) A family is one or more adults and unemancipated minor children, if any, who are related by blood or law, and who reside in the same household.

A Family includes:

(1) one person and his/her unemancipated minor children (natural and adoptive) who reside in the same household;

(2) two persons in a marriage or common law relationship who reside in the same household;

(3) two persons in a marriage or common law relationship and their joint unemancipated minor children (natural and adoptive) who reside in the same household;

(4) two persons in a marriage or common law relationship and their joint unemancipated minor children (natural and adoptive) and the unemancipated minor children (natural and adoptive) of either/both persons who reside in the same household.

(5) two persons who are residing together with a child(ren) in common.

(b) A pregnant woman shall be counted as one person in the determination of family size.

(c) A man and woman who are legally free to marry, who agree to live together as husband and wife without benefit of a marriage license, and both publicly and privately consider themselves married are regarded as living in a common law relationship.

(d) A person defined as "Individual" is not included in a family grouping.

(e) A person may choose to count as a family member any other person(s) residing in the same household who is claimed by that person as a tax dependent.

"*Criminal proceeding*" means the adversary judicial process initiated by a formal complaint, information, or indictment charging a person with an offense denominated "criminal" by applicable law and punishable by death, imprisonment, a jail sentence, or a fine.

"*Individual*" is any of the following:

- (a) an emancipated minor;
- (b) an unemancipated minor living with persons other than his/her natural or adoptive parents;
- (c) an unemancipated minor living in a residential facility serving dependent and delinquent children;
- (d) an adult who resides alone;
- (e) an adult who resides with another related or unrelated adult, other than persons who are married including those living in a common law relationship.

"*Legal Assistance*" means the provisions of any legal services consistent with the Rules of Professional Conduct of the Supreme Court of Pennsylvania and with the purposes and provisions of the Act.

"*Lobbying Activities*" are any efforts to influence Federal, State or local legislative or administrative action, including, but not limited to, activities intended to influence the issuance, amendment or revocation of any executive or administrative order or regulation of a Federal, State or local agency, or to influence the introduction, amendment, passage or defeat of any legislation by the Congress of the United States or by any State or local legislative body.

"*Recipient*" means an eligible Legal Services Provider that receives a grant of funds derived from the Act.

"*Telephone Advice and Brief Service*" means civil legal assistance provided to eligible Applicants by Recipients through a telephone service system which provides legal advice, information and brief services at or near the time an eligible Applicant contacts the Recipient. Such telephone service systems are often referred to as "helplines" or "hotlines." Legal assistance provided through these systems is limited to advice and counsel, brief services, and referral after legal assessments when such activities are likely to address the problem without the need for in-person initial contact and within a short time from the contact by the eligible Applicant.

#### § 401.2. Application for Legal Assistance.

(a) An individual eligibility determination requires completion of a dated application form containing information which enables the Recipient to determine an

Applicant's eligibility to receive the requested service.

(b) A written application is not required for general non-legal information and referral service.

(c) Application forms for extended services and in-person advice and brief services must be signed by the Applicant. The application form need not be signed by the Applicant for telephone advice and brief services.

(d) The application form must be completed by the Recipient from the information given by the Applicant, his/her authorized representative, or, by someone, including Recipient's staff, acting responsibly for the Applicant if he/she is physically incapable of completing an application form, or in an emergency situation.

(e) The Recipient shall ensure that the Applicant, or the person responsible for giving the information, receives all the help necessary to provide accurate and complete information. Arrangements must be made for an interpreter to assist non-English speaking, deaf, and visually handicapped Applicants, on an as-needed basis in those individual cases for whom no alternative methods for communication can be substituted effectively.

(f) Individual eligibility determinations are made using the declaration method. The declaration method is the acceptance of an Applicant's statements that he/she meets the applicable eligibility criteria. This does not preclude the requirement to obtain documentation when needed to comply with requirements of funding sources of the grant Recipient organization. Documentation also can be required and obtained if there is substantial reason to doubt the accuracy or completeness of the information provided by the Applicant, but such documentation must be obtained in a manner that promotes the development of trust between the attorney and client.

#### § 401.3. Eligibility Criteria.

Those financially eligible for civil legal assistance are:

(a) Applicants whose family monthly gross income does not exceed 125% of the Federal Poverty Guidelines, as published annually in the *Federal Register* by the Department of Health and Human Services, adjusted according to family size.

(b) The Commonwealth of Pennsylvania authorizes the issuance of medical assistance based upon the combination of income and certain public policy circumstances. When an Applicant has a current medical access card for a category for which eligibility is based upon 125% of poverty income, no additional eligibility determination is needed for legal assistance.

(c) The Applicant must be a resident of Pennsylvania. No requirements as to citizenship or length of residence in the State may be imposed as a condition of eligibility. Temporary absences from Pennsylvania, with subsequent returns, or with a plan to return when the purpose of the absence, such as a trip or a visit, has been accomplished, do not interrupt residence. Out-of-State students and foreign students who are living in Pennsylvania while attending an education or job-training institution in Pennsylvania are considered residents of Pennsylvania. Migrant workers who are seasonally employed or seeking seasonal employment in Pennsylvania are considered residents of Pennsylvania.

(d) Legal assistance may be provided without regard to income when the Applicant is in need of protective services under the Protection from Abuse Act.

(e) *Authorized Exceptions to Income Eligibility.* The governing body of the recipient may adopt policies for the provision of legal assistance under the Act to an applicant whose family, monthly gross income, does not exceed 150 percent of the 125% of poverty eligibility income level (i.e. 187.5% of poverty income level). The determination of family, monthly gross income shall be made pursuant to the income inclusions and exclusions defined within Sections 401.4 and 401.5 except that the definition of medical expenses is modified as included below in (f)(2). When a recipient's policies provide for authorized exceptions to income eligibility, legal assistance can be provided when:

(1) The Applicant's circumstances require that eligibility should be allowed on the basis of one or more of the factors set forth in Section 401.3(f); or

(2) The person is seeking legal assistance to secure benefits provided by a governmental program for the poor.

In the event that a recipient determines to serve a person whose family, monthly gross income exceeds 125% of poverty, the factual basis for the decision shall be documented and retained by the recipient.

(f) Factors which shall be used in the determination of the eligibility of clients over the 125% of poverty income level shall include:

(1) Current income prospects, taking into account seasonal variations in income;

(2) Medical expenses, and in exceptional instances, with the prior, written approval of the Recipient's project director based on written documentation received by the recipient and available for review, if an Applicant's family, monthly gross income is primarily committed to medical or nursing home expenses, a person may be served even if that person's gross income exceeds 187.5 percent of the poverty income eligibility level;

(3) Fixed debts and obligations, including unpaid Federal, state and local taxes from prior years;

(4) Child care, transportation, and other expenses necessary for employment;

(5) Expenses associated with age or physical infirmity of resident family members; and

(6) Other significant factors related to financial inability to afford legal assistance.

(g) A Recipient may provide legal assistance to a group, non-profit corporation, association or other entity if the Recipient has determined that the group, non-profit corporation or association or other entity lacks and has not practical means of obtaining private counsel in the matter for which representation is sought and:

(1) at least a majority of the group's members are financially eligible for legal assistance; or

(2) for a non-membership group, at least a majority of the individuals who are forming or operating the group are financially eligible for legal assistance; or

(3) the group has as its principal function or activity the delivery of services to those persons in the community who would be financially eligible for legal assistance; or

(4) the group has as its principal function or activity the furtherance of the interests of those persons in the community who would be financially eligible for legal assistance and the representation sought relates to such function or activity.

In order to make a determination that a group, non-profit corporation, association or other entity is eligible for legal services as required by paragraph (a) of this section, a recipient shall collect information that reasonably demonstrates that the group, corporation, association or other entity meets the eligibility requirements set forth herein.

#### § 401.4. Income Inclusions.

The sources of income to be included in determining the total monthly gross income are:

(a) money wages or salary earned by individuals 14 years of age or older before deductions for taxes, social security, bonds, pensions, union dues, health insurance, and similar purposes for work performed as an employee including commissions, tips, piece-rate payments, and cash bonuses;

(b) Armed Forces pay which includes base pay plus cash housing and/or subsistence allowances, but does not include the value of rent-free quarters;

(c) voluntary or court-ordered spousal and/or child support received by a present or former spouse;

(d) voluntary or court-ordered child support;

(e) net income from non-farm self employment, defined as gross receipts minus expenses from one's own business, professional enterprise, or partnership. Gross receipts include the value of all goods sold and service rendered. Business expenses include costs of goods purchased, rent, heat, light, power, depreciation charges, wages and salaries paid, business taxes (no personal income taxes), and similar expenses. Inventory changes may be considered in determining net income only when they are documented by income tax returns or other official records which reflect inventory changes. The value of marketable merchandise consumed by the proprietors of retail stores is not included as part of net income;

(f) net income from farm self-employment, defined as gross receipts minus operating expenses from the operation of a farm by a person on his/her own account, as an owner, renter, or share-cropper. Gross receipts include the value of all products sold, government subsidies crop loans, money received from the rental of farm equipment to others, and incidental receipts from the sale of wood, sand gravel and similar items. Operating expenses include the cost of feed, fertilizer, seed, and other farming supplies, cash wages paid to farm hands, depreciation charges, cash rent, interest on farm mortgages, farm building repairs, farm taxes (not State and Federal income taxes), and similar expenses. The value of fuel, food, or other farm products used for family living is not included as part of net income. Inventory changes may be considered in determining net income only when they are documented by income tax returns or other official records which reflect inventory changes;

(g) net income from non-resident real property income, defined as gross receipts minus the expenses for continuing the income such as depreciation charges, business taxes (not personal income taxes), interest on mortgage, repairs, and similar expenses;

(h) Social Security pensions, survivors' benefits, permanent disability insurance payments, and special benefit payments made by the Social Security Administration before deductions of health insurance premiums;

(i) Railroad retirement, disability, and survivors' benefit payments made by the U. S. Government under the

Railroad Retirement Act before deductions of health insurance premiums;

(j) State Blind Pension payments made by the Department of Public Welfare;

(k) Public assistance or welfare payments such as General Assistance, SSI and State Supplemental payments, only when the person is not the Applicant;

(l) private pension and annuities, including retirement benefits paid to a retired person or his/her survivors by a former employer or by a union, either directly or through an insurance company;

(m) government employee pensions received from retirement pensions paid by Federal, State, County, or other governmental agencies to former employees including members of the Armed Forces or their survivors;

(n) unemployment compensation received from government unemployment agencies or private companies during periods of unemployment and any strike benefits received from union funds;

(o) worker's compensation received from private or public insurance companies for injuries incurred at work. The cost of this insurance must have been paid by the employer and not by the worker;

(p) Veterans payments, defined as money paid periodically by the Veterans Administration to disabled members of the Armed Forces or to the survivors of deceased veterans, and subsistence allowances, paid to veterans for education and on-the-job training, as well as the so-called "refunds" paid to ex-service persons as GI insurance premiums. The two basic educational programs sponsored by the Veterans Administration are the G. I. Bill Educational Training Program and the VA Vocational Rehabilitation Program. There is a different method for providing funds to veterans in these programs. The veteran in G. I. Bill Education Training Program receives a monthly sum which may be used totally for education or subsistence, or partially for education and partially for subsistence. The VA calls this monthly sum a "rate." Therefore, all the money received by the G. I. Bill veteran is counted as income. The Veteran in a VA Vocational Rehabilitation Program receives what the VA calls a "subsistence allowance" and the VA itself handles the educational costs directly. Therefore, for the disabled veteran in the Vocational Rehabilitation Program, the subsistence allowance and the veteran's disability allowance is counted as income;

(q) dividends including dividends from stockholdings or membership in association;

(r) interest on savings checking accounts and bonds;

(s) income from estates and trust funds;

(t) net income from royalties;

(u) net income from room and board payments, paid singly or in combination, and for rent from apartments, determined by deducting the sum of (1) and (2) from the total gross receipts.

(1) Deductions for minimal costs:

(i) \$10 per month for each tenant (lone person) or tenant group (two or more persons living together as a family normally would) whose rent arrangements with the landlord/landlady are independent of other persons, or

(ii) \$20 per month for each boarder, or

(iii) \$30 per month for each separate tenant-boarder (person not included in (a) or (b) above) whose rent and board arrangements with the landlord/landlady are independent of other persons.

(iv) \$30 per month for the first person and \$20 per month for each additional person in a tenant-boarder group (persons not included in (a), (b), or (c) above) whose joint rent and board arrangements with the landlord/landlady are independent of other persons, and;

(2) The following amount is deducted to recognize costs above the minimum: 50% of the remainder after the deduction in (1).

#### § 401.5. Income Exclusions.

Sources of income not counted in determining monthly gross income and income exclusions are:

(a) earnings of a child under 14 years of age;

(b) any medical expense not reimbursed through medical insurance which exceeds 10% of the total family monthly gross income. The medical expense must have been incurred within 90 days from the date of the application and be expected to continue or be incurred for a period of six months after the application. Medical expenses include bills for doctors, hospital costs, dental services, and health care premiums;

(c) voluntary or court-ordered child support paid out by the Primary Recipient or a member of his/her family to a present or former spouse not residing in the same household;

(d) voluntary or court-ordered child support paid out by the Primary Recipient or a member of his/her family for his/her child who is not residing in the same household;

(e) payments made pursuant to the Alaska Native Claims Settlement Act, to the extent that such payments are exempt from taxation under Section 21(a) of the Act;

(f) per capita payment to, or funds held in trust for, any individual in satisfaction or judgment of the Indian Claims Commission or the court of claims;

(g) money received from the sale of property, such as stocks bonds, a house, or a car unless the person was engaged in the business of selling such property, in which case the net proceeds would be counted as income from self-employment;

(h) withdrawals of bank deposits;

(i) money borrowed;

(j) tax refunds including tax rebate from any source;

(k) gifts;

(l) lump sum inheritances or insurance payments;

(m) lump sum lottery winnings;

(n) capital gains;

(o) the value of the coupon allotment under the Food Stamp Act of 1964, as amended, in excess of the amount paid for the coupons;

(p) the value of USDA donated foods;

(q) the value of supplemental foods assistance under the child Nutrition Act of 1966 and the special food service programs of children under the National School Lunch Act, as amended;

(r) loans and grants, such as scholarships, obtained and used under conditions that preclude their use of current living costs;

(s) any grant or loan, to an under-graduate student for education purposes, made or insured under any program administered by the Commissioner of Education under the Higher Education Act;

(t) any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970;

(u) any home produce used for household consumption;

(v) the value of rent-free quarters;

(w) any payment made on behalf of any individual for household expenses such as rent, food, utilities;

(x) payments to VISTA volunteers pursuant to Section 404(g) of the Domestic Assistance Act of 1973;

(y) any payments to vendors by a State agency including foster care payments;

(z) payments made to an institution by an Applicant's relative or other person for the costs of institutional care for the Applicant; and

(aa) stipends derived from the Foster Grandparents Programs under P. L. 93-113, Section 404(9).

#### § 401.6. Change in Circumstances.

If an eligible client becomes financially ineligible through a change in circumstances, a Recipient shall discontinue representation if the change in circumstances is sufficiently likely to continue such that the client could afford private legal assistance, and discontinuation is not inconsistent with the attorney's professional responsibilities.

#### § 401.7. Grievance Procedure.

(a) *Complaints about legal assistance.*

(1) A Recipient shall establish procedures for determining the validity of a complaint about the manner or quality of legal assistance that has been rendered.

(2) The procedures shall provide at least:

(i) Information to a client at the time of the initial visit about how to make a complaint, and

(ii) Prompt consideration of each complaint by the director of the Recipient, or the director's designee, and, if the director of the Recipient is unable to resolve the matter,

(iii) An opportunity for complainant to submit an oral and written statement to a member(s) of the Recipient's grievance committee established by the governing body, preferably a board member who is himself/herself client eligible.

(3) A file containing every complaint and a statement of its disposition shall be preserved for examination. The file shall include any written statement submitted by the complainant.

(b) *Complaints about denial of assistance.* A Recipient shall establish a simple procedure for review of a decision that a person is financially ineligible, or that assistance is prohibited by the Act or Regulations, or by priorities established by the Recipient pursuant to section 401.9. The procedure shall include information about how to make a complaint, adequate notice, an opportunity to confer with the director of the Recipient or the director's designee, and, to the extent practicable, with a represent-

ative of the governing body, preferably a board member who is himself/herself client eligible.

#### § 401.8. Prohibited Use.

Recipients of funds under this Act are prohibited from using them for the following purposes:

(a) *Political and Lobbying Activities.* Funds shall not be used to contribute to or be made available to any political party or association, or the campaign of any candidate for public or party office or similar political activities or to support or oppose candidates from public or party office or to support or oppose candidates for public or party office or to support or oppose any ballot questions or to engage in lobbying activities, except that:

(1) A Recipient of funds may engage in lobbying activities in response to a request from a governmental agency, legislative body, committee, member or staff thereof made to the recipient, consistent with the Rules of Professional Conduct.

(2) A Recipient may engage in lobbying activities in the provision of legal services to an eligible client on a particular application, claim or case, which directly involves that client's legal rights and responsibilities, however this shall not be construed to a permit a Recipient to solicit a client, in violation of the Rules of Professional Conduct, for the purpose of making such representation possible.

(b) *Fee generating case.* Funds shall not be used to provide legal assistance in a fee-generating case unless other adequate representation is unavailable. All Recipients shall establish procedures for the referral of fee-generating cases.

(1) Other adequate representative is deemed to be unavailable when the Recipient has determined that free referral is not possible because:

(i) The case has been rejected by the local lawyer referral service, or by two private attorneys, or the Recipient's experience within the previous six months with similar cases is that the current case will not be accepted by a private attorney; or

(ii) Neither the referral service nor any lawyer will consider the case without payment of a consultation fee; or

(iii) Emergency circumstances compel immediate action before referral can be made, but the client is advised that if appropriate, and consistent with professional responsibility, referral will be attempted at a later time; or

(2) Recovery of damages is not the principal object of the case and a request for damages is merely ancillary to an action for equitable or other non-pecuniary relief, or inclusion of a counterclaim requesting damages is necessary for effective defense or because of applicable rules governing joinder of counterclaims; or

(3) A court appoints a Recipient or an employee of a Recipient pursuant to a statute or a court rule or practice of equal applicability to all attorneys in the jurisdiction; or

(4) An eligible client is seeking benefits under Subchapter II of the Social Security Act, 42 U.S.C. 401, et seq., as amended, Federal Old Age, Survivors, and Disability Insurance Benefits; or Subchapter XVI of the Social Security Act, 42 U.S.C. 1381, et seq., as amended, Supplemental Security Income for Aged, Blind, and Disabled.

(5) A Recipient may seek and accept a fee awarded or approved by a court or administrative body, or included in a settlement, if the requirements of subsection 401.8(b)(1) are met.

(6) When a case or matter subject to this sub-section results in a recovery of damages, other than statutory benefits, a Recipient may accept reimbursement from the client for out-of-pocket costs and expenses incurred in connection with the case or matter, if

(i) The requirements of sub-section 401.8(b)(1) are met, and

(ii) The client has agreed in writing to reimburse the Recipient for such costs and expenses.

(7) Nothing in this part shall prevent a Recipient from:

(i) Requiring a client to pay court fees when the client does not qualify to proceed *in forma pauperis* under the rules of the jurisdiction; or

(ii) Acting as a co-counsel with a private attorney when the case meets the standards set forth in sub-section 401.8(b)(1) and accepting part of any fees that may result from a shared case.

(c) *Defense of Criminal Prosecutions.*

(1) Funds shall not be used to provide legal assistance with respect to a criminal proceeding, unless authorized by sub-section 401.8(c)(2).

(2) Legal assistance may be provided with respect to a criminal proceeding;

(i) Pursuant to a court appointment made under a statute or a court rule or practice of equal applicability to all attorneys in the jurisdiction, if authorized by the Recipient after a determination that it is consistent with the Recipient's primary responsibility to provide legal assistance to clients in civil matters; or

(ii) When professional responsibility requires representation in a criminal proceeding arising out of a transaction with respect to which the client is being, or has been, represented by a Recipient.

(3) *Actions Attacking Criminal Convictions.* Funds shall not be used to provide legal assistance in civil actions to persons who have been convicted of a criminal charge where the civil action arises out of alleged acts or failures to act and the action is brought against an official of the court or against a law enforcement official for the purpose of challenging the validity of the criminal conviction.

However, this sub-section does not prohibit legal assistance pursuant to a court appointment made under a statute or a court rule or practice of equal applicability to all attorneys in the jurisdiction, if authorized by the Recipient after a determination that it is consistent with the primary responsibility of the Recipient to provide legal assistance to eligible clients in civil matters.

(d) *Statutory Right to Counsel.* Funds shall not be used to provide legal assistance in cases in which the Commonwealth of Pennsylvania has an obligation to provide counsel to the indigent through another source identified by statute.

#### § 401.9. Priorities in Allocation of Resources.

Recipients daily must make decisions concerning what cases to handle, what area of client need to pursue, what models of delivery of services to choose, what communities to serve, and related issues. A high quality Recipient program responds effectively to changing client needs and

integrates its priority setting process into its daily operations. This section is intended to assure that Recipients plan and perform services provided under the Act in a way that responds to existing and changing client and community needs, promptly and strategically.

(a) The governing body of a Recipient shall adapt procedures for establishing priorities in the allocation of its resources. The procedures adopted shall:

(1) Include an effective appraisal of the needs of eligible clients in the geographic areas served by the Recipient;

(2) Insure an opportunity for participation by representatives of all significant segments of the client community and the Recipient's employees in the setting of priorities.

(b) The following factors could be among those considered by the Recipient in establishing priorities:

(1) the appraisal described in paragraph (a)(1) of this section;

(2) the population of eligible clients in the geographic areas served by the Recipient, including all significant segments of that population with special legal problems or special difficulties of access to legal services;

(3) the resources of the Recipient;

(4) the availability of another source of free or low-cost legal assistance in a particular category of cases or matters;

(5) the availability of other sources of training, support, and outreach services;

(6) the relative importance of particular legal problems of the individual clients of the recipient;

(7) the susceptibility of particular problems to solution through legal processes;

(8) whether legal efforts by the recipient will complement other efforts to solve particular problems in the area served; and

(9) whether legal efforts will result in efficient and economic delivery of legal services.

(c) A Recipient shall allocate resources consistent with the purposes and requirements of the Act and regulations, and in a manner that assures such resources are put to their highest and best use in meeting client needs. To the extent possible efforts should be made to provide that all potentially eligible clients in the Recipients' service area have reasonably equal access to similar types of services. If the governing body of the Recipient so desires, the types of services may vary so as to take into account different priorities in different parts of the Recipient's service area, a higher incidence of a particular kind of problem, the considerably higher costs of providing services, or differences in individual client financial resources.

(d) The governing body of a Recipient shall establish policies and procedures that assure clients that cases which are accepted for representation of eligible clients substantially comply with the priorities adopted by the Recipient.

(e) *Annual Review.* Priorities shall be set periodically and shall be reviewed by the Recipient at least annually.

[Pa.B. Doc. No. 03-974. Filed for public inspection May 23, 2003, 9:00 a.m.]



## Title 207—JUDICIAL CONDUCT

### PART IV. COURT OF JUDICIAL DISCIPLINE [207 PA. CODE CH. 4]

#### Amendment to the Rules of Procedure of the Court of Judicial Discipline; Doc. No. 1 JD 94

##### Order

*Per Curiam:*

And Now, this 6th day of May, 2003, the Court, pursuant to Article 5, Section 18(b)(4) of the Constitution of Pennsylvania, having proposed amendments to Rule of Procedure No. 421, as more specifically hereinafter set forth, *It Is Hereby Ordered:*

That Court Administrator Wanda W. Sweigart provide for the publication of the Amendments in the *Pennsylvania Bulletin*, and

That interested parties shall submit suggestions, comments, or objections no later than thirty days from the publication of this Order in that Bulletin.

##### Annex A

#### TITLE 207. JUDICIAL CONDUCT

#### PART IV. COURT OF JUDICIAL DISCIPLINE

#### ARTICLE II. PROCEEDINGS BASED ON THE FILING OF FORMAL CHARGES

#### CHAPTER 4. PRE-TRIAL PROCEEDINGS

#### PRE-TRIAL CONFERENCE

#### Rule 421. Pre-Trial Conference.

\* \* \* \* \*

(D) At the conclusion of the Pre-Trial Conference, the Conference Judge shall on the record enter an order stating the agreements and objections made by the parties, and rulings made by the Conference Judge on any matter considered during the Pre-Trial Conference. The order shall control subsequent proceedings before the Court on the record, unless modified by the Court or a panel of the Court on the record. The parties shall have the right to **[note, on the record,] file objections to any part of the Order [of the Conference Judge] within 15 days of its entry.**

\* \* \* \* \*

[Pa.B. Doc. No. 03-975. Filed for public inspection May 23, 2003, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### LEHIGH COUNTY

#### Administrative Order Establishing Fees for Domestic Relations Services; File No. 2003-J-19

##### Order

And Now, this 1st day of May, 2003, *It Is Ordered* that the following order Establishing Fees for Domestic Relations Services in the 31st Judicial District composed of

Lehigh County be, and the same is, promulgated to become effective July 1, 2003, but in no event earlier than thirty (30) days after the publication of this order in the *Pennsylvania Bulletin*; that seven (7) certified copies shall be filed with the Administrative Office of Pennsylvania Courts; that two (2) certified copies shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; that one (1) certified copy shall be filed with the Domestic Relations Procedural Rules Committee; and that one (1) copy shall be filed with the Clerk of Courts of the Court of Common Pleas of Lehigh County.

*By the Court*

WILLIAM H. PLATT,  
*President Judge*

Audit Fee—	\$25.00 (to be refunded if DRS is in error)
Filing fee costs—	\$25.00
Duplication and Copying Fee—	\$ .25 per copy
Petition for Modification—	\$10.00
Returned Check Fee—	\$25.00
Subpoena—	\$ 3.00
Superior Court Appeal Processing Fee—	\$51.50
Coin Processing Fee—	\$10.00
Judicial Computer Fee—	\$10.00
Bench Warrant Fee—	\$25.00

[Pa.B. Doc. No. 03-976. Filed for public inspection May 23, 2003, 9:00 a.m.]

## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Disbarment

Notice is hereby given that Bridgette Harris having been disbarred by consent from the practice of law in the State of Maryland and having her license to practice law revoked in the Commonwealth of Virginia, the Supreme Court of Pennsylvania issued an Order on May 6, 2003, disbaring Bridgette Harris from the Bar of this Commonwealth, effective June 5, 2003. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside of the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Executive Director and Secretary  
The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 03-977. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Notice of Suspension

Notice is hereby given that John J. Anastasio, having been suspended from the practice of law in the State of Florida for a period of ten days, the Supreme Court of Pennsylvania issued an Order dated May 6, 2003 suspending John J. Anastasio from the practice of law in this Commonwealth for a period of 10 days, effective June 5, 2003. In accordance with Rule 217(f), Pa.R.D.E., since

this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Executive Director and Secretary  
The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 03-978. Filed for public inspection May 23, 2003, 9:00 a.m.]

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### Notice of Suspension

Notice is hereby given that Peter A. Wood, having been suspended from the practice of law in the State of New Jersey for a period of three months, the Supreme Court of

Pennsylvania issued an Order dated May 6, 2003 suspending Peter A. Wood from the practice of law in this Commonwealth for a period of three months, effective June 5, 2003. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Executive Director and Secretary  
The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 03-979. Filed for public inspection May 23, 2003, 9:00 a.m.]

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# RULES AND REGULATIONS

## Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

### STATE BOARD OF CERTIFIED REAL ESTATE APPRAISERS

[49 PA. CODE CH. 36]

#### Biennial Renewal Fees and Examination Fees

The State Board of Certified Real Estate Appraisers (Board) amends § 36.6 (relating to fees) to read as set forth in Annex A.

The final-form rulemaking raises the biennial renewal fees for certified general and residential real estate appraisers and certified Pennsylvania evaluators from \$105 to \$225; establishes a biennial renewal fee of \$225 for certified brokers/appraisers; deletes the examination fees for certified general and residential real estate appraisers and certified Pennsylvania evaluators; and makes editorial changes to the description of the fees. The new biennial renewal fees will initially apply to certificateholders who renew their certifications for the biennial renewal period that begins July 1, 2003.

#### *Summary of Comments and Responses to Proposed Rulemaking*

The Board published a notice of proposed rulemaking at 32 Pa.B. 4871 (October 5, 2002) with a 30-day public comment period. The Board received comments from the Pennsylvania Association of Realtors (PAR).

The Board also received comments from the Independent Regulatory Review Commission (IRRC) and the House Professional Licensure Committee (House Committee) as part of their review of proposed rulemaking under the Regulatory Review Act (71 P. S. §§ 745.1—745.12). The Board did not receive comments from the Senate Committee on Consumer Protection and Professional Licensure (Senate Committee) as part of its review of proposed rulemaking under the Regulatory Review Act.

IRRC asked whether the Board had considered gradual fee increases, instead of a one-time fee increase, as a solution to its growing budget deficit. PAR recommended that the Board phase in the increases over the next two biennial renewal cycles.

As noted during proposed rulemaking, the Department of State's Bureau of Finance and Operations (BFO) had advised the Board that to close the widening gap between revenues and expenses, the Board needed to establish uniform biennial renewal fees in an amount between \$200 and \$250 for all certificateholders, effective with the 2003-2005 biennial renewal period. The board had opted for the midpoint fee of \$225, which, according to BFO estimates would generate sufficient revenues to permit comfortable positive balances during the next several fiscal years, thereby obviating the need for additional fee increases in the foreseeable future.

In light of the comments submitted by PAR and IRRC, the Board asked the BFO if it would be possible to have graduated fee increases while still generating sufficient revenues. In January, the BFO reported that the Board could generate the same revenues as would be realized

under the one-time fee increase if the biennial renewal fees were increased to \$200, \$225 and \$250 for the 2003-2005, 2005-2007 and 2007-2009 biennial renewal periods, respectively.

Given the temporary and relatively modest savings to certificateholders under the graduated approach, the Board believes certificateholders would prefer a one-time fee increase now rather than fee increases over the next three biennial renewal cycles, particularly since the latter would lead to higher biennial renewal fees than what were contemplated during proposed rulemaking.

IRRC also asked whether the Board's general expenses are distributed equally among its certification classes (that is, general appraiser, residential appraiser, broker/appraiser and certified Pennsylvania evaluator) and, if not, whether the biennial renewal fees could be adjusted to reflect each certification class's share of the overall expenses.

According to the BFO, it is not possible to reliably determine what portion of the Board's general expenses can be apportioned to each certification class. As a consequence, the fairest formula is to require every certificateholder, regardless of certification class, to share equally in defraying the Board's general expenses.

The House Committee asked for a detailed breakdown of the expenses that justify the imposition of new biennial renewal fees. During proposed rulemaking, the Board stated that its annual expenses have risen steadily in the nearly 12 years since its inception as a licensing board within the Bureau of Professional and Occupational Affairs (BPOA). The following information, prepared by the BFO, breaks down the Board's annual expenses of \$190,577 for FY95-96 and projected annual expenses of \$505,000 for FY02-03 by "cost center":

<i>Cost Center/Description</i>	<i>FY 95-96</i>	<i>FY 02-03</i>
<i>BPOA Administration</i> (licensee population based): BPOA expenses such as printed forms, office supplies and interagency billings	\$5,463 (2.87%)	\$9,000 (1.78%)
<i>Commissioner's Office</i> (timesheet based): Expenses (personnel, operating and fixed asset charges) relating to staff assigned to the BPOA Commissioner's office	\$1,558 (.82%)	\$7,000 (1.39%)
<i>Law Enforcement</i> (timesheet based): Expenses (personnel, operating and fixed asset charges) relating to staff assigned to Bureau of Enforcement and Investigation	\$42,586 (22.35%)	\$107,000 (21.19%)
<i>Board Member Expenses</i> (direct charges): Board member per diem, conference registration fees, travel expenses and membership dues for National Organization of State Appraiser Boards	\$12,430 (6.52%)	\$22,000 (4.36%)

<i>Cost Center/Description</i>	<i>FY 95-96</i>	<i>FY 02-03</i>
<i>Hearing Expenses</i> (timesheet based/direct charges): Expenses (personnel, operating and fixed asset charges) relating to staff assigned to Hearing Examiner's Office ( <i>Note:</i> Board-only delegates matter to Hearing Examiner's Office if hearing cannot be scheduled in connection with regular Board meeting)	\$73 (.04%)	\$2,000 (.40%)
<i>Departmental Services</i> (timesheet based): Charges for centralized support services provided by Department offices (for example, Secretary's Office, Chief Counsel, Press Office, Legislative Liaison, Human Resources, Management Information Services, BFO)	\$8,908 (4.67%)	\$22,000 (4.36%)
<i>Board Administration</i> (timesheet based/direct charges): Expenses (personnel, operating and fixed asset charges) relating to Board administrative staff and direct Board expenses	\$82,736 (43.41%)	\$158,500 (31.39%)
<i>Public Information</i> (timesheet based/direct charges): Expenses (personnel, operating and fixed asset charges) relating to staff involved in preparation of newsletters, announcements of disciplinary actions and informational brochures		\$500 (.10%)
<i>Legislative and Regulatory Analysis</i> (timesheet based): Expenses (personnel, operating and fixed asset charges) relating to legal review of regulatory and policy initiatives	\$464 (.24%)	\$2,000 (.40%)

<i>Cost Center/Description</i>	<i>FY 95-96</i>	<i>FY 02-03</i>
<i>Legal Office</i> (timesheet based/direct charges): Expenses (personnel, operating and fixed asset charges) relating to Board counsel, Board prosecutors, Complaints Office and support staff and expert consultants	\$36,360 (19.08%)	\$175,000 (34.65%)

As reflected in the previous chart, the most significant increases in the Board's expenses involve the legal and law enforcement areas. These amounts reflect substantial growth in complaint and disciplinary activity relating to the Board. From 1990—1996, the BPOA received 231 complaints alleging violations of either the Real Estate Appraisers Certification Act (REACA) (63 P. S. §§ 457.1—457.19) or the Assessors Certification Act (ACA) (63 P. S. §§ 458.1—458.16). During this period, the Board imposed seven disciplinary sanctions. From 1997—2001, the BPOA received 607 complaints regarding alleged violations of the REACA or the ACA, while the Board imposed 125 disciplinary sanctions. Whereas many of the complaints in the early years involved jurisdictional matters, a sizeable number of the more recent complaints allege violations of professional appraisal practice standards by certificateholders. These latter complaints tend to involve complex disciplinary issues, often requiring more specialized investigation or review by expert consultants.

Another significant area of increase in the Board's expenses relates to its administrative operations. This increase is attributable in large part to the higher level of training required of the Board's administrative staff as compared to administrative staff assigned to other business boards within the BPOA.

*Fiscal Impact*

According to BFO projections, the final-form rulemaking will generate approximately \$621,000 in additional biennial renewal fee revenues as follows:

<i>Certification Class</i>	<i>No. of Renewing Certificateholders</i>		<i>Fee Increase</i>	<i>Additional Revenues</i>
General Appraiser	1,088	×	\$120	\$130,560
Residential Appraiser	1,700	×	\$120	\$204,000
Certified Pennsylvania Evaluator	512	×	\$120	\$61,440
Broker/Appraiser	1,000	×	\$225	\$225,000

*Paperwork Requirements*

The final-form rulemaking will require the Board to change its biennial renewal forms to reflect the new fees. The final-form rulemaking will not create additional paperwork requirements for certificateholders.

*Effective Date*

The final-form rulemaking will become effective upon publication in the *Pennsylvania Bulletin* and will initially apply to certificateholders who renew their certifications for the 2003-2005 biennial renewal period.

*Statutory Authority*

Section 5(6) of the REACA (63 P. S. § 457.5(6)) authorizes the Board to establish fees for its operations.

Section 9 of the REACA (63 P. S. § 457.9) requires the Board to establish fees by regulation and to ensure that revenues derived from fees, fines and civil penalties are adequate to cover the Board's expenditures over a biennial period. Section 9 of the ACA (63 P. S. § 458.9) authorizes the Board to establish renewal and other fees relating to certified Pennsylvania evaluators by regulation.

*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on September 25, 2002, the Board submitted a copy of the notice of proposed rulemaking, published at 32 Pa.B. 4871, to IRRC and to the Chairper-

sons of the House and Senate Committees for review and comment.

Under section 5(c) of the Regulatory Review Act, IRRC and the Committees were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing this final-form rulemaking, the Department has considered the comments received from IRRC, the House Committees and the public. The Board did not receive comments from the Senate Committee.

On March 31, 2003, the Board submitted this final-form rulemaking to IRRC and the House and Senate Committees. Under section 5.1(j.2) of the Regulatory Review Act (71 P. S. § 745.5a(j.2)), on April 15, 2003, this final-form rulemaking was deemed approved by the House Committee. On May 7, 2003, this final-form rulemaking was deemed approved by the Senate Committee. Under section 5.1(e) of the Regulatory Review Act, IRRC met on May 8, 2003, and approved the final-form rulemaking.

#### *Additional Information*

Persons who require additional information about the final-form rulemaking should submit inquiries to Michelle T. DeMerice, Administrator, State Board of Certified Real Estate Appraisers, P. O. Box 2649, Harrisburg, PA 17105-2649, (717) 783-4866, appraise@pados.dos.state.pa.us.

#### *Findings*

The Board finds that:

(1) Public notice of proposed rulemaking was given under sections 201 and 202 of the Commonwealth Documents Law and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2

(2) The final-form rulemaking adopted by this order are necessary and appropriate for the administration of the REACA and the ACA.

#### *Order*

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

(a) The regulations of the Board, 49 Pa. Code Chapter 36, are amended by amending § 36.6 to read as set forth in Annex A.

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

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

(d) The final-form rulemaking shall take effect upon publication in the *Pennsylvania Bulletin*.

GEORGE D. SINCLAIR,  
*Chairperson*

*(Editor's Note: For the text of the order of the Independent Regulatory Review Commission, relating to this document, see 33 Pa.B. 2561 (May 24, 2003).)*

**Fiscal Note:** Fiscal Note 16A-7013 remains valid for the final adoption of the subject regulation.

## Annex A

### TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

#### PART I. DEPARTMENT OF STATE

#### Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

#### CHAPTER 36. STATE BOARD OF CERTIFIED REAL ESTATE APPRAISERS

#### Subchapter A. GENERAL PROVISIONS GENERAL PROVISIONS

#### § 36.6. Fees.

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

Certification of scores	\$25
Verification of certification or registration	\$15
<i>Certified Real Estate Appraisers</i>	
Application (nonreciprocity)	\$235
Application (reciprocity)	\$40
Temporary practice registration	\$30
Initial certification (if certified on or after 7/1 of odd-numbered years or on or before 6/30 of even-numbered years)	\$90
Initial certification (if certified between 7/1 of even-numbered years and 6/30 of odd-numbered years)	\$45
Biennial renewal	\$225
<i>Certified Broker/Appraisers</i>	
Application (for application period of 9/3/96 to 9/3/98)	\$40
Initial certification (if certified between 7/1/97 and 6/30/98)	\$90
Initial certification (if certified between 9/3/96 and 6/30/97 or if certified on or after 7/1/98, if the application for initial certification was submitted by 9/3/98)	\$45
Biennial renewal	\$225
<i>Certified Pennsylvania Evaluators</i>	
Application	\$55
Initial certification (if certified on or after 7/1 of odd-numbered years or on or before 6/30 of even-numbered years)	\$90
Initial certification (if certified between 7/1 of even-numbered years and 6/30 of odd-numbered years)	\$45
Biennial renewal	\$225
<i>Continuing Education Providers</i>	
Application for continuing education provider approval	\$85

[Pa.B. Doc. No. 03-980. Filed for public inspection May 23, 2003, 9:00 a.m.]

# Title 67—TRANSPORTATION

## DEPARTMENT OF TRANSPORTATION

### [67 PA. CODE CH. 177]

#### Emission Inspection Program

The Department of Transportation (Department), Bureau of Motor Vehicles (Bureau), adopts amendments to Chapter 177 (relating to emission inspection program) to read as set forth in Annex A by adding provisions to include alternative final exhaust emission standards recently developed by the Federal Environmental Protection Agency (EPA).

The inspection/maintenance (I/M) program, implemented under the authority of 75 Pa.C.S. §§ 4103, 4531, 4701, 4706, 4707, 4710, 6103 and 9104, is required by the Federal Clean Air Act (Clean Air Act), as amended by Pub. L. No. 101-52, 104 Stat. 2399—2712 (42 U.S.C.A. §§ 7401—26718) and Pub. L. No. 104-59, 109 Stat. 568 (1995) (known as the National Highway System Designation Act of 1995).

Proposed rulemaking is omitted under 75 Pa.C.S. § 4706 (relating to prohibition on expenditures for emission inspection program), which exempts this final-omitted rulemaking from the proposed rulemaking provisions of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202), known as the Commonwealth Documents Law, the Regulatory Review Act (71 P. S. §§ 745.1—745.12) and 75 Pa.C.S. § 4710 (relating to Vehicle Emission System Inspection Program Advisory Committee), which provides for initial submission of final regulations relating to the Vehicle Emission Inspection Program to the Office of Attorney General for review as to form and legality and thereafter to the Independent Regulatory Review Commission (IRRC) and the designated committees of the House of Representatives and the Senate, in accordance with the Regulatory Review Act.

#### *Purpose of this Chapter*

The purpose of this chapter is to implement an emissions I/M program as required by the Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and the regulations promulgated thereunder, 40 CFR Parts 51 and 85 (relating to regulations for preparation, adoption and submittal of implementation plans; and control of air pollution from mobile sources).

#### *Purpose of the Final-Omitted Rulemaking*

The purpose of the final-omitted rulemaking is to include alternative final exhaust emission standards recently developed by the EPA. By memorandum dated August 16, 2002, the EPA provided alternative final exhaust emission standards for states to consider for use in I/M programs using the Acceleration Simulation Mode (ASM) Test. The alternative exhaust emission standards were generated in response to evaluations of the original final exhaust emission standards that suggested application of the original exhaust emission standards would result in false failures. Chapter 177, Appendix A, has been amended to include the alternative final exhaust emission standards.

#### *Significant Provisions of the Final-Omitted Rulemaking*

The significant amendments to this chapter have been amended to include the alternative final exhaust emission standards.

#### *Persons and Entities Affected*

The final-omitted rulemaking will affect the owners and operators of vehicles registered in the counties in this Commonwealth in which the I/M program uses the ASM test.

#### *Fiscal Impact*

The final-omitted rulemaking may result in savings to vehicle owners in the form of a lower false failure rate of vehicles subjected to the ASM test and subsequent avoidance of possibly unnecessary repairs and retesting. The Department cannot, however, measure with any precision what costs and savings may result.

#### *Regulatory Review*

Under 75 Pa.C.S. § 4710(d), on March 28, 2003, the Department submitted a copy of this final-omitted rulemaking to the Office of Attorney General. The final-omitted rulemaking was approved as to form and legality by the Office of Attorney General on March 31, 2003. The Department submitted a copy of this final-omitted rulemaking on April 9, 2003, to IRRC and to the Chairpersons of the House and Senate Transportation Committees and to the House and Senate Environmental Resources and Energy Committees for review under the Regulatory Review Act. This final-omitted rulemaking was deemed approved by the Committees on April 29, 2003, and was approved by IRRC on May 8, 2003.

In addition to the final-form rulemaking, the Committees were provided with a copy of a detailed Regulatory Analysis Form prepared by the agency. A copy of this material is available to the public upon request.

In preparing this final-form rulemaking, the Department has considered the comments received from the EPA, the public and individuals in the business of vehicle inspection and repair.

#### *Sunset Provisions*

The Department is not establishing a sunset date for this final-omitted rulemaking since the regulation is necessary to comply with requirements of Federal laws relating to control of vehicle emissions.

#### *Contact Person*

The contact person is Peter Gertz, Vehicle Inspection Division, 4th Floor, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104, pgertz@state.pa.us.

#### *Order*

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

(a) The regulations of the Department, 67 Pa. Code Chapter 177, are amended by amending Appendix A to read as set forth in Annex A, with ellipses referring to the existing text.

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

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

ALLEN D. BIEHLER, P. E.

*Secretary*

*(Editor's Note:* For the text of the order of the Independent Regulatory Review Commission, relating to this document, see 33 Pa.B. 2561 (May 24, 2003).)

**Fiscal Note:** 18-383. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 67. TRANSPORTATION

PART I. DEPARTMENT OF TRANSPORTATION

Subpart A. VEHICLE CODE PROVISIONS

ARTICLE VII. VEHICLE CHARACTERISTICS

CHAPTER 177. EMISSION INSPECTION PROGRAM

APPENDIX A

Acceleration Simulation Mode: Pennsylvania Procedures, Standards, Equipment Specifications and Quality Control Requirements

§ 1. ASM Exhaust Emission Standards and Calculations.

(a) ASM Emissions Standards.

(1) ASM Start-Up Standards. The following standards shall be for ASM tests performed until notice by the Department that the standards in subsection (2)(i) or (2)(ii) will apply. The exhaust emission standards for the following model years are cross-referenced by the number in the column in (a)(3) as follows:

(A) Light Duty Vehicles

Model Years	Hydrocarbons Table § 1(a)(3)(I)	Carbon Monoxide Table § 1(a)(3)(II)	Oxides of Nitrogen Table § 1(a)(3)(III)
1996+ TIER 1	1	21	41
1991-1995	2	22	42
1983-1990	4	23	43
1981-1982	4	26	43
1980	4	26	48
1977-1979	11	30	48
1975-1976	11	30	50

(B) Light Duty Trucks 1 (less than 6000 pounds GVWR).

Model Years	Hydrocarbons Table § 1(a)(3)(I)	Carbon Monoxide Table § 1(a)(3)(II)	Oxides of Nitrogen Table § 1(a)(3)(III)
1996+ TIER 1 (<3750 LVW)	1	21	41
(>3750 LVW)	2	22	42
1991-1995	5	26	43
1988-1990	7	29	44
1984-1987	7	29	49
1979-1983	11	31	49
1975-1978	12	32	50

(C) Light Duty Trucks 2 (greater than 6000 pounds GVWR).

Model Years	Hydrocarbons Table § 1(a)(3)(I)	Carbon Monoxide Table § 1(a)(3)(II)	Oxides of Nitrogen Table § 1(a)(3)(III)
1996+ TIER 1 (≤5750 LVW)	2	22	42
(>5750 LVW)	5	26	45
1991-1995	5	26	46
1988-1990	7	29	47
1984-1987	7	29	49
1979-1983	11	31	49
1975-1978	12	32	50

(2) ASM final standards.

(i) ASM equivalent test weight methodology. Upon notice by the Department in the *Pennsylvania Bulletin*, the following exhaust emission standards will be used for ASM tests performed. The exhaust emissions standards for the following model years are cross-referenced by the number in the column in subsection (a)(3) as follows:

(A) Light Duty Vehicles.

Model Years	Hydrocarbons Table § 1(a)(3)(I)	Carbon Monoxide Table § 1(a)(3)(II)	Oxides of Nitrogen Table § 1(a)(3)(III)
1996+ TIER 1	1	21	41
1983-1995	1	21	41
1981-1982	1	23	41
1980	1	23	45
1977-1979	6	27	45
1975-1976	6	27	48

(B) Light Duty Trucks 1 (less than 6000 pounds GVWR).

Model Years	Hydrocarbons Table § 1(a)(3)(I)	Carbon Monoxide Table § 1(a)(3)(II)	Oxides of Nitrogen Table § 1(a)(3)(III)
1996+ TIER 1 (≤3750 LVW)	1	21	41
(>3750 LVW)	1	21	41
1988-1995	3	24	42
1984-1987	3	24	46
1979-1983	8	28	46
1975-1978	9	29	48

(C) Light Duty Trucks 2 (greater than 6000 pounds GVWR).

Model Years	Hydrocarbons Table § 1(a)(3)(I)	Carbon Monoxide Table § 1(a)(3)(II)	Oxides of Nitrogen Table § 1(a)(3)(III)
1996+ TIER 1 (≤5750 LVW)	1	21	41
(>5750 LVW)	1	21	41
1988-1995	3	24	44
1984-1987	3	24	46
1979-1983	8	28	46
1975-1978	9	29	48

(ii) ASM vehicle engine displacement methodology. Upon notice by the Department in the *Pennsylvania Bulletin*, the Exhaust Emission Standards used for ASM tests will be performed in accordance with the following tables:

LDV Exhaust Emission Standards for the ASM 5015 test

	HC	CO	NOx
5015 LDV MY 1980 and newer	275 liters* ppm		
5015 LDV MY 1980 to 1982		1.3 liters*%	
5015 LDV MY 1983 and newer		1.1 liters*%	
5015 LDV MY 1980 only			8,500 liters* ppm
5015 LDV MY 1981 and newer			3,600 liters* ppm

**LDT Exhaust Emission Standards for the ASM 5015 test**

	<i>HC</i>	<i>CO</i>	<i>NOx</i>	<i>HC</i>	<i>CO</i>	<i>NOx</i>
5015 LDT MY 1980 to 1983	1,140 liters* ppm			5015 LDT MY 1988 to 1995		7,380 liters* ppm
5015 LDT MY 1984 to 1995	537 liters* ppm			5015 LDT MY 1996 and newer		6,150 liters* ppm
5015 LDT MY 1996 to 1998	275 liters* ppm			All 5015 cut points are applied by the following method: The vehicle's engine displacement in liters multiplied by the exhaust constituent (HC, CO, or NOx) levels in concentration (HC and NOx in ppm; CO in % ten second average values). This liter*concentration value is compared to the appropriate cut point and if the value is above the cut point the vehicle is considered to fail the test.		
5015 LDT MY 1980 to 1983		9.7 liters*%		(3) ASM 2525 and 5015 concentration tables follow (although both 2525 and 5015 standards are shown, the Pennsylvania test consists only of the 5015 mode):		
5015 LDT MY 1984 to 1995		5.4 liters*%		* * * * *		
5015 LDT MY 1996 and newer		1.1 liters*%		[Pa.B. Doc. No. 03-981. Filed for public inspection May 23, 2003, 9:00 a.m.]		
5015 LDT MY 1980 to 1987			14,145 liters*ppm	_____		



# NOTICES

## DELAWARE RIVER BASIN COMMISSION

### Public Hearing on Proposal to Revise the Fee Schedule for Review of Projects

The Delaware River Basin Commission (Commission) will hold a public hearing to solicit comments on proposed changes to the fee schedule for the review of projects under section 3.8 and Article 10 of the Delaware River Basin Compact. The Commission instituted project review fees in 1972 to allocate to applicants a portion of the cost of reviewing water resource projects. The fees, which are paid to the Commission at the time applications are filed, were increased only once, in 1991, and have not been revised since.

The substantive revisions include the following: instituting filing fees for projects sponsored by political subdivisions of the basin states; for public projects costing less than \$250,000, charging a fee of \$250; for privately sponsored projects costing \$250,000 or less, increasing the fee from \$250 to \$500; for projects costing from \$250,001 to \$10 million, increasing the fee from 0.1% to 0.2% of project cost; and for projects costing over \$10 million, increasing the fee from 0.04% to 0.06% of project cost, not to exceed \$50,000. In addition, the surcharge for any project resulting in an out-of-basin diversion is proposed to be increased from 50% to double the fee calculated in accordance with the foregoing. The method of calculating project costs is proposed to remain unchanged. New fees are proposed to be instituted for two types of actions: (1) a fee of \$5,000 is proposed for a request for an emergency certificate under section 2.3.9B of the Commission's Rules of Practice and Procedure to waive or amend a docket condition; and (2) a fee of \$500 is proposed for the transfer of a docket upon a change of ownership as defined in Resolution No. 87-15. In all cases, if the fixed fee or fee calculated in accordance with the prescribed formulas is deemed by the executive director to be insufficient due to exceptional costs associated with Commission review, it is proposed that the Commission may charge the applicant 100% of all costs deemed by the executive director to be exceptional. The revised fee schedule is proposed to become effective on July 1, 2003, for all applications submitted on or after July 1, 2003.

#### Dates

The public hearing will be held on June 26, 2003, during the Commission's regular business meeting, which will begin at 1 p.m. The hearing will continue until all those present who wish to testify are afforded an opportunity to do so. Persons wishing to testify are asked to register in advance with the Commission Secretary, (609) 883-9500, Ext. 203. Written comments will be accepted through the close of the public hearing.

#### Addresses

The public hearing will be held at the Commission's offices at 25 State Police Drive, West Trenton, NJ. Directions are posted on the Commission's website at <http://www.drbc.net>. Written comments may be submitted electronically to [fees@drbc.state.nj.us](mailto:fees@drbc.state.nj.us), with a subject line reading "FEES," or in hard copy to the Commission Secretary, DRBC, P. O. Box 7360, West Trenton, NJ 08628-0360. The full name, street or post office address

and telephone number for the entity or individual submitting the comment must appear on all submissions.

#### Further Information and Contacts

A draft resolution containing the proposed new fee schedule may be viewed on the Commission's website. The current fee schedule, set forth in Resolution No. 91-3, also may be viewed on the website. Contact Pamela M. Bush at (609) 883-9500, Ext. 203 with questions about the hearing process and comment period or the proposed changes in the project review fee schedule.

PAMELA M. BUSH,  
Secretary

[Pa.B. Doc. No. 03-982. Filed for public inspection May 23, 2003, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Dog Control Facility Bill Reimbursement Grant Program

The Department of Agriculture (Department) hereby gives notice of the guidelines and conditions under which it will award up to \$250,000 in grants under the Year 2004 Dog Control Facility Bill Reimbursement Program (Program). The Program will award bill reimbursement grants of up to \$10,000 per recipient to humane societies or associations for the prevention of cruelty to animals that meet the guidelines and conditions of this Program. The Program will be funded from the Dog Law Restricted Account from funds which are declared to be "surplus" funds for the limited purposes set forth in section 1002(b) of the Dog Law (3 P. S. § 459-1002(b)).

A proposed version of these guidelines and conditions was published at 33 Pa.B. 1724 (April 5, 2003). The Department invited public and legislative review of these proposed guidelines and conditions in accordance with 7 Pa. Code § 23.4 (relating to guidelines and conditions). No comments were received. The Department attributes this, in part, to the fact that the Program is quite similar to last year's Year 2003 Dog Control Facility Bill Reimbursement Grant Program (published at 32 Pa.B. 4372 (September 7, 2002)) and, in part, to the fact the Department consulted with affected entities in the process of drafting the proposed guidelines and conditions.

#### Guidelines and Conditions for the Year 2004 Dog Control Facility Bill Reimbursement Grant Program

##### 1. Definitions.

The following words and terms, when used in these guidelines and conditions, have the following meanings:

*Department*—The Department of Agriculture.

*Dog control*—The apprehending, holding and disposing of stray or unwanted dogs, or as otherwise defined in section 102 of the Dog Law (3 P. S. § 459-102).

*Eligible Bill*—A document seeking payment for materials, services or utilities from a grant recipient, setting forth the following:

- i. The date the document is issued.
- ii. The name and address of the humane society or association for the prevention of cruelty to animals to which the bill is issued.
- iii. If for materials, a description of the materials and the date of delivery.
- iv. If for services, a description of the nature of the services and the dates upon which the services were rendered.
- v. If for utilities (such as electricity, water, sewer, waste disposal and similar purposes), a statement of the period for which the utility, for which payment is sought, was provided.
- vi. The name, address and telephone number of the entity issuing the document.

*Humane society or association for the prevention of cruelty to animals*—A nonprofit society or association duly incorporated under 15 Pa.C.S. Chapter 53, Subchapter A (relating to incorporation generally) for the purpose of prevention of cruelty to animals, or as otherwise defined in section 102 of the Dog Law.

*Program*—The Year 2004 Dog Control Facility Bill Reimbursement Program.

## 2. Eligibility.

A humane society or association for the prevention of cruelty to animals is eligible to apply to receive a grant under the Program if that humane society or association for the prevention of cruelty to animals:

- a. Has been in operation for at least 1 year immediately preceding the application date.
- b. Has performed dog control functions for at least 1 year immediately preceding the application date.
- c. Has, in the performance of its dog control functions, accepted at least 100 stray or unwanted dogs into its facility within the year immediately preceding the application date.
- d. Is not a party to a contract with the Department under which the Department pays that humane society or association for the prevention of cruelty to animals for dog control activities performed in 2004.
- e. Agrees—as a condition of receiving any grant money under the Program—to continue to perform dog control activities through 2004.
- f. Has a total operating budget of \$350,000 or less for the 2004 calendar year or, if its budget is on a basis other than calendar year, has a total operating budget of \$350,000 or less for each fiscal year comprising any portion of calendar year 2004.

## 3. Use of Grant Funds.

The Department will allocate a specific maximum grant amount to a successful grant applicant through a written grant agreement. This maximum grant amount will be specified in the grant agreement and will not exceed \$10,000 with respect to any application. The maximum grant amount will be retained by the Department and used to reimburse the grant recipient for eligible bills the grant recipient has paid with respect to materials, services or utilities provided to the grant recipient from January 1, 2004, through December 31, 2004. The total reimbursement the Department will pay a grant recipient will not exceed the maximum grant amount. Any money remaining in a grant allocation beyond the termination date of the grant agreement will lapse into the Dog Law

Restricted Account. If a bill covers materials, services or utilities provided, in whole or in part, before January 1, 2004, or after December 31, 2004, that bill is not an eligible bill and will not be reimbursed by the Department under the Program.

## 4. Application Process.

a. *Application required.* A humane society or association for the prevention of cruelty to animals seeking a grant under the Program must complete a written application form and deliver it to the Department no later than 30 days from the date this notice is published in the *Pennsylvania Bulletin*. Applications received by the Department beyond that date will not be considered.

b. *Obtaining an application form.* The Department will provide grant application forms upon request. Requests for application forms should be directed to Rick Burd, Acting Director, Bureau of Dog Law Enforcement, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-4833, fax: (717) 772-4352.

c. *Contents of grant application form.* A grant application form shall require the following information:

- i. The name and address of the applicant.
- ii. Information to verify that the applicant is a humane society or association for the prevention of cruelty to animals and otherwise meets the eligibility requirements in paragraph 2.
- iii. The maximum grant amount sought by the applicant—not to exceed \$10,000.
- iv. A description of the eligible bills for which the grant applicant intends to seek reimbursement, including a description (and copies, if available) of bills received by the applicant in 2002 for the same type of materials, services or utilities for which reimbursement will be sought under the grant agreement.
- v. Other information as the Department might reasonably require.

## 5. Review and approval of grant application.

a. *Review and notification.* The Department will review each timely grant application and provide the applicant written notification of whether the Department awards the grant, denies the grant or awards a grant in some amount less than the applicant sought. This written notification will be mailed no later than 60 days from the date this notice is published in the *Pennsylvania Bulletin* to the address provided by the applicant on the grant application form. If an application is incomplete or the Department requires additional information or documentation in order to evaluate the grant request, it will so advise the applicant.

b. *Review criteria.* The Department will consider the following, among other factors, in determining whether to award a grant application:

- i. The number of applications received and the availability of funds for the grants sought.
- ii. The relative contribution of the applicant to dog control activities in the area it serves.
- iii. The relative contribution of the applicant to dog control as compared to the relative contribution of other applicants.
- iv. The relative importance of the grant to the continued operation of the applicant's dog control facility.

v. The expense or logistical difficulty the Department would encounter if the applicant's dog control facility was no longer in operation.

**6. Grant agreement.**

a. *Grant agreement required.* A successful grant applicant must execute a grant agreement with the Department, setting forth the terms and conditions under which the grant money will be used by the Department to reimburse the grant recipient for payment of eligible bills.

b. *Reimbursement requests.* The grant agreement will set forth the exact procedure by which a grant recipient shall seek reimbursement from the Department for payment of eligible bills. The basic reimbursement request procedure will be as follows:

By May 15, 2004, the grant recipient will: (1) deliver copies of the eligible bills it has paid between January 1, 2004, and April 30, 2004; (2) verify that these bills have been paid and are eligible for reimbursement; and (3) provide a detailed report of the dog control activities performed by the successful applicant during the referenced 4-month period.

By September 15, 2004, the grant recipient will: (1) deliver copies of the eligible bills it has paid between May 1, 2004, and August 31, 2004; (2) verify that these bills

have been paid and are eligible for reimbursement; and (3) provide a detailed report of the dog control activities performed by the successful applicant during the referenced 4-month period.

By January 15, 2005, the grant recipient will: (1) deliver copies of the eligible bills it has paid between September 1, 2004, and December 31, 2004; (2) verify that these bills have been paid and are eligible for reimbursement; and (3) provide a detailed report of the dog control activities performed by the successful applicant during the referenced 4-month period.

c. *Payment by the Department.* The Department will reimburse a grant recipient for eligible bills within 60 days of receiving a complete and timely reimbursement request.

d. *Termination.* The Department may terminate a grant agreement at any time by providing the grant recipient written notice of termination at the address set forth on the grant application.

DENNIS C. WOLFF,  
*Secretary*

[Pa.B. Doc. No. 03-983. Filed for public inspection May 23, 2003, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 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 13, 2003.

#### BANKING INSTITUTIONS

##### Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
5-13-03	Fulton Financial Corporation, Lancaster, to acquire 100% of the voting shares of Premier Bancorp, Inc., Doylestown, and thereby indirectly acquire Premier Bank, Doylestown	Lancaster	Approved

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-13-03	The Muncy Bank and Trust Company Muncy Lycoming County	900 North Loyalsock Avenue Montoursville Lycoming County	Approved

##### Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-13-03	Patriot Bank Pottstown Montgomery County	<i>To:</i> 1245 Airport Road Allentown Lehigh County  <i>From:</i> 2126 W. Union Blvd. Bethlehem Lehigh County	Approved

#### SAVINGS INSTITUTIONS

No Activity.

**CREDIT UNIONS**

No activity.

A. WILLIAM SCHENCK, III,  
*Secretary*

[Pa.B. Doc. No. 03-984. Filed for public inspection May 23, 2003, 9:00 a.m.]

**Maximum Lawful Rate of Interest for Residential Mortgages for the Month of June 2003**

The Department of Banking (Department), 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 2003 is 7%.

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 the individual owns and which the individual occupies or has occupied as a principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 4.44 to which was added 2.50 percentage points for a total of 6.94 that by law is rounded off to the nearest quarter at 7%.

A. WILLIAM SCHENCK, III,  
*Secretary*

[Pa.B. Doc. No. 03-985. Filed for public inspection May 23, 2003, 9:00 a.m.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****Applications, Actions and Special Notices****APPLICATIONS**

Under the Federal Clean Water Act and The Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For new permit applications, renewal applications with major changes or applications for permits not waived by the EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

**I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0036200	Radley Run Mews Sewer Association 1131 Mews Lane West Chester, PA 19382	Chester County Birmingham Township	Plum Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0208736 Sewerage Public	Mountaintop Area Municipal Authority P. O. Box 275 Snow Shoe, PA 16874	Centre County Snow Shoe Township	Unnamed tributary to Black Moshannon Creek 8D	Y
PA0110230 Sewerage	Lycoming County Recreation Authority White Deer Golf Course 352 Allenwood Camp Lane Montgomery, PA 17752	Lycoming County Clinton Township	Unnamed tributary to Black Hole Creek 10C	Y

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

**PA0030295**, Sewage, **Commodore Perry School District**, 3002 Perry Highway, Hadley, PA 16130. This proposed facility is in Perry Township, **Mercer County**.

Description of Proposed Activity: Renewal of a treated minor discharge from a privately owned sewage treated works.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Shenango River and Greenville Municipal Water Authority at River Mile 58.93, 16 miles below point of discharge.

The receiving stream, Millner Run (unnamed Little Shenango River tributary), is in watershed 20-A and classified for TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0092 MGD.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N			
(5-1 to 10-31)	4.5		9
(11-1 to 4-30)	13.5		27
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		5,800/100 ml as a geometric average	
Total Residual Chlorine	1.5		3.5
pH		6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

**PA0030341**, Sewage, **East Lawrence Elementary School, Wilmington Area School District**, 1352 Golf Course Road, Volant, PA 16156-9041. This proposed facility is in Plain Grove Township, **Lawrence County**.

Description of Proposed Activity: Renewal of a treated minor discharge from a privately owned sewage treatment works.

For the purpose of evaluating effluent requirements for TDS, NO<sub>3</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is Slippery Rock Creek and the Salvation Army Camp Allegheny at River Mile 3.24, 17 miles below point of discharge.

The receiving stream, unnamed tributary to Taylor Run, is in watershed 20-C and classified for CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0032 MGD.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow			
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine	1.4		3.3
Dissolved Oxygen		minimum of 3 mg/l at all times	
pH		6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

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

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

**PA0011851**, Industrial Waste, **Superior Tube Company**, 3900 Germantown Pike, Collegeville, PA 19426-3112. This application is for renewal of an NPDES permit to discharge treated process wastewater from Superior Tube Collegeville facility in Lower Providence, **Montgomery County**. This is an existing discharge to Perkiomen Creek and an unnamed tributary to Perkiomen Creek.

The receiving stream is classified for WWF, migratory fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 008, based on an average flow of 0.1711 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Dissolved Solids	1,000	2,000	2,500
Suspended Solids	30	60	75
Oil and Grease	15		30
Temperature			110°F
pH	within limits of 6.0—9.0 Standard Units at all times		
Chromium, Total	Monitor	Monitor	Monitor
Copper, Total	Monitor	Monitor	Monitor
Zinc, Total	Monitor	Monitor	Monitor
Trichloroethylene	Monitor	Monitor	Monitor

The proposed effluent limits for an internal monitoring point MP108, based on an average flow of 41,400 gallons per day are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Suspended Solids	8.5	17	21
Ammonia as N	0.30		0.60
Fluoride	2.5		5.0
Oil and Grease	3.0	6.0	7.5
Cadmium, Total	0.026	0.067	0.067
Zinc, Total	0.145	0.252	0.362
Total Toxic Organics	2.13		
pH			Monitor

The proposed effluent limits for Outfalls 002 and 004—007 discharging stormwater associated with industrial activities are as follows:

<i>Parameter</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	Monitor
COD	Monitor
Oil and Grease	Monitor
Suspended Solids	Monitor
Total Kjeldahl Nitrogen	Monitor
Total Phosphorus	Monitor
Iron Dissolved	Monitor
Copper, Total	Monitor
Nickel, Total	Monitor

<i>Parameter</i>	<i>Maximum Daily (mg/l)</i>
Zinc, Total	Monitor
pH	Monitor

Other Conditions: thermal requirements; TTO definition; and special test methods for certain pollutants.

The EPA waiver is not in effect.

**PA0054500**, Sewage, **Jason and Cheryl Kulp**, 184 Lone Pine Road, Barto, PA 19504. This application is for transfer and renewal of an NPDES permit to discharge treated sewage from a single residence sewage treatment plant in Douglass Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to West Branch of Perkiomen Creek.

The receiving stream is classified for TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N)		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	Monitor and Report	Monitor and Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 Standard Units at all times	

The EPA waiver is in effect.

**PA0058718**, Sewage, **Rodney A. Beckstead**, 5760 Upper Ridge Road, Pennsburg, PA 18073. This application is for issuance of an NPDES permit to discharge treated sewage from Beckstead SRSTP in Marlborough Township, **Montgomery County**. This is a new discharge to an unnamed tributary to Macoby Creek.

The first downstream potable water supply intake from the point of discharge is the Philadelphia Suburban Water Company in Upper Providence Township.

The receiving stream is classified for TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 0.0005 are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
Total Suspended Solids	20	40
Total Residual Chlorine	Monitor and Report	Monitor and Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 Standard Units at all times	

The EPA waiver is in effect.

**PA0055891**, Industrial Waste, **Henderson Road Superfund Site, c/o RT Environmental Services, Inc.**, 215 West Church Road, King of Prussia, PA 19406. Henderson Road Superfund Site is at 372 South Henderson Road, King of Prussia, PA 19406. This application is for renewal of an NPDES permit to discharge treated groundwater from treatment plant in Upper Merion Township, **Montgomery County**. This is an existing discharge to Frog Run, an intermittent stream that discharges into McCoy Quarry and then to the Schuylkill River.

The receiving stream is classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 82,000 gpd are as follows:

<i>Parameter</i>	<i>Annual Average (mg/l)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD <sub>5</sub>		100	200	250
Total Suspended Solids		100	200	250
Oil and Grease		15		30
pH	within limits of 6.0—9.0 Standard Units at all times			
Ammonia (as N)		20	40	50
Total Dissolved Solids		1,000	2,000	2,500
Benzene	.001			.012
Carbon Tetrachloride	.005			.06
Chlorobenzene		.02	.04	.05

<i>Parameter</i>	<i>Annual Average (mg/l)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Chloroform	.10			1.2
Dicbromochloromethane	.10			1.2
Dichlorobromomethane	.10			1.2
Barium		1.0	2.0	2.5
Cadmium		.01	.02	.025
Chromium		.05	.10	0.6
Copper		1.0	2.0	2.5
Lead		.036	.072	.09
Silver		.05	.10	.125
Zinc		1.0	2.0	2.5
1,2 Dichloroethane	.0004			.0048
1,1 Dichloroethene		0.0004	0.0008	0.001
1,3 Dichloropropane		.087	.174	0.218
Ethylbenzene		1.4	2.8	3.5
Methylene Chloride	.005			.06
Tetrachloroethylene	.0007			.0084
Toluene		2.0	4.0	5.0
Trichloroethene	0.003			.036
Vinyl Chloride	0.00057			0.0068
Total Xylenes		.01	.02	0.025
Dissolved Iron		0.3	0.6	0.75
Arsenic	.05			0.6
Total Iron		22.7	45.4	56.75
Total Phenols		Monitor and Report	Monitor and Report	Monitor and Report
Acetone		.109	.218	.273
2-Butanone		.210	.420	.525

The EPA waiver is not in effect.

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

**PA5222203**, Industrial Waste, SIC Codes 2522 and 3499, **The Stanley Works**, 11 Grammes Road, Allentown, PA 18103-1151. This proposed action is for the issuance of a new NPDES permit to discharge site stormwater into Little Lehigh Creek, Allentown City, **Lehigh County**.

The receiving stream is in the State Water Plan watershed 02C and is classified for HQ-CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the City of Allentown is on the Little Lehigh Creek, approximately 10 miles below the point of discharge.

The proposed effluent limits based on a design flow of N/A MGD are:

*Outfall 001*

<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>
CBOD <sub>5</sub>			XX	
COD			XX	
Oil and Grease			XX	
pH			XX	
Total Suspended Solids			XX	
Total Kjeldahl Nitrogen			XX	
Total Phosphorous			XX	
Dissolved Iron			XX	

The EPA waiver is in effect.

**PA0070301**, Sewerage, **SPG, Inc. d/b/a Whispering Hollow North Mobile Home Park, c/o Frank Surnamer**, 139 Country Club Road, Northampton, PA 18067. The proposed action is for renewal of an NPDES permit to discharge treated sewage into Hokendauqua Creek in Moore Township, **Northampton County**.

The receiving stream is in the State Water Plan watershed no. 02C and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the City of Allentown is on the Lehigh River, 10 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.011 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>	25.0		50.0
Total Suspended Solids	30.0		60.0



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

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

**PA0246948**, CAFO, **Donald M. Eckman (Donald M. Eckman Farm)**, 357 Black Barren Road, Peach Bottom, PA 17563. Donald Eckman has submitted an application for an Individual NPDES permit for existing CAFO known as the Donald M. Eckman Farm, 357 Black Barren Road, Fulton Township, **Lancaster County**.

The CAFO is situated near an unnamed tributary for the Conowingo Creek (HQ-CWF) in Watershed 7-K. The CAFO is designed to maintain an animal population of approximately 516.35 AEUs consisting of 3,200 swine, 50 dairy cows and 30 heifers/calves. The animals will be housed in one swine building and one dairy barn. Manure is/will be collected/stored in a concrete underneath structure and a proposed dairy manure storage structure. The total capacity of the manure storage facilities is/will be approximately 2 MG. A release or discharge to waters of this Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

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

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

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3666.*

**PA0027324**, Sewerage, SIC 4952, **Shamokin-Coal Township Joint Sewer Authority**, R. D. 2, Box 35, Shamokin, PA 17872. This existing facility is in Ralpho Township, **Northumberland County**.

Description of Proposed Activity: Amendment of the NPDES permit to include discharge of site stormwater through Outfall S01. Existing limits for treated effluent through Outfall 001 and CSO requirements remain unchanged.

The receiving stream for Outfall 001, Shamokin Creek, is in the State Water Plan watershed 6B and is classified for WWF. The nearest public water supply surface water intake, owned by United Water Pennsylvania, is on the Susquehanna River south of Dauphin.

The existing effluent limits for Outfall 001 will remain the same and were based on a design flow of 7.0 MGD.

<i>Discharge Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
Total Chlorine Residual	0.5		1.6
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200 col/100 mL as a Geometric Mean 2,000 col/100 mL as a Geometric Mean		
pH	within the range of 6.0 to 9.0		

The receiving stream for Outfall S01, Shamokin Creek, is in the State Water Plan watershed 6B and is classified for WWF. The nearest public water supply surface water intake, owned by United Water Pennsylvania, is on the Susquehanna River south of Dauphin. Approximately 0.15 MGD of stormwater will be discharged through Outfall S01 from an average storm event. Annual Inspection Certification will be required.

**PA0044661**, Sewerage, SIC 4952, **Lewisburg Area Joint Sewer Authority**, P. O. Box 305, Lewisburg, PA 17837. This existing facility is in East Buffalo Township, **Union County**.

Description of Proposed Activity: Issuance of an amended NPDES permit to include discharge of site stormwater through Outfall S01. Existing limits for treated effluent through Outfall 001 remain unchanged.

The receiving stream for Outfall 001, the West Branch of the Susquehanna River, is in the State Water Plan watershed 10C and is classified for WWF. The nearest public water supply surface water intake, owned by Sunbury Municipal Authority, is on the Susquehanna River, approximately 7.75 miles below the point of discharge.

The existing effluent limits for Outfall 001 will remain the same and were based on a design flow of 2.42 MGD.

<i>Discharge Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
Total Chlorine Residual	0.5		1.6
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		within the range of 6.0 to 9.0	

The receiving stream for Outfall S01, the West Branch of the Susquehanna River, is in the State Water Plan watershed 10C and is classified for WWF. The nearest public water supply surface water intake, owned by Sunbury Municipal Authority, is on the Susquehanna River, approximately 7.75 miles below the point of discharge. Approximately 0.11 MGD of stormwater will be discharged through Outfall S01 from an average storm event. Annual Inspection Certification will be required.

**PAS504801**, Industrial Stormwater, SIC 4953, **Phoenix Resources Inc.**, R. R. 1, Box 12A, Wellsboro, PA 16901. This proposed facility will be in Duncan Township, **Tioga County**.

Description of Proposed Activity: Pending issuance of an NPDES permit for three discharges of stormwater from three sedimentation ponds to be constructed at the Phoenix Resources Landfill.

The receiving stream for Outfalls S01 and S03, an unnamed tributary to Wilson Creek, is in the Pine Creek watershed (SWP 9A) and is classified for CWF. The nearest downstream public water supply intake, Jersey Shore Area Joint Water Authority, is on Pine Creek, about 50 miles below the point of discharge.

The receiving stream for Outfall S02, an unnamed tributary to Rock Run, is in the Pine Creek watershed (SWP 9A) and is classified for CWF. The nearest downstream public water supply intake, Jersey Shore Area Joint Water Authority, is on Pine Creek, about 50 miles below the point of discharge.

The proposed effluent limits for Outfalls S01, S02 and S03 are based on best management practices.

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

**PA0023434**, Sewage, **Koppel Borough**, P. O. Box I, Borough Building, Arthur Street and Third Avenue, Koppel, PA 16136. This application is for renewal of an NPDES permit to discharge treated sewage from Koppel Borough Wastewater Treatment Facility in Koppel Borough, **Beaver County**.

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

*Outfall 001*: existing discharge, design flow of 0.22 mgd. The following effluent limitations will apply when the plant is expanded to a flow of 0.24 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0030287**, Sewage, **Allegheny Country Club**, Country Club Road, Sewickley, PA 15143. This application is for renewal of an NPDES permit to discharge treated sewage from Allegheny Country Club STP in Sewickley Heights Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Little Sewickley Creek, which are classified as HQ-TSF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Midland Borough Water Authority.

*Outfall 001:* existing discharge, design flow of 0.02 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10			20
Suspended Solids	25			50
Ammonia Nitrogen				
(5-1 to 10-31)	1.5			3.0
(11-1 to 4-30)	4.5			9.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.5			1.0
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0090719**, Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701. This application is for renewal of an NPDES permit to discharge treated sewage from Robindale Heights Sewage Treatment Plant in East Wheatfield Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Conemaugh River, which are classified as CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Water works on the Conemaugh River.

*Outfall 001:* existing discharge, design flow of 0.019 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	5.5			11.0
(11-1 to 4-30)	16.5			33.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.9			2.1
Dissolved Oxygen	not less than 4 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0095621**, Sewage, **Ashville Borough**, P. O. Box 165, Ashville, PA 16613. This application is for renewal of an NPDES permit to discharge treated sewage from Ashville Borough STP in Ashville Borough, **Cambria County**.

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

*Outfall 001:* existing discharge, design flow of 0.05 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	20,000/100 ml as a geometric mean			

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0205176**, Sewage, **Consolidated Steel Services, Inc.**, 632 Glendale Valley Boulevard, Fallentimber, PA 16639. This application is for renewal of an NPDES permit to discharge treated sewage from Consolidated Steel Services, Inc. STP in Reade Township, **Cambria County**.

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

*Outfall 001*: new discharge, design flow of 0.005 mgd.

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

The EPA waiver is in effect.

**PA0217794**, Sewage, **Camman Industries, Inc.**, R. R. 2, Box 68C, Derry, PA 15627. This application is for renewal of an NPDES permit to discharge treated sewage from Camman Industries STP in Derry Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Drainage Swale to Union Run via Department of Transportation Culvert, which are classified as WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Buffalo Township Municipal Authority, Freeport Plant, on the Allegheny River.

*Outfall 001*: existing discharge, design flow of 0.00088 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	Monitor and Report			
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0217841**, Sewage, **Bureau of State Parks, Ryerson Station State Park**, 361 Bristonia Road, Wind Ridge, PA 15308-1258. This application is for renewal of an NPDES permit to discharge treated sewage from Ryerson Station State Park Sewage Treatment Plant in Richhill Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as North Fork of Dunkard Fork Wheeling Creek, which are classified as WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Big Wheeling Creek Water Intake.

*Outfall 001:* existing discharge, design flow of 0.007 mgd.

Parameter	Concentration (mg/l)			Instantaneous Maximum
	Average Monthly	Average Weekly	Maximum Daily	
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	1.9			3.8
(11-1 to 4-30)	2.5			5.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.01			0.03
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

## WATER QUALITY MANAGEMENT PERMITS

### CONTROLLED INDUSTRIAL WASTE AND SEWAGE WASTEWATER

#### APPLICATIONS UNDER THE CLEAN STREAMS LAW

##### PART II PERMITS

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

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

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

Copies of the permit applications and proposed plans are on file in the office indicated and are open to public inspection. Appointments to review an application may be made by contacting Records Management at the indicated telephone number.

#### I. Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

**WQM Permit No. 0603403**, Sewerage, **Township of Amity**, P. O. Box 215, 2004 Weavertown Road, Douglassville, PA 19518. This proposed facility is in Amity Township, **Berks County**.

Description of Proposed Action/Activity: Upgrade and modifications to their existing sewage treatment plant.

**WQM Permit Nos. 0503403 and 0503404**, Sewerage, **Hopewell Township Supervisors**, 2759 Raystown Road, Hopewell, PA 16650. This proposed facility is in Hopewell Township, **Bedford County**.

Description of Proposed Action/Activity: Construction of collection system consisting of gravity main, force, main five pump stations and two treatment plants to serve the Tatesville, Yellow Creek and Sunnyside areas.

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

**WQM Permit No. 1703402**, Sewerage, SIC 4952, **Pennsylvania Society for the Advancement of the Deaf**, 305 Ewing Road, Carnegie, PA 15106-1509. This proposed facility is in Chest Township, **Clearfield County**.

Description of Proposed Action/Activity: Construction and operation of a 0.0065 MGD extended air sewage treatment plant serving a campground.

**WQM Permit No. 1403401**, Sewerage, 4952, **The Pennsylvania State University**, Wastewater Treatment Plant, 501 University Drive, State College, PA 16801. This facility is in State College Borough, **Centre County**.

Description of Proposed Action/Activity: An application was received proposing the construction of a ferric chloride addition system to the wastewater treatment plant, which will include one storage tank, pumps and containment area.

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

**WQM Permit No. 2503408**, Sewerage, **Roger L. and Jacqueline R. Fox**, 12656 Swailes Road, Waterford, PA 16441. This proposed facility is in Waterford Township, **Erie County**.

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

**WQM Permit No. 2003410**, Sewerage, **Mark Hockenberry**, 14577 Gaut Road, Meadville, PA 16335.

This proposed facility is in Hayfield Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

**WQM Permit No. 2003411**, Sewerage, **Joshua First**, 20102 Canal Road, Conneautville, PA 16406. This proposed facility is in Summerhill Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

**WQM Permit No. 1003407**, Sewerage, **Ralph P. Barnett**, 110 Etna Road, Slippery Rock, PA 16057. This proposed facility is in Summit Township, **Butler County**.

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

**WQM Permit No. 2503410**, Sewerage, **William C. Evans**, 8835 Parson Road, Erie, PA 16509. This proposed facility is in Summit Township, **Erie County**.

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

**NPDES Stormwater Individual Permit**

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

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

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

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

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

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

**MUNICIPAL SEPARATE STORM SEWER SYSTEMS**

**NPDES PHASE II**

**General Permits**

The following NPDES Phase II municipalities have submitted a Notice of Intent to obtain a General Permit for Municipal Separate Storm Sewer Systems under 25 Pa. Code § 92.2 and 40 CFR 122.26(a)(16). This notice initiates a 30 day review and comment period. Submit comments by June 23, 2003, to Southwest Regional Office, Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

<i>County</i>	<i>Municipality</i>	<i>Department Protocol (Yes/No)</i>
Allegheny	Monroeville Borough	Yes
Fayette	South Union Township	Yes
Washington	Canton Township	Yes

**Waivers**

The following NPDES Phase II municipalities have submitted a Notice of Intent to obtain a waiver from the permit requirement under 25 Pa. Code § 92.2 and 40 CFR 122.26(a)(16). This notice initiates a 30 day review and comment period. Submit comments by June 23, 2003, to Southwest Regional Office, Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

<i>County</i>	<i>Municipality</i>
Washington	Amwell Township
Washington	Canton Township

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

**NPDES Permit PAI011503041**, Stormwater, **Department of Transportation**, 7000 Geerdes Boulevard, King of Prussia, PA 19406, has applied to discharge stormwater associated with a construction activity in Upper Uwchlan Township, **Chester County** to an unnamed tributary to Pickering Creek (HQ-TSF).

**NPDES Permit PAI011503042**, Stormwater, **Nick A. Nazirides**, 33 West Forge Road, Glenn Mills, PA 19342, has applied to discharge stormwater associated with a construction activity in East Whiteland Township, **Chester County** to Valley Creek (EV).

**NPDES Permit PAI011503043**, Stormwater, **Steven Greis**, 1478 St. Matthews Road, Chester Springs, PA 19425, has applied to discharge stormwater associated with a construction activity in South Coventry Township, **Chester County** to an unnamed tributary to Pigeon Creek (HQ-TSF).

**NPDES Permit PAI011503044**, Stormwater, **Brandywine Creek Campground**, P. O. Box 257, Lyndell, PA 19354, has applied to discharge stormwater associated with a construction activity in East Brandywine Township, **Chester County** to East Branch Brandywine Creek (HQ).

**NPDES Permit PAI011503045**, Stormwater, **Pohlig Builders**, 274 Lancaster Avenue, Suite 100, Malvern, PA has applied to discharge stormwater associated with a construction activity in Easttown Township, **Chester County** to tributary to Crum Creek (HQ).

**NPDES Permit PAI011503046**, Stormwater, **Blaise and Associates**, 103 Sharpley Road, Wilmington, DE 19803, has applied to discharge stormwater associated

with a construction activity in New London Township, **Chester County** to Ways Run (HQ).

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024803014	Hal Lubsen, President Newpro II, Inc. 824 Eighth Avenue Bethlehem, PA 18018	Northampton	Upper Nazareth Township	Monocacy Creek HQ-CWF
PAI024803015	Patrick Ryan P. O. Box 20425 Lehigh Valley, PA 18002	Northampton	Hanover Township	Monocacy Creek HQ-CWF
PAI024803016	Jack Calahan, President Jack Calahan, Inc. 2767 Mill Road Doylestown, PA 18901	Northampton	Forks Township	Bushkill Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024503009	Pocono Mountains Industries, Inc. 556 Main Street Stroudsburg, PA 18360	Monroe	Coolbaugh Township	Hawkey Run HQ-CWF
PAI024503010	James W. and Shirley M. Halterman R. D. 4, Box 4094 Saylorsburg, PA 18353	Monroe	Price and Middle Smithfield Townships	Michael Creek HQ-CWF
PAI024503011	Community Bank & Trust Co. 125 N. State St. Clarks Summit, PA 18411	Monroe	Pocono Township	UNT to Pocono Creek HQ-CWF
PAS10S076-1	Pocono Mountain School District P. O. Box 200 Swiftwater, PA 18370	Monroe	Tobyhanna Township	UNT Upper Tunkhannock Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025203004	Wallenpaupack Area School District HC 6, Box 6075 Hawley, PA 18428	Pike	Palmyra	Wallenpaupack Creek HQ-WWF

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

*Mifflin County Conservation District, 20 Windmill Hill 4, Burnham, PA 17009 (717) 248-4695.*

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAI2034403001	William Shafranich 12628 Ferguson Valley Road Lewistown, PA 17044	Brown Township Mifflin County	Tea Creek HQ-CWF

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

*Fayette County Conservation District: 10 Nickman Plaza, Lemont Furnace, PA 15456, (724) 438-4497.*

**NPDES Permit PAI052603007**, Stormwater, **Nemacolin Woodlands Daycare Center**, 1001 Lafayette Drive, Farmington, PA 15437, has applied to discharge stormwater associated with a construction activity in Wharton Township, **Fayette County** to Deadman Run (HQ-CWF).

*Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6860.*

**NPDES Permit PAI084203003**, Stormwater, **DL Resources, Inc.**, 1066 Hoover Road, Smicksburg, PA 16256 has applied to discharge stormwater associated with a construction activity in Hamilton Township, **McKean County** to Little Meade Run (HQ-CWF), Markham Run (HQ-CWF) and Root Run (HQ-CWF).

## PUBLIC WATER SUPPLY (PWS) PERMITS

Under the Pennsylvania Safe Drinking Water Act, the following parties have applied for a PWS permit to construct or substantially modify a public water system.

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

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

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

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

### SAFE DRINKING WATER

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

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

**Application No. 4803501**, Public Water Supply.

Applicant	<b>Pennsylvania American Water Company</b>
Township or Borough	Nazareth Borough
Responsible Official	William C. Kelvington Vice President of Operations Pennsylvania American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	PWS
Consulting Engineer	Gerald Andrew DeBalko, P. E. Pennsylvania American Water Company 4 Wellington Boulevard Wyomissing, PA 19610
Application Received Date	April 8, 2003
Description of Action	The applicant requests approval to install a booster pump station and interconnection to provide a reliable emergency source of supply for the Nazareth distribution system.

**Application No. 5803501**, Public Water Supply.

Applicant	<b>Pennsylvania American Water Company Montrose Division</b> 100 North Pennsylvania Avenue Wilkes-Barre, PA 18711
Township or Borough	Bridgewater Township, <b>Susquehanna County</b>
Responsible Official	John J. Yamona
Type of Facility	PWS
Consulting Engineer	William Malos, P. E.
Application Received Date	April 9, 2003
Description of Action	The addition of potassium permanganate feed for iron and manganese removal and DBD reduction at the Montrose Water Treatment Plant.

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

**Permit No. 2103501**, Public Water Supply.

Applicant	<b>Creek View Mobile Home Park</b>
Municipality	Upper Frankford Township
County	<b>Cumberland</b>
Responsible Official	Larry V. Neidlinger, Owner 595 Greason Road Carlisle, PA 17013
Type of Facility	PWS
Consulting Engineer	George W. Akens, P. E. Akens Engineering Associates Inc. 219 E. Main Street Shiremanstown, PA 17011



Application Received Date April 14, 2003  
 Description of Action PWS construction permit. Application for a new community water system. Facilities include Well No. 1 at 56 gpm, treatment for iron and manganese, disinfection, booster pumps, finished water storage and distribution system.

**Permit No. 6703508**, Public Water Supply.  
 Applicant **Asbury Pointe Ltd.**  
 Municipality East Manchester Township  
 County **York**  
 Responsible Official Richard W. Schreiber, President  
 135 N. George Street  
 York, PA 17401  
 Type of Facility PWS  
 Consulting Engineer Jerry T. Stahlman, P. E.  
 Stahlman & Stahlman, Inc.  
 139 E. Market Street  
 York, PA 17401  
 Application Received Date April 17, 2003  
 Description of Action Construction of Well No. 6 with disinfection.

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

**Application No. Minor Amendment**, Public Water Supply.

Applicant **Shinglehouse Borough**  
**c/o Deb Resig, Secretary**  
 P. O. Box 156, 40 Honeove Street  
 Shinglehouse, PA 16748  
 Township Sharon Township, **Potter County**  
 Responsible Official Barry L. Church, Council  
 President  
 Shinglehouse Borough  
 P. O. Box 156  
 40 Honeove Street  
 Shinglehouse, PA 16748  
 Type of Facility PWS  
 Consulting Engineer Richard L. Connors, P. E.  
 Northwest Engineering, Inc.  
 R. D. 1, P. E. Box Q  
 Tidioute, PA 16351  
 Application Received Date May 6, 2003  
 Description of Action Construction of a new precast concrete tank to be in the same footprint as the existing tank.

#### MINOR AMENDMENT

**Applications received under the Pennsylvania Safe Drinking Water Act.**

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

**Application No. 3480046**, Minor Amendment.

Applicant **Bethlehem Authority**  
 Township or Borough City of Bethlehem,  
**Northampton County**  
 Responsible Official Kathleen B. Reese  
 Director of Water and Sewer  
 Resources  
 10 East Church Street  
 Bethlehem, PA 18018-6028  
 (610) 865-7207  
 Type of Facility Community Water System  
 Consulting Engineer Gene C. Koontz, P. E.  
 Vice President  
 Gannett Flemming, Inc.  
 P. O. Box 67100  
 Harrisburg, PA 17106-7100  
 (717) 763-7211, Ext. 2548  
 Application Received Date April 15, 2003  
 Description of Action Application requests approval for use of Coyne Chemical Company's Ciba Magnafloc LT25 and Ciba Magnafloc LT27 as a sludge conditioning polymer in place of the currently approved Calgon Coagulant Aid 243 which is no longer produced.

**Application No. 3390024**, Minor Amendment.

Applicant **City of Allentown**  
 Township or Borough **Lehigh County**  
 Responsible Official Donald S. Lichty, P. E.  
 Chief Utility Engineer  
 City of Allentown Municipal  
 Waterworks  
 (610) 437-7681  
 Type of Facility Community Water System  
 Consulting Engineer William A. Erdman, P. E.  
 Keystone Consulting Engineers,  
 Inc.  
 6235 Hamilton Boulevard  
 Wescosville, PA 18106-9797  
 (610) 395-0971  
 Application Received Date May 8, 2003  
 Description of Action Construction of a 118,000 gallon finished water storage standpipe.

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

**Application No. 2088503-MA1**, Minor Amendment.

Applicant **Vernon Township Water Authority**  
 16678 McMath Road  
 Meadville, PA 16335  
 Township or Borough Vernon Township,  
**Crawford County**  
 Responsible Official Rosie Heil, Chairperson  
 Type of Facility PWS

Consulting Engineer Porter Consulting Engineers,  
P. C.  
814 North Main Street  
Meadville, PA 16335

Application Received Date May 9, 2003

Description of Action Change disinfection system from  
gaseous chlorine to aqueous  
chlorine.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 1

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

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

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

For further information concerning the content of a Notice of Intent to Remediate, contact the Environmental

Cleanup Program Manager in the Department Regional Office after 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:

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

**The Boeing Company—Center South Site**, Ridley Township, **Delaware County**. Colleen Costello, Langan Engineering & Environmental Services, Inc., 500 Hyde Park, Doylestown, PA 18901-6619, on behalf of The Boeing Co., Attn: Timothy Coyle, P. O. Box 16858, MS P29-02, Philadelphia, PA 19142-0858, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with volatile organics, semivolatile organics and heavy metals. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Daily and Sunday Times* on March 21, 2003.

**Eddystone Industrial Park (SOILS)**, Eddystone Borough, **Delaware County**. Douglas B. Schott, Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Rd., West Chester, PA 19380, on behalf of John Jardine, EIP L. P., c/o Re-Steel Supply Co., Inc., 2000 Eddystone Industrial Park, Eddystone, PA 19022-1588, has submitted a Notice of Intent to Remediate site soil contaminated with fuel oil no. 2, fuel oil no. 6, inorganics, leaded gasoline, lead, MTBE, other organics, PAH and unleaded gasoline. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *News of Delaware County* on April 22, 2003.

**Former C. W. Kline Granite Works Facility**, Douglass Township, **Montgomery County**. Terence A. O'Reilly, P. G., TriState Environmental, Inc., 362 Dunks Ferry Rd., Bensalem, PA 19020, on behalf of Bruce Sanft, Williams Pontiac, Routes 100 and 73, P. O. Box 545, Boyertown, PA 19512, has submitted a Notice of Intent to Remediate site soil contaminated with leaded gasoline, lead, MTBE, other organics, unleaded gasoline and used motor oil; and site groundwater contaminated with leaded gasoline, other organics and unleaded gasoline. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pottstown Mercury* on April 11, 2003.

**Gilbertsville CVS**, New Hanover Township, **Montgomery County**. Craig Herr, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, has submitted a Notice of Intent to Remediate site soil contaminated with lead and site groundwater contaminated with lead and MTBE. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pottstown Mercury* on May 2, 2003.

**Seton Corp. Center, Building B**, Lower Providence Township, **Montgomery County**. Michael S. Kozar, P. G., O'Brien & Gere Engineers, Inc., 512 Township Line Rd., Blue Bell, PA 19422, on behalf of Carl Zipfel, Seton

Co., 1000 Madison Ave., Norristown, PA 19403, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with chlorinated solvents. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Norristown Times Herald* on April 9, 2003.

**PECO Ardmore Service Building**, Lower Merion Township, **Montgomery County**. Bruce Middleman, Jacques Whitford Co., 450 S. Gravers Rd., Plymouth Meeting, PA 19462, on behalf of PECO Energy Co., Attn: Allan Fernandes, 300 Front St., Bldg. No. 1, Conshohocken, PA 19003, has submitted a Notice of Intent to Remediate site soil contaminated with diesel fuel, leaded gasoline, MTBE and unleaded gasoline; and site groundwater contaminated with chlorinated solvents, diesel fuel, leaded gasoline, MTBE and unleaded gasoline. The applicant proposes to remediate the site to meet Background and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on May 12, 2003.

**Former Hajoca Building**, City of Philadelphia, **Philadelphia County**. Katie Ehret, Jacques Whitford Co., 450 S. Gravers Rd., Plymouth Meeting, PA 19462, on behalf of University of Pennsylvania, Attn: Kyle Rosato, 3160 Chestnut St., Philadelphia, PA 19104-6287, has submitted a Notice of Intent to Remediate site soil contaminated with Fuel Oil No. 2 and lead; and site groundwater contaminated with fuel oil no. 2. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on April 30, 2003.

**Eastern Electric Property**, City of Philadelphia, **Philadelphia County**. Bruce Middleman, Jacques Whitford Co., 450 S. Gravers Rd., Plymouth Meeting, PA 19462, on behalf of University of Pennsylvania, Attn: Kyle Rosato, 3160 Chestnut St., Philadelphia, PA 19104-6287, has submitted a Notice of Intent to Remediate site soil contaminated with lead and PAH; and site groundwater contaminated with lead and PCB. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on April 30, 2003.

**Former Penn Bottle Site**, City of Philadelphia, **Philadelphia County**. Craig Herr, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of U. S. Postal Service, Attn: Tina Norwood, Major Facilities Office, 4301 Wilson Blvd., Suite 300, Arlington, VA 22203, has submitted a Notice of Intent to Remediate site groundwater contaminated with Fuel Oil No. 2 and leaded gasoline. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on April 25, 2003.

**Former Pathan Chemical Site**, City of Philadelphia, **Philadelphia County**. Paul Martino, Pennoni Associates, Inc., 3001 Market St., Suite 200, Philadelphia, PA 19104-2897, has submitted a Notice of Intent to Remediate site soil contaminated with inorganics, lead and PAH; and site groundwater contaminated with chlorinated solvents. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on April 25, 2003.

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

**ITT/GOULDS PUMPS—Ashland Foundry**, Ashland Borough, **Schuylkill County**. Richard P. Cerbone, P. G., Project Manager, ENSR, 2005 Cabot Boulevard West, Suite 100, Langhorne, PA 19047 has submitted a Notice of Intent to Remediate (on behalf of ITT Industries, c/o Anne Wilmot, 10 Mountainview Road, Upper Saddle River, NJ 07458) concerning the remediation of soils and groundwater found or suspected to have been contaminated with inorganics (metals) and no. 2 fuel oil as the result of historic site operations. The applicant proposes to meet the Site-Specific Standard. A summary of the Notice of Intent to Remediate is expected to be published in the near future.

**A & E Products Group**, Ringtown Borough, **Schuylkill County**. Gilmore & Associates, Inc., 184 W. Main Street, Suite 300, Trappe, PA 19426 has submitted a Notice of Intent to Remediate (on behalf of A & E Products Group, 75 Main Street, Ringtown, PA 17967) concerning the remediation of site groundwater found to have been contaminated with used motor oil. The applicant proposes to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in the near future. A Final Report was simultaneously submitted.

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

**Former CJ Tires Service Station**, Borough of New Holland, **Lancaster County**. Mid-Atlantic Associates, Inc., P. O. Box 1128, North Wales, PA 19454, on behalf of New Holland Ford, 508 West Main Street, New Holland, PA 17557, submitted a Notice of Intent to Remediate site soils contaminated with lead, new and used motor oil and organics. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Intelligencer Journal* on April 2, 2003.

**Second and Washington Streets Redevelopment Project**, City of Reading, **Berks County**. UAI Environmental, Inc., 6 Commerce Drive, Reading, PA 19607 on behalf of Greater Berks Development Fund, 19 North Sixth Street, Suite 200, P. O. Box 8621, Reading, PA 19603-8621, Reading Redevelopment Authority, 815 Washington Street, Reading, PA 19601-3690 and Reading Parking Authority, 635 Franklin Street, Reading, PA 19602, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with chlorinated solvents, fuel oil nos. 2, 4 and 6, leaded gasoline, MTBE and other organics. The applicant proposes to remediate the site as a Special Industrial Area. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 30, 2003.

**Sunoco Station No. 0003-7382**, Susquehanna Township, **Dauphin County**. GES, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of Gelder Realty, 2456 Mercedes Court, Harrisburg, PA 17112, submitted a revised Notice of Intent to Remediate site soils and groundwater contaminated with benzene, toluene, ethylbenzene, xylenes (total), MTBE, isopropyl benzene and naphthalene. The applicant proposes 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 *Patriot-News* in April 2003.

**Former Raymark Industries Upper Mill**, Manheim Borough, **Lancaster County**. RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406, on behalf of Phoenix Group II, LLC, 2600 Virginia Avenue NW, The Watergate, Suite 606, Washington, DC 20037, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with chlorinated solvents, inorganics, lead, MTBE and other organics. The applicant proposes to remediate the site to meet a combination of the requirements for Statewide Health and Site Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *New Era* on March 28, 2003.

**K & K Dodge**, Wrightsville Borough, **York County**. Alliance Environmental Services, Inc., on behalf of K & K Dodge, 887 Locust Street, Wrightsville, PA 17368, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with leaded gas, chlorinated solvents and other organics. The applicant proposes to remediate the site to meet 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 Daily Record* on April 11, 2003.

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

**Former B & B Equipment**, Clinton Township, **Lycoming County**. BL Companies, on behalf of Hoss-Gorman, Inc., P. O. Box 308, Bartonsville, PA 18321, has submitted a Notice of Intent to Remediate soil contaminated with leaded gasoline and unleaded gasoline and groundwater contaminated with inorganics, leaded gasoline and unleaded gasoline. The applicant proposes to remediate the site to the Site-Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Williamsport Sun-Gazette* on April 11, 2003.

**Fries Residence**, Limestone Township, **Lycoming County**. Marshall Miller and Associates, on behalf of Pickelner Fuel Company, Inc., has submitted a Notice of Intent to Remediate soil contaminated with no. 2 fuel oil. The applicant proposes to remediate the site to the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Williamsport Sun Gazette* in April 2003.

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

**Engelhard Corp.—North Parcel**, City of Erie, **Erie County**. MACTEC, 700 N. Bell Ave., Suite 200, Pittsburgh, PA 15106 (on behalf of Engelhard Corp, 1729 E. Ave., Erie, PA 16503) has submitted a Notice of Intent to Remediate Soil and Groundwater contaminated with Chlorinated Solvents, Inorganics, Other Organics, PAHs, PCBs. The applicant proposes to remediate the site to meet the Site Specific and Nonresidential Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Erie Times* on April 18, 2003.

**Caparo Steel Co., AOC-3 Former Labor Ditch Area**, 15 Roemer Blvd., Cities of Farrell and Sharon, **Mercer County**. Paul Wojciak, P. E., Environmental Management Assoc., LLC (on behalf of Richard A Herman, Caparo Steel Co., 15 Roemer Blvd., Farrell, PA 16121) has submitted a Notice of Intent to Remediate Soil contaminated with Inorganics, Lead and Other Organics. The applicant proposes to remediate the site to meet the Statewide Health and Nonresidential Standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Herald*.

**Kane Magnetics International (KMI)**, Kane Borough, **McKean County**. Michael E. Hopkins, ECS Marin, 3447 Eddy Rd., Marion, NY 14505 (on behalf of Joe Wiseman, Kane Magnetics Acquisition, LLC, 700 Elk Ave., Kane, PA 16735) has submitted a Notice of Intent to Remediate Groundwater contaminated with Chlorinated Solvents. The applicant proposes to remediate the site to meet the Site-Specific and Nonresidential Standards. A summary of the Notice of Intent to Remediate is to be published in the *Kane Republican* on June 9, 2003.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

*Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**Permit Application No. 101397. Onyx Greentree Landfill LLC**, 635 Toby Road, Kersey, PA 15846, Fox Township, **Elk County**. Major modification request for municipal solid waste incinerator ash as new waste type and approval for use as alternative daily cover at Onyx Greentree Landfill. The application was received by the Northwest Regional Office on April 18, 2003.

Comments concerning the application should be directed to Todd Carlson, Program Manager, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. Persons interested in obtaining more information about the general permit application may contact the Northwest Regional Office, (814) 332-6848. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

### AIR QUALITY

#### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

##### NEW SOURCES AND MODIFICATIONS

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

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

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

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate interest to the Department Regional Office within 30 days of the date of this notice and must file protests or comments on a proposed plan approval or operating permit within 30 days of the Department providing a copy of the proposed

document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning a proposed plan approval and operating permit. Comments or protests filed with the Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

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

### PLAN APPROVALS

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

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

**39-302-176: GEO Specialty Chemicals, Inc.** (2409 North Cedar Crest Boulevard, Allentown, PA 18104) for construction of two boilers as replacement of two existing units and will be fired with low sulfur no. 6 fuel oil at their facility in South Whitehall Township, **Lehigh County**. The company is also applying for a plantwide applicability limit for nitrous oxides emissions.

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

**04-00721A: Beaver Valley Asphalt Corp.** (6010 Woodlawn Road, Aliquippa, PA 15001) for construction of their asphalt plant at Beaver Valley Asphalt, Inc. in Aliquippa, **Beaver County**.

**Intent to issue Plan Approvals and intent to issue or amend Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**09-0084: Grandview Hospital** (700 Lawn Avenue, Sellersville, PA 18960) for installation of four diesel-fired emergency generators, two rated at 750 kW and two rated at 260 kW, at their facility in West Rockhill Township, **Bucks County**. This facility is a non-Title V facility. The emergency generators shall only be used as a backup power source to provide continuous electrical power for medical care services being provided to pa-

tients. Potential emissions of nitrogen oxides shall be less than 2 tons per year. Potential emissions of CO, VOCs, PM and SO<sub>x</sub> will each be less than 1 ton per year. The 750 kW emergency generators, as a set, will be restricted to a total of 100 hours of operation per year. The same hourly restriction will also apply to the 260 kW emergency generators. The Plan Approval will contain recordkeeping and further operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

**40-328-004B: GEO Specialty Chemicals—Trimet Product Group** (2409 North Cedar Crest Boulevard, Allentown, PA 18104) for modification and operation of calcium formate process at their facility in Whitehall Township, **Lehigh County**. This modification involves installation of a baghouse to collect nuisance fugitive dust emitted from the calcium formate process equipment. GEO Specialty Chemicals is a major facility subject to Title V permitting requirements. The modification will increase particulate emissions by 780 pounds per year from the facility. The Plan Approval will contain conditions requiring the source to show compliance with the emission rates. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. For further details, contact Mark Wejkszner.

**64-303-008: Reading Materials, Inc.** (P. O. Box 1467, Skippack, PA 19474) for construction of an asphalt plant with baghouse at their Ciccone Construction Inc.—Atkinson Quarry site, Palmyra Township, **Wayne County**. This facility is a non-Title V facility. The facility will be subject to NSPS Subpart I. Particulate emission shall not exceed 0.02 grain/dscf. The company will operate the facility and maintain the system in accordance with the good engineering practices to assure proper operation of the system.

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

**06-03089B: Reading Materials, Inc.** (P. O. Box 1467, Skippack, PA 19474) for modification of a nonmetallic mineral crushing plant controlled by a wet suppression system in Douglass Township, **Berks County**. The modification includes the construction of a three-deck screen and various conveyors. The plant is a non-Title V (State-only) facility. The crushing plant is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. This modification will increase the potential particulate emissions by 4.6 tons per year. The approval will include testing, monitoring, work practices, recordkeeping and reporting requirements designed to keep the source operating within all applicable air quality requirements.

**06-03126: Lehigh Cement Co.** (204 Windsor Avenue, Hamburg, PA 19526-8341) for installation of three bin vent collectors to control emissions from five bulk storage silos at their Hamburg Facility in Windsor Township, **Berks County**. The mortar mixing and packaging plant is a non-Title V (State-only) facility. The approval will include monitoring, work practices, recordkeeping and reporting requirements designed to keep the source operating within all applicable air quality requirements.

**07-05033B: Grannas Brothers Stone and Asphalt Co., Inc.** (P. O. Box 488, Hollidaysburg, PA 16648) to

modify the operation of the existing no. 2 fuel oil fired hot mix asphalt plant to allow the plant to be fired on no. 2/recycled oil at the Ganister Quarry in Catharine Township, **Blair County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities. The proposed operation will increase the potential emissions of SO<sub>x</sub> from 42.6 to 52.1 tons per year. The potential HAPs emissions will be less than 9.50 tons per year. The approval will contain production limits, monitoring, work practice, recordkeeping and reporting requirements designed to keep the source operating within all applicable air quality requirements.

**29-03008A: H. B. Mellott Estate, Inc.** (100 Mellott Drive, Suite 100, Warfordsburg, PA 17267) for installation of a replacement fabric filter at a limestone crushing plant in Bethel Township, **Fulton County**. Potential emissions from the plant are estimated at several tons per year and no emissions increase is expected from this action. The crushing plant is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. The Plan Approval and State-only Permit will contain emission limits, testing, monitoring, work practices, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality requirements.

**36-03145: NTN-BCA Corp.** (P. O. Box 1400, Lititz, PA 17543) for installation of a batch vapor cleaning machine (degreaser) in their facility at 401 West Lincoln Avenue in Lititz Borough, **Lancaster County**. The batch vapor cleaning machine has a potential to emit 14 tons per year of VOCs. Actual VOC emissions are expected to be less than 4 tons per year. The plan approval will contain monitoring, work practices, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. When the process is accepted by the Department, NTN-BCA Corporation will be able to convert the plan approval to a State-only operating permit.

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

**V96-047: Philadelphia Prison System** (8001 State Road, Philadelphia, PA 19136) administratively amended on May 12, 2003, to change the facility name from the House of Corrections to the Philadelphia Prison System and to incorporate Plan Approvals 01137-01141, 01145, 01160-01161 and 02214-02240 approved March 25, 2003. The Title V Operating Permit was originally issued on September 15, 2000.

#### OPERATING PERMITS

#### Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**46-00041: Jefferson Smurfit Corp.—US** (1035 Longford Road, Phoenixville, PA 19460) for an administrative amendment to Title V Operating Permit TVOP-46-00041 in Upper Providence, **Montgomery County**. The permit is being amended to incorporate changes based on the appeal of the Title V Operating Permit. The facility's major emission points include offset lithographic printing presses. The amended Title V Operating Permit will

contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

**46-00062: Jefferson Smurfit Corp.—US** (500 Church Road, North Wales, PA 19454) for an administrative amendment to Title V operating permit TVOP-46-00062 in Upper Gwynedd, **Montgomery County**. The permit is being amended to incorporate changes based on the appeal of the Title V Operating Permit. The facility's major emission points include rotogravure printing presses. The amended Title V operating permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

**46-00036: Visteon Systems LLC** (2750 Morris Road, Lansdale, PA 19446) for an administrative amendment to Title V Operating Permit 46-00036 in Worcester Township, **Montgomery County**. The permit is being amended to incorporate changes approved under plan approvals PA-46-0036D (Wave Solder No. 12) and PA-46-0036E (Selective Solder No. 9). The facility's major emission points will now include seven wave solder machines, eight selective solder machines, a coil soldering-servo machine, an in-line packaging machine and three emergency generators. The amended Title V operating permit will contain monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

**23-00018: Exelon Generation Co.—Chester Generating Station** (Front and Ward Streets, Chester, PA 19013) for renewal of the Title V Operating Permit in the City of Chester, **Delaware County**. The initial permit was issued on October 24, 1997. The facility is primarily used for providing electrical energy for peak demand periods. As a result of potential emissions of NO<sub>x</sub> and SO<sub>x</sub>, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The facility is not subject to Compliance Assurance Monitoring (CAM) under 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

**46-00039: Exelon Generation Company—Moser Station** (Moser and Yost Streets, Pottstown, PA 19464) for renewal of the Title V Operating Permit in Lower Pottsgrove Township, **Montgomery County**. The initial permit was issued on August 20, 1997. The facility is primarily used for providing electrical energy for peak demand periods. As a result of potential emissions of NO<sub>x</sub> and SO<sub>x</sub>, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The facility is not subject to CAM under 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

**06-05022: State System of Higher Education** (Main Street, Kutztown, PA 19530) for operation of Kutztown

University in Maxatawny Township, **Berks County**. This action is a renewal of the Title V Operating Permit issued in 1998.

**06-05045: Department of Public Welfare** (P. O. Box 1000, Hamburg, PA 19526) for operation of Hamburg Center in Windsor Township, **Berks County**. This action is a renewal of the Title V Operating Permit issued in 1998.

**36-05015: Dart Container Corp. of PA** (60 East Main Street, Leola, PA 17540) for operation of a plastic products manufacturing facility in Upper Leacock Township, **Lancaster County**. This action is a renewal of their facility's Title V Operating Permit that will include applicable requirements of 40 CFR Part 63, Subpart JJJ—National Emission Standards for Hazardous Air Pollutants: Group IV Polymers and Resins and applicable requirements of 40 CFR Part 64—Compliance Assurance Monitoring for Major Stationary Sources.

**67-05029: Hanover Wire Cloth** (500 East Middle Street, Hanover, PA 17331) for operation of a woven wire manufacturing facility in Hanover Borough, **York County**. This action is a renewal of the facility's Title V operating permit issued in 1998.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Program Manager, (570) 327-0512.*

**12-00001: Columbia Gas Transmission Corp.** (P. O. Box 1273, Charleston, WV 25325) for renewal of the Title V Operating Permit for their Emporium Natural Gas Compressor Station in Shippen Township, **Cameron County**. The facility is currently operating under TVOP 12-00001, which was issued December 1, 1997. The facility's sources include four reciprocating engines, three storage tanks, three space heaters, two catalytic heaters, two water heaters, one boiler and associated pipeline flanges and valves, which have the potential to emit major quantities of NOx. The facility has the potential to emit SOx, HAPs, VOCs, CO and PM10 below the major emission thresholds. The proposed Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**18-00001: Columbia Gas Transmission Corp.** (P. O. Box 1273, Charleston, WV 25325) for renewal of the Title V Operating Permit for their Renovo Natural Gas Compressor Station in Chapman Township, **Clinton County**. The facility is currently operating under TVOP 18-00001, which was issued December 1, 1997. The facility's sources include ten storage tanks, five reciprocating engines, four space heaters, three catalytic heaters, two water heaters, two boilers and associated pipeline flanges and valves, which have the potential to emit major quantities of NOx and CO. The facility has the potential to emit SOx, HAPs, VOCs and PM10 below the major emission thresholds. The proposed Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**53-00003: National Fuel Gas Supply Corp.** (P. O. Box 2081, Erie, PA 16512) for renewal of the Title V Operating Permit for their East Fork Natural Gas Compressor Station in Allegany Township, **Potter County**. The facility is currently operating under TVOP 53-00003, which was issued June 3, 1998. The facility's sources include 24 storage tanks, 8 reciprocating engines, 4 hot water heaters, 4 boilers, 3 pipeline heaters, 3 parts washers, 3 auxiliary generators, 2 space heaters, 2 dehydration still/reboilers and 1 thermal oxidizer and associated

pipeline flanges and valves, which have the potential to emit major quantities of VOCs, HAPs, NOx and CO. The facility has the potential to emit SOx and PM10 below the major emission thresholds. The proposed Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**47-00003: Department of Public Welfare—Danville State Hospital** (P. O. Box 700, Danville, PA. 17821-0700), for renewal of the Title V Operating Permit for their hospital facility in Mahoning Township, **Montour County**. The facility is currently operating under TVOP 47-00003, which was issued January 7, 1998. The facility's main sources include 3 anthracite coal fired boilers, 1 no. 2 fuel oil fired boiler, 1 no. 2 fuel oil/natural gas fired boiler, 6 natural gas fired furnaces and 12 propane fired emergency generators. These sources have the potential to emit major quantities of NOx and SOx. The facility has the potential to emit CO, VOCs, PM10 and HAPs below the major emission thresholds. The proposed Title V Operating Permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

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

**43-00040: Wheatland Tube Co.—Division of John Maneely Co.—Sharon Plant** (200 Clark Street, Sharon, PA 16146) for operation of their plant in the City of Sharon, **Mercer County**. Their air emission sources are two 14.7 mmBtu/hr natural gas-fired boilers, miscellaneous natural gas combustion, a continuous weld furnace, pipe coating, two galvanizing lines with super heaters, three zinc coating lines, three emergency generators and VOC storage tanks. Because it is a major source of PM, SOx and VOC emissions, the facility is a Title V facility and is therefore subject to the Title V Operating Permit requirements, adopted in 25 Pa. Code Chapter 127, Subchapter G.

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#### **Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**23-00088: Southco, Inc.** (210 North Brinton Lake Road, Concordville, PA 19331) for operation of a non-Title V (State-only) facility in Concord Township, **Delaware County**. The facility's sources are five boilers, burnoff oven, natural gas heaters, two emergency generators and four evaporators. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**01-03023: Trimen Industries, Inc.** (1276 Red Hill Road, New Oxford, PA 17350) for operation of a gray and ductile iron manufacturing facility in Oxford Township, **Adams County**. The State-only Operating Permit shall contain testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice

standards designed to keep the facility operating within all applicable air quality requirements.

**06-05030: Caraustar Mill Group, Inc.** (3110 Paper Mill Road, Sinking Spring, PA 19608) for operation of a paperboard mill in Spring Township, **Berks County**. The facility is a non-Title V (State-only) facility. The facility will be required to limit the emissions to less than 100 tons of particulate, SO<sub>x</sub>, NO<sub>x</sub> and CO, 50 tons of VOCs and 10/25 tons of HAPs, during any consecutive 12-month period. Limits will be placed on the hours of operation of the boiler's use of fuel oil. Records of the emissions, hours of operation and fuel usage will be required monthly and on a 12-month rolling total basis. The permit will include monitoring, work practices, recordkeeping and reporting to keep the facility operating within all applicable air quality requirements.

**22-03055: Kimmel's Coal and Packaging** (Machamer Avenue, P. O. Box 1, Wiconisco, PA 17097) for operation of a coal preparation facility in Wiconisco Township, **Dauphin County**. This is a non-Title V (State-only) facility. The Operating Permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

**28-05027: The Chambersburg Hospital** (112 North 7th Street, Chambersburg, PA 17201) for operation of their boiler plant in Chambersburg Borough, **Franklin County**. The facility emissions of SO<sub>2</sub>, NO<sub>x</sub>, CO and PM<sub>10</sub> will each be limited to less than 100 tons per year. The facility VOC emissions will be limited to less than 50 tons per year. Facility emissions of individual and aggregate HAPs will be limited to less than 10 tons per year and 25 tons per year, respectively. The State-only Operating Permit will include testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

**36-03107: Pennfield Corp.** (711 Rohrerstown Road, Lancaster, PA 17604) for operation of a livestock feed plant at 1088 East Main Street, Mount Joy, PA 17552 in Mount Joy Borough, **Lancaster County**. The plant has a potential to emit 5 tons per year of PM<sub>10</sub>, 10 tons per year of NO<sub>x</sub> and 37 tons per year of SO<sub>x</sub>. The State-only operating permit shall contain testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

**36-03024: Astro Machine Works, Inc.** (470 Wenger Drive, Ephrata, PA 17522) for operation of a manufacturing facility in Ephrata Borough, **Lancaster County**. The facility has the potential to emit 46.4 tons per year of VOCs, 22.8 tons per year of combined HAPs, 2.3 tons per year of NO<sub>x</sub>, 1.9 tons per year of CO, less than 1 ton per year of SO<sub>x</sub> and PM. The State-only Operating Permit shall contain additional testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.*

**49-00050: Mertz Greenhouses** (R. R. 2 Box 492A, Northumberland, PA 17857), for operation of their greenhouses in Point Township, **Northumberland County**.

The facility's main sources include two anthracite coal fired boilers. The facility has the potential to emit VOCs, HAPs, PM<sub>10</sub>, NO<sub>x</sub>, CO and SO<sub>x</sub> below the major emission thresholds. The proposed State-only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**49-00053: Shumaker Industries, Inc.** (924 Water Street, Northumberland, PA 17857) for operation of their cement drum refurbishing facility in Northumberland Borough, **Northumberland County**. The facility's main sources include shot blasting and surface coating operations. The particulate matter emissions are controlled by a cartridge collector and over spray filters. The facility has the potential to emit SO<sub>x</sub>, NO<sub>x</sub>, CO, PM<sub>10</sub>, VOCs and HAPs below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**17-309-024: Mt. Savage Specialty Refractories Co.** (P. O. Box 60, Curwensville, PA 16833) for operation of a refractories manufacturing facility incorporating an apron feeder, roll crusher, jaw crusher, transfer chute, natural gas-fired rotary dryer, 27 associated belt conveyors, elephant trunk, monolithics bins, 32 tipples bins, syntron feeders, maximuller, material bucket elevator, material sizing screens, return chute to maximuller from screens, 44 sized material storage bins, 2 holding/additive hoppers, batch car/weight lorry, 3 mixers, 2 skip hoists, 2 weigh stations, 2 supersack filling stations, additives conveyor, mixer and bagging station in Pike Township, **Clearfield County**.

The particulate matter emissions from the apron feeder, jaw crusher, roll crusher, transfer chute, rotary dryer and five associated conveyors are controlled by a wet scrubber. The particulate matter emissions from the additional operations are controlled by several fabric collectors. The refractories manufacturing facility could emit up to 20.2 tons of PM per year, of which 4.4 tons per year could be PM<sub>10</sub>. Emissions of other air contaminants, including HAPs, are minimal.

The Department has determined that the equipment in the refractories manufacturing facility has been reactivated or constructed and is operating, in accordance with all conditions of Plan Approval 17-309-024 as well as in compliance with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. The Department consequently intends to issue an operating permit for the operation of the respective refractories manufacturing facility.

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

1. The PM in the exhaust of the scrubber shall not exceed .02 grain per dry standard cubic foot.
2. The PM in the exhaust of each fabric collector shall not exceed .01 grain per dry standard cubic foot. Additionally, there shall be no visible emissions from the exhaust of any fabric collector at any time.
3. There shall be no visible fugitive emissions from any portion of the refractories manufacturing facility other



then what the Department determines to be of minor significance.

4. The permittee shall process in the refractories manufacturing facility only Mulcoa 47, Mulcoa 60, refractory brick bats or additives as identified in the application and supplemental materials submitted for plan approval.

5. The rotary dryer shall be fired on natural gas only. Additionally, the dryer shall not be operated at a process rate in excess of 25 tons per hour.

6. The scrubber shall operate at a minimum scrubbing solution recirculation rate of 60 gallons per minute and at a minimum differential pressure of 14.0 inches of water.

7. The scrubber shall be equipped with instrumentation to monitor the differential pressure across the scrubber on a continuous basis and flow monitoring equipment capable of measuring the scrubbing solution recirculating flow rate on a continuous basis. Each fabric collector shall be equipped with instrumentation to measure the differential pressure across the collector on a continuous basis.

8. Under no circumstances shall the scrubber be used to simultaneously control the air contaminant emissions from the apron feeder, jaw crusher, roll crusher, transfer chute and five associated conveyors and the air contaminant emissions from the rotary dryer.

9. The scrubber shall be drained and cleaned at the end of each 5 day workweek.

10. Each fabric collector shall be inspected at least once every 3 months for damaged or worn bags.

11. For each occurrence of rotary dryer operation, a record shall be maintained of the number of hours the dryer operated and the identity and amount of material processed.

12. A logbook shall be maintained in which all occurrences of scrubber draining/cleaning, documentation of all scrubber inspections and repairs, documentation of all fabric collector inspections and repairs and documentation of all fugitive emission and visible air contaminant emission observations are recorded.

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

**61-00190: Oil City Area School District** (10 Lynch Boulevard, Oil City, PA 16301) for a Natural Minor Permit to operate two natural gas boilers, two hot water heaters and one natural gas electric generator in Oil City, **Venango County**.

**62-00162: Elkhorn Field Services—Keystone Plant** (60B Kinzua Rd., Warren, PA 16365) for a Natural Minor Operating Permit for emissions from their natural gas processing plant in Pleasant Township, **Warren County**.

**42-00095: Georgia-Pacific Corp.—Bradford Packaging** (One Owens Way, Bradford, PA 16701) for a Natural Minor Operating Permit for emissions from the manufacturing of cardboard containers in the City of Bradford, **McKean County**.

**10-00139: J. S. McCormick Co.—Boyers Division** (1043 Branchton Rd., Boyers, PA 16020) for a Natural Minor Operating Permit for emissions from drying and processing coke breeze in Cherry Township, **Butler County**.

**24-00022: St. Marys Carbon Co., Inc.—Carbon Division** (1939 State Street, St. Marys, PA 15857) for operation of their facility in the City of St. Marys, **Elk County**. The facility's primary sources of emissions are the carbon baking kilns and associated equipment.

**16-00134: Car Mate Trailers, Inc.** (Route 66, Leeper, PA 16233) for a Natural Minor Permit to operate their trailer manufacturing facility in Township of Farmington, **Clarion County**. Emissions sources associated with this facility include two spray paint booths, one natural gas-fired boiler and one natural gas fueled heating furnace.

**25-00044: Building Materials Manufacturing Corp.** (281 West Bayfront Highway, PA 16507) for operation of their facility in the City of Erie, **Erie County**. Their facility manufacturers asphalt roofing materials and its primary emissions are from the processing of asphalt and aggregate materials used in the roofing material manufacturing process.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

Written comments, objections or requests for informal conferences on applications may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the 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.

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

ments for a particular mining activity within the previously mentioned public comment period will be provided with a 30 day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of the person 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 wishes to have the conference conducted in the locality of the proposed mining activities.

#### *Coal Applications Received*

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

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

\* The parameter is applicable at all times.

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

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**58483020104-E-4. Joe Kuperavage Coal Company** (916 Park Avenue, Port Carbon, PA 17965-1211), renewal of existing anthracite surface mine operation and NPDES Permit in Schuylkill Township, **Schuylkill County** affecting 412.6 acres, receiving stream: Schuylkill River. Application received May 5, 2003.

**49871304R3 and NPDES PA0595306. West Cameron Mining** (R. D. 2 Box 630, Shamokin, PA 17872), renewal of an existing anthracite underground mine operation and for existing discharge of treated mine drainage in West Cameron Township, **Northumberland County**, affecting 5.9 surface acres, receiving stream: Zerbe Run. Application received May 8, 2003.

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.*

**17921602. NPDES Permit PA0214191, King Coal Sales, Inc.** (P. O. Box 712, Phillipsburg, PA 16866), to renew the permit for the Cunard Coal Preparation Facility in Morris Township, **Clearfield County** and related NPDES permit, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A. No additional discharges. The first downstream potable water supply intake from the point of discharge is N/A. Application received April 4, 2003.

**03841305. NPDES Permit PA0002275, Keystone Coal Mining Corporation** (P. O. Box 219, Shelocta, PA 15774), to revise the permit for the Emilie Mine in Plumcreek Township, **Armstrong County**, to change post-mining land use and revise reclamation plans, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres

Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A. No additional discharges. The first downstream potable water supply intake from the point of discharge is N/A. Application received April 15, 2003.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**5848-33020104-E-4. Laurel Energy, LP** (One Energy Place, Suite 7500, Latrobe, PA 15650). Application for a stream encroachment to encroach to within 25 feet to conduct support activities and to within 50 feet for mineral extraction in Snyder Township, **Jefferson County**. Receiving stream: unnamed tributaries to Walburn Run and Walburn Run (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received April 14, 2003.

**5848-33020104-E-5. Laurel Energy, LP** (One Energy Place, Suite 7500, Latrobe, PA 15650). Application for a stream encroachment to encroach to within 25 feet to conduct support activities and to within 50 feet for mineral extraction in Snyder Township, **Jefferson County**. Receiving stream: unnamed tributaries to Walburn Run and Walburn Run (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received April 14, 2003.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**02030101 and NPDES Permit No. PA0250414. Teodori Enterprises** (P. O. Box 616, Lawrence, PA 15055). Application for commencement, operation and reclamation of a bituminous surface mine in North Fayette Township, **Allegheny County**, affecting 155.4 acres. Receiving streams: unnamed tributaries to North Branch and North Branch Robinson Run (WWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received May 5, 2003.

**03990107 and NPDES Permit No. PA0202622. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for transfer of permit currently issued to Walter L. Houser Coal Co., Inc. for continued operation and reclamation of a bituminous surface mine site in Washington and E. Franklin Town-

ships, **Armstrong County**, affecting 203.8 acres. Receiving streams: unnamed tributaries to Limestone Run (CWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received April 22, 2003.

**65980103 and NPDES Permit No. PA0202487. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Application received to change the land use at an existing bituminous surface mine in Ligonier Township, **Westmoreland County**, affecting 101 acres. Receiving streams: unnamed tributaries to Loyalhanna Creek (CWF) and Loyalhanna Creek (TSF). The first downstream potable water supply intake from the point of discharge is the Latrobe Municipal Authority. Application received February 25, 2003.

**26870202 and NPDES Permit No. PA0589608. Carbon Fuel Resources, Inc.** (200 College Drive, Suite 300, Lemont Furnace, PA 15456). Application received for transfer of permit currently issued to Carriage Mining, Inc. for continued operation and reclamation of a bituminous surface mine site in German Township, **Fayette County**, affecting 103.2 acres. Receiving stream: unnamed tributary to Browns Run (WWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received March 5, 2003.

**65990102 and NPDES Permit No. PA0202479. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for transfer of permit currently issued to Dunamis Resources, Inc. for continued operation and reclamation of a bituminous surface mine site in Fairfield Township, **Westmoreland County**, affecting 91 acres. Receiving streams: unnamed tributaries Conemaugh River, to Conemaugh River (CWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received March 11, 2003.

**65020101 and NPDES Permit No. PA0250082. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for transfer of permit

currently issued to Laurel Energy, OP for continued operation and reclamation of a bituminous surface mine site in Unity Township, **Westmoreland County**, affecting 68 acres. Receiving streams: unnamed tributary to Nine Mile Run to Nine Mile Run (CWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received March 11, 2003.

**6590104 and NPDES Permit No. PA0201367. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for transfer of permit currently issued to Dunamis Resources, Inc. for continued operation and reclamation of a bituminous surface mine site in Fairfield and Ligonier Townships, **Westmoreland County**, affecting 111.5 acres. Receiving streams: unnamed tributaries to Hannas Run (CWF) and Hypocrite Creek (TSF). The first potable water supply intake within 10 miles downstream from the point of discharge is Latrobe Municipal Authority. Transfer application received March 11, 2003.

**03030102 and NPDES Permit No. PA0250350. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for commencement, operation and reclamation of a bituminous surface mine in E. Franklin and Sugarcreek Townships, **Armstrong County**, affecting 224.5 acres. Receiving streams: unnamed tributary Long Run and to Long Run to Patterson Creek to Buffalo Creek (TSF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received March 18, 2003.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**17030107 and NPDES No. PA0243485. Swisher Contracting, Inc.**, P. O. Box 1223, Clearfield, PA 16830. Commencement, operation and restoration of a bituminous surface mine-auger permit in Lawrence Township, **Clearfield County** affecting 45 acres. Receiving streams: Moose Creek (CWF). The first potable water supply intake from the point of discharge is: none. Application received April 24, 2003.

#### *Noncoal Applications Received*

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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

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

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**16860310. Glen Gery Corporation** (P. O. Box 7001, 1166 Spring Street, Wyomissing, PA 19610-6001). Renewal of NPDES Permit No. PA0107395, Limestone and Monroe Townships, **Clarion County**. Receiving streams: unnamed tributary to Piney Creek and Piney Creek, unnamed tributary to Little Piney Creek and Little Piney Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received May 7, 2003.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**30032801. Chess Coal Company** (155 Chess Road, Smithfield, PA 15478). Application for commencement, operation and reclamation of a small noncoal surface mine in Dunkard Township, **Greene County**, affecting 5.0 acres. Receiving stream: unnamed tributary to Dunkard Creek. Application received April 28, 2003.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E09-854. Hilltown Township**, 13 W. Creamery Road, Hilltown, PA 18927, Hilltown Township, **Bucks County**, ACOE Philadelphia District.

To construct and maintain a 75-foot long by 6-foot wide wooden pedestrian bridge across the 100-year floodway of Pleasant Spring Creek (TSF). The site is approximately 1,500 feet northeast of the intersection of Orchard Road and Hillcrest Road (Telford, PA Quadrangle; N: 18.3 inches; W: 5.2 inches).

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

**E36-758. Department of Transportation, District 8-0**, 2140 Herr Street, Harrisburg, PA 17013 in Elizabeth and Warwick Townships, **Lancaster County**, ACOE Baltimore District.

To remove the existing concrete arch bridge and then to construct and maintain a 70-foot single span prestressed concrete bridge on a 70 degree skew with a minimum underclearance of 3.91 feet across Hammer Creek (TSF) on SR 1035, Section 002, Segment 0070, Offset 1127 and rock vanes about 1 mile north of Brunnerville Village (Lititz, PA Quadrangle N: 13.1 inches; W: 4.2 inches) in Elizabeth and Warwick Townships, Lancaster County.

**E05-312. Art Riexinger and Judith Faulkner**, 690 Steinman Court, Lancaster, PA 17603 in Broad Top Township, **Bedford County**, ACOE Baltimore District.

To construct and maintain a 15-foot wide bridge having a span of 32-feet across Sherman Valley Run (CWF) approximately 3,000 linear feet west of the intersection of Sherman Valley Road and Route 915 (Wells Tannery, PA Quadrangle N: 16.6 inches; W: 16.8 inches) in Broad Top Township, Bedford County.

**E01-241. Adams County Board of Commissioners**, County Courthouse, Gettysburg, PA 17325 in Cumberland and Freedom Townships, **Adams County**, ACOE Baltimore District.

To replace and maintain the decking on Adams County Bridge No. 119 (Red Rock Bridge) at T-327 (Red Rock Road) over Marsh Creek (CWF) in Cumberland and Freedom Townships, Adams County.

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

**E14-443. William J. Vargo**, 1324 Rattlesnake Pike, Union, PA 19003. Private Bridge, in Union, **Centre County**, ACOE Baltimore District (Bear Knob, PA Quadrangle N: 10.3 inches; W: 4.9 inches).

To construct and maintain a 42-foot long by 8-foot wide tractor-trailer frame over a 25-foot wide stream channel of Dewitt Run that has a minimum underclearance of 4.5 feet on the site of a former stream crossing that is 400 feet north of the intersection of Rattlesnake Pike (SR 504) and Spots Road. This project proposes to impact 8 linear feet of Dewitt Run (CWF).

**E18-358. Department of Transportation, Engineering District 2-0**, 1924-30 Daisy Street, Clearfield, PA 16830. SR 2009 bridge replacement, in Logan Township, **Clinton County**, ACOE Baltimore District (Loganton, PA Quadrangle N: 3.05 inches; W: 15.00 inches).

To: (1) remove an existing 35-foot single span single lane bridge; (2) construct and maintain a 65-foot long single span dual lane concrete adjacent box beam bridge with a 7.6-foot underclearance, concrete wingwalls, R-6 rock filled gabions along each abutment and wingwall; (3) regrade and maintain an elevated floodplain armored with R-6 riprap and turf reinforcement mat under the bridge deck; and (4) replace and maintain 630 feet of roadway in the 100-year floodplain of Fishing Creek on SR 2009, 1,500 feet south of SR 0880. The project proposes to permanently impact 192 linear feet of Fishing Creek (HQ-CWF).

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

**E02-1425. Department of Transportation, Engineering District 12-0**, 45 Thoms Run Road, Bridgeville, PA 15017. Grant Street Bridge and Retaining Wall

project, Etna Borough and Shaler Township, **Allegheny County**, Pittsburgh ACOE District (Glenshaw, PA Quadrangle N: 0.6 inch; W: 10.2 inches). The applicant proposes to remove the existing temporary Grant Street Bridge and the existing upstream retaining walls and: (1) to construct and maintain a single span steel multi-girder bridge having a normal span of 52.4 feet and an underclearance of 13.0 feet over Pine Creek (TSF, perennial) (Grant Street Bridge, SR 4017, Section A27); (2) to construct and maintain a 40.0 foot long retaining wall along the upstream west bank of Pine Creek connecting to the abutment of the Grant Street Bridge; (3) to construct and maintain a 450 foot long concrete wall along the upstream east bank of Pine Creek connecting to the abutment of the Grant Street Bridge; (4) to widen and maintain an existing concrete arch bridge having a clear span of 65.0 feet over Pine Creek (SR 0008, Station 36+50) (Glenshaw, PA Quadrangle N: 1.7 inches; W: 9.9 inches; and (5) to widen and maintain an existing concrete arch bridge having a clear span of 67.5 feet over Pine Creek (SR 0008, Station 31+50) (Glenshaw, PA Quadrangle N: 2.0 inches; W: 10.0 inches). The project proposes to directly impact a total of 504 linear feet of Pine Creek. No vegetated wetlands will be impacted by this project.

**E26-309. Fayette County Commissioners**, Courthouse, 61 East Main Street, Uniontown, PA 15401. Fayette County Bridge No. 82 Project, Stewart Township, **Fayette County**, Pittsburgh ACOE District (Fort Necessity, PA Quadrangle N: 16.4 inches; W: 1.2 inches). The applicant proposes to remove the existing bridge (Fayette County Bridge No. 82) and appurtenant structures and: (1) to construct and maintain a prestressed concrete spread box beam bridge having a normal span of 77.25 feet and an underclearance of 6.16 feet over Meadow Run; (2) to permanently place and maintain fill in 0.1 acre of PFO wetland; and (3) to construct 0.13 acre of PEM wetland as compensation for wetland impacts. Meadow Run (HQ-CWF, TSF, perennial) flows through Ohiopyle State Park. The project proposes to directly affect 88.0 linear feet of stream channel and 0.1 acre of wetlands. Wetland creation of 0.13 acre is proposed.

**E63-542. Peter Seirsdale, c/o Ryan Homes**, 300 Bilmar Drive, Suite 200, Pittsburgh, PA 15205. Bane Creek Bridge construction project, Amwell Township, **Washington County**, Pittsburgh ACOE District (Amity, PA Quadrangle N: 15.6 inches; W: 13.0 inches). The applicant proposes to construct and maintain a bridge having a span of 20.0 feet with an underclearance of 5.0 feet across the channel of an unnamed tributary to Bane Creek (TSF) for the purpose of providing access to applicant's property. The project is on the west side of Headley Road, approximately 460 feet north from the intersection of Headley Road and Baker Station Road and will impact 37.0 linear feet of an unnamed tributary to Bane Creek (TSF).

**E63-543. United States Department of Interior Fish and Wildlife Services**, 815 South Allen Street, Suite 322, State College, PA 16801. United States Fish and Wildlife Service Buffalo Creek Bank Stabilization, Blaine Township, **Washington County**, Pittsburgh ACOE District (West Middletown, PA Quadrangle project begins: N: 9.5 inches; W: 6.0 inches; project ends: N: 9.5 inches; W: 7.5 inches). The applicant proposes to stabilize, maintain and improve the aquatic habitat within a 5,300 feet reach of Buffalo Creek (HQ-WWF) within Game Commission land. The project starts at the Noble Bridge crossing and extends downstream approximately 5,300 feet.

**E63-544. Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. SR 0021, Section 02M Bridge Replacement in Morris Township, **Washington County**, Pittsburgh ACOE District (Amity, PA Quadrangle N: 4.8 inches; W: 17.2 inches). The applicant proposes to remove the existing bridge and appurtenant structures and an existing 36-inch diameter CMP culvert outfall and to construct and maintain a two span prestressed concrete box beam bridge, one cell having a span of 57.75 feet and underclearance of 8.6 feet and the other cell having a span of 57.75 feet and an underclearance of 6.3 feet over Tenmile Creek (TSF, perennial), to construct and maintain three 18-inch diameter stormwater outfalls to Tenmile Creek and one concrete pipe arch culvert having a span of 4.88 feet and underclearance of 3.00 feet to Tenmile Creek and to construct and maintain a temporary stream crossing consisting of three 36-inch diameter CMP culverts. This project will also impact approximately 80 feet of a tributary to Tenmile Creek that qualify for authorization under the Departments waiver 105.12(a)(2). The project is on Route 211 approximately 100 feet south of its intersection with SR 2020. The project will directly affect 100 feet of Tenmile Creek and 80 feet of a tributary to Tenmile Creek.

**E65-822. Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. SR 0981, Section E10 Bridge Replacement in Derry Township, **Westmoreland County**, Pittsburgh ACOE District (Derry, PA Quadrangle N: 13.5 inches; W: 17.2 inches). The applicant proposes to remove the existing structure and to construct and maintain a single span bridge having a normal span of 29.8 feet, an underclearance of 6.8 feet and a width of 53.0 feet across Saxman Run (WWF). Also proposed is the construction and maintenance of two separate temporary roadway crossings in Saxman Run each consisting of four 30-inch diameter pipes and having lengths of 95.0 feet and 26.0 feet respectively, the temporary placement and maintenance of fill in 0.0418 acre of PEM wetland and the permanent placement and maintenance of fill in a de minimis area of PEM wetland equal to 0.0122 acre. The project is on SR 0981, Section E10, Station 67+47.5.

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

**E20-528. Cambridge Springs Borough**, 161 Car-ringer Street, Cambridge Springs, PA 16403. Railroad Street Culvert Replacement, in the Borough of Cambridge Springs, **Crawford County**, ACOE Pittsburgh District (Cambridge Springs, PA Quadrangle N: 9.75 inches; W: 8.7 inches).

The applicant proposes to remove the existing structure and to construct and maintain a 50-foot long concrete box culvert having a 12-foot wide by 5-foot high waterway opening in Jackson Run (WWF, perennial) on Railroad Street approximately 0.4 mile west of the intersection of SR 86 and U. S. Route 19. Project includes construction of wingwalls on the downstream end of the culvert and CIP concrete walls connected to the existing channel walls and culvert on the upstream end of the culvert. The project proposes to directly affect a total of approximately 60 linear feet of stream channel.

**E27-072. Forest County Commissioners**, Forest County Courthouse, Tionesta, PA 16353. Elm Street Bridge Rehabilitation, in Tionesta Borough and Tionesta Township, **Forest County**, ACOE Pittsburgh District (Tionesta, PA Quadrangle N: 20.0 inches; W: 10.3 inches).

The applicant proposes to operate and maintain a concrete arch bridge having a three clear spans of

approximately 89 feet each and having an underclearance of approximately 21 feet on a 90 degree skew across Tionesta Creek (CWF, perennial) on (T-394) Elm Street approximately 0.8 mile southeast of the intersection of SR 36 and U. S. Route 62 in Tionesta Borough and Tionesta Township, Forest County. The proposed maintenance project involves: (1) construction of a 0.5-foot facing on the piers and abutments up to the underside of the arches; (2) repairs to concrete on the underside of the arches and spandrel walls; and (3) placement of R-6 riprap at the upstream end of Pier No. 2 to fill a scour hole.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA0613-007. Heritage Building Group Inc.**, 3326 Old York Road, Suite A100, Furlong, PA 18924. Union Township, **Berks County**. ACOE Philadelphia District.

To construct, operate and maintain a nonjurisdictional dam across a tributary to the Schuylkill River (WWF) for stormwater management at the proposed Norris/Davidheiser tract residential subdivision directly and indirectly impacting approximately 340 linear feet of stream channel. The dam is approximately 500 feet northwest of the intersection of Unionville Road (T-368) and Yocum Road (T-359) (Pottstown, PA Quadrangle N: 20.8 inches, W: 12.6 inches).

#### WATER QUALITY CERTIFICATIONS REQUESTS

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

**James A. Kendter, P. E., District Engineer, Engineering 3-0, Department of Transportation**, P. O. Box 218, Montoursville, PA 17754-0218.

The proposed project is to construct approximately 6.5 miles of new four lane limited access highway on a new alignment in Tioga and Lawrence Townships and Lawrenceville Borough, **Tioga County**. The new highway will be part of the U. S. Route 15 transportation improvement project and will continue into Steuben County, NY. The Commonwealth portion of the project will extend from approximately the intersection of existing Route 15 and SR 287 to the New York state line. A total of 11.09 acres of wetlands are proposed to be impacted by the project (9.41 acres PEM, 0.65 acre PSS, 1.02 acre PFO and 0.01 acre POW). In addition, the project will impact the following streams: Bentley Creek, Tioga River, Cowanesque River and 13 unnamed tributaries to the Tioga River. All potentially impacted streams have a Chapter 93 water use protection designation of WWF. Stream and wetland mitigation will be required.

#### DAM SAFETY

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

**D51-002. Fairmont Park Commission**, Memorial Hall Park West, P. O. Box 21601, Philadelphia, PA 19131. Project proposes to modify an existing fish passage facility at the Fairmont Dam, City of Philadelphia, **Philadelphia County** across the Schuylkill River (WWF, MF) to increase efficiency of the existing structure. The exit channel and gate will be reconstructed to alleviate one of the primary problems, which is the accumulation of trash and debris at the exit of the ladder. A narrow section of the old entrance weir will also be removed and a new

weir gate to control entrance flow will be constructed. Existing current baffles have a 12-inch door opening and have an average pool drop of 12 inches. The baffles will be modified to 18-inch minimum door openings with a pool drop of 9 inches to meet current standards. A 5-foot nonoverflow section on the crest of the dam will also be constructed to prevent water from the spillway from competing with water from the fish ladder entrance (Philadelphia, PA-NJ, N: 16.85 inches; W: 8.95 inches).

## ACTIONS

### FINAL ACTIONS TAKEN UNDER THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT—NPDES AND WQM PART II PERMITS

#### INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

#### I. Municipal and industrial permit actions under The Clean Streams Law (35 P. S. §§ 691.1— 691.1001).

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

**WQM Permit No. 1599402 Amendment No. 1**, Sewerage, **West Grove Borough Authority**. This proposed facility is in West Grove Borough, **Chester County**.

Description of Proposed Action/Activity: Approval for the amendment for the installation of density current baffles in the final clarifiers at the STP

**WQM Permit No. 0902412**, Sewerage, **Northampton Bucks County Municipal Authority**, 111 Township Road, Richboro, PA 18954. This proposed facility is in Northampton Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the proposed pump station and sewer extension to serve the Woods at Northampton a single-family residential subdivision.

**WQM Permit No. 1503407**, Sewerage, **East Bradford Township**, 666 Copland School Road, West Chester, PA 19380. This proposed facility is in East Bradford Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the construction and operation of a sewerage pump station and force main to serve the Brentwood Subdivision.

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

**NPDES Permit No. PA0020915**, Sewerage, **Pine Grove Joint Treatment Authority**, 6 Longstretch Road, P. O. Box 426, Pine Grove, PA 17963. This proposed facility is in Pine Grove Township, **Schuylkill County** and discharges to Swatara Creek.

Description of Proposed Action/Activity: Revoke and reissuance of NPDES permit.

**NPDES Permit No. PA0036765**, Sewerage, **Tyler Memorial Hospital**, 880 SR 6 W, Tunkhannock, PA 18657. This proposed facility is in Tunkhannock Township, **Wyoming County** and discharge to Taques Creek.

Description of Proposed Action/Activity: Renewal of NPDES Permit.

**NPDES Permit No. PA0061603**, Sewerage, **Eagle Lake Community Association, Inc.**, P. O. Box 305, Gouldsboro, PA 18424-0305. This proposed facility is in Covington Township, **Lackawanna County**.

Description of Proposed Action/Activity: Renew NPDES permit.

**WQM Permit No. 5403401**, Sewerage, **Twin County Joint Municipal Authority**, 200 West Chapel Street, Hazleton, PA 18201. This proposed facility is in North Union Township, **Schuylkill County** and Black Creek Township, **Luzerne County**.

Description of Proposed Action/Activity: Applicant has been granted permit to construct sewers and sewage treatment plant.

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

**NPDES Permit No. PA0088919**, Sewerage, **Heidelberg Township**, P. O. Box 188, Schaefferstown, PA 17088. This proposed facility is in Heidelberg Township, **Lebanon County**.

Description of Proposed Action/Activity: Withdrawal of permit.

**NPDES Permit No. PA0081981**, Sewerage, **Theodore Verbiski, Smithville Mobile Home Park**, 686 Pennsy Road, Willow Street, PA 17584. This proposed facility is in Providence Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Huber Run in Watershed 7-K.

**NPDES Permit No. PA0085413**, Sewerage, **Paul V. Davis II, Lower Marsh Creek Presbyterian Church**, 1865 Knoxlyn Road, Gettysburg, PA 17325. This proposed facility is in Highland Township, **Adams County**.

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

**NPDES Permit No. PA0082147**, Sewerage, **Irvin Peifer, Holtwood Mobile Home Park**, 204 Stone Mill Drive, Elizabethtown, PA 17022. This proposed facility is in Martic Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Susquehanna River in Watershed 7-K.

**NPDES Permit No. PA0088820**, Industrial Waste, **Conectiv Mid-Merit, Inc.**, 113 Pencader Drive, Suite 100, Newark, DE 19714-6066. This proposed facility is in East Donegal Township, **Lancaster County**.

Description of Proposed Action/Activity: Withdrawal of permit.

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

**WQM Permit No. 4703401**, Sewerage, SIC 4952, **Raymond K. and Carol A. Bowen**, 12 Michael Street, Iselin, NJ 08830. This proposed facility is in Anthony Township, **Montour County**.

Description of Proposed Action/Activity: Issuance of a water quality management permit for a single residence sewage plant.

**WQM Permit No. 4703402**, Sewerage, **Anthony and Jenny Beaver-Conny**, 331 Orange Street, Northumberland, PA 17857. This proposed facility is in Liberty Township, **Montour County**.

Description of Proposed Action/Activity: Construction and operation of a small flow treatment facility to serve a residence. The treatment facility will discharge to an unnamed tributary to Beaver Run (WWF).

**WQM Permit No. 1903401**, Sewerage, SIC 4952, **Berwick Area Joint Sewer Authority**, 344 Market Street, Berwick, PA 18603. This proposed facility is in Berwick Borough, **Columbia County**.

Description of Proposed Action/Activity: Issuance of a water quality management permit for a parallel interceptor and solids removal at combined sewer overflows.

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

**NPDES Permit No. PA0239097**, Sewerage, **Gregory A. Meyer**, 558 Robin Road Ext., St. Marys, PA 15857. This proposed facility is in City of St. Marys, **Elk County**.

Description of Proposed Action/Activity: A single residence discharging to unnamed tributary to Elk Creek.

**NPDES Permit No. PA0209872**, Sewerage, **New Horizons Recycling, Inc.**, Box 191 Route 18, Adamsville, PA 16110. This proposed facility is in Sugar Grove Township, **Mercer County**.

Description of Proposed Action/Activity: This project is for a single residence discharging to unnamed tributary to Crooked Creek.

**NPDES Permit No. PA0239097**, Sewerage, **Joshua S. Wendel**, 1237 East Eshbach Road, St. Marys, PA 15857.

This proposed facility is in City of St. Marys, **Elk County**.

Description of Proposed Action/Activity: This project is for a single residence discharging to unnamed tributary to Trout Run.

**WQM Permit No. 2403402**, Sewerage, **Joshua S. Wendel**, 1237 East Eahbach Road, St. Marys, PA 15857. This proposed facility is in City of St. Marys, **Elk County**.

Description of Proposed Action/Activity: This project is for a single residence.

**WQM Permit No. 2003408**, Sewerage, **Douglas W. and Bonnie J. Johnson**, 6754 Reed Road, Conneaut, OH 44030. This proposed facility is in West Mead Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for a single residence.

**WQM Permit No. 2403403**, Sewerage, **Gregory A. Meyer**, 558 Robin Road Ext., St. Marys, PA 15857. This proposed facility is in City of St. Marys, **Elk County**.

Description of Proposed Action/Activity: This project is for a single residence.

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

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10G554	Gen Terra Corporation 101 Marchwood Road Exton, PA 19341-1832	Chester	Wallace Township	Unnamed tributary to March Creek HQ-TSF-MF
PAI2011503017	Elam K. Riehl 807 Fifth Street Oxford, PA 19363	Chester	East Nottingham Township	Little Elk Creek HQ-TSF
PAI2011503020	Lee Haller 489 Devon Park, Suite 316 Wayne, PA 19087	Chester	Charlestown Township	Unnamed tributary to Pickering Creek HQ-TSF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023903001	Albert L. and Elizabeth C. Granger 8568 Mohr Lane Fogelsville, PA 18051	Lehigh	Weisenberg Township	Hassen Creek HQ-CWF
PAS10S124	Clearview Builders P. O. Box 1239 Brodheads ville, PA 18382	Monroe	Pocono Township	Pocono Creek HQ-CWF
PAI024503002	Pinecrest Development Corp. P. O. Box 760 Pocono Pines, PA 18350	Monroe	Tobyhanna Township	Beaver Creek/ Tobyhanna Watershed HQ-CWF



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

*Cumberland County Conservation District, 43 Brookwood Avenue, Suite 4, Carlisle, PA 17013.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10H002RR	Dickinson Estates Partnership 139 West High Street Carlisle, PA 1701	Cumberland	South Middletown Township	Yellow Breeches Creek

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water</i>
PAI051103001	Central Mainline Sewer Authority P. O. Box 58 Lilly, PA 16938	Cambria County Cresson, Portage and Washington Townships Lilly Borough	Ben's Creek—EV Noel's Creek—HQ—CWF Little Conemaugh River—CWF Bear Rock Run—CWF
PAI051103003	The Peoples Natural Gas Company d/b/a Dominion Peoples 625 Liberty Avenue Pittsburgh, PA 15222	Cambria County Jackson Township	Findley Run HQ-CWF
PAI052603002	NWL Company 1001 Lafayette Drive Farmington, PA 15437	Fayette County Wharton Township	Deadman Run HQ-CWF
PAI052603003	Burd Plaza, Inc. 4156 National Pike Farmington, PA 15437	Fayette County Wharton Township	Deadman Run HQ-CWF
PAI052603004	NWL Company 1001 Lafayette Drive Farmington, PA 15437	Fayette County Wharton Township	Deadman Run HQ-CWF
PAI055603001	Laurel Summit, LP 2617 Glenchester Road Wexford, PA 15090	Somerset County Jefferson Township	Schaffer Run HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAI084203001	Seneca Resources Corporation Route 1, Box 27E Sigel, PA 15860	McKean County Hamilton Township	Whiting Run—HQ-CWF Unnamed tributaries to Libby Run—HQ-CWF Libby Run—HQ-CWF White Gravel Creek—HQ-CWF Unnamed tributaries to Chappel Fork—HQ-CWF Chappel Fork—CWF Unnamed tributaries to Markham Run—HQ-CWF Markham Run—HQ-CWF Kinzua Creek—CWF
PAI082703001	Pennsylvania General Energy Corporation 208 Liberty Street Warren, PA 16365	Forest County Kingsley Township	Unnamed tributaries to Salmon Creek and Salmon Creek HQ-CWF
PAI2061003001	Robert Sinewe Knock Farms Development, LLC 2000 Mount Troy Road Pittsburgh, PA 15212-1399	Butler County Clinton and Jefferson Townships	Little Buffalo Creek HQ-TSF

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

The following parties have submitted: (1) Notices of Intent for Coverage under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations. Monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in this Commonwealth; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth; (4) Notification for First Use Application of Sewage Sludge.

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

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

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.

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

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PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment 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 (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

*General Permit Type—PAG-2*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
West Caln and West Brandywine Townships Chester County	PAG2001503033	Department of Transportation 7000 Geerdes Boulevard King of Prussia, PA 19406	West Branch Brandywine Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Tredyffrin Township Chester County	PAG2001503013	Turnpike Commission P. O. Box 67676 Harrisburg, PA 17016	Trout Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Goshen Township Chester County	PAG2001503036	Augustus Varelli 1324 West Chester Pike West Chester, PA 19382	East Branch Chester Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Kennett Square Borough Chester County	PAG2001502008	Alliance for Better Housing 640 Buena Vista Boulevard Kennett Square, PA 19348	West Branch Red Clay Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Pikeland Township Chester County	PAG2001502003	St. Basil the Great Church P. O. Box 637i Kimberton, PA 19442	French Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Garden Township Chester County	PAG20015003032	Robert Wittig 404 North Lincoln Street Wilmington, DE 19805	Trout Run CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Caln Township Chester County	PAG2001503017	William J. Cox 5288 Lincoln Highway Gap, PA 17527	Unnamed tributary to Pequea Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
London Grove Township Chester County	PAR10G472	Harkins Property LLC 242 Winged Foot Drive Blue Bell, PA 19422	Middle Branch of White Clay Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Aldan Borough Delaware County	PAG2002303011	Aldan Union Church 7 East Providence Road Aldan, PA 18018-4020	Pusey Run CWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Thornbury Township Delaware County	PAR10J222	Toll Pa VI, LP 130 Concord Road Boothwyn, PA 19001	East Branch of Chester Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lehigh County N. Whitehall Township	PAG2003903003	Parkland School District 1210 Springhouse Rd. Allentown, PA 18104	Jordan Creek TSF, MF	Lehigh County Conservation District (610) 391-9583
Northampton County Lower Saucon Township	PAG2004803020	James Humphreys 126 Founders Court Bethlehem, PA 18020	Saucon Creek UNT CWF	Northampton County Conservation District (610) 746-1971
Northampton County Lower Saucon Township	PAG2004803015	Team Development LLC 4416 East-West Highway 4th Floor Bethesda, MD 20814	Saucon Creek CWF	Northampton County Conservation District (610) 746-1971
Schuylkill County Butler Township	PAG2005403012	Cornerstone Real Estate Development, LLC Kevin Hughes 1120 Spruce St. Ashland, PA 17921 and Brian Wagner 8 South 5th St. Frackville, PA 17931	Unnamed tributary to Little Mahanoy Creek CWF	Schuylkill County Conservation District (570) 622-3742

## NOTICES

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Land Development Plans for Tractor Supply Company Allegheny Township Blair County	PAG2000703009	Paul Hemmer Development Company P. O. Box 17310 250 Grandview Drive Fort Mitchell, KY 41017	UNT Beaverdam Branch of Juniata River WWF	Blair County Conservation District 1407 Blair St. Hollidaysburg, PA 16648 (814) 696-0877, Ext. 5
Forsht Farm Estates Phase I Blair Township and County	PAG2000703010	Forsht Farm Estates LLC 500 Forsht Farm Drive Duncansville, PA 16635	UNT Blair Gap Run TSF	Blair County Conservation District 1407 Blair St. Hollidaysburg, PA 16648 (814) 696-0877, Ext. 5
The Roundhouse Plaza Logan Township Blair County	PAG2000703011	David Burgmeier R. D. 1 Box 938 P. O. Box 929 Altoona, PA 16603	Little Juniata River TSF	Blair County Conservation District 1407 Blair St. Hollidaysburg, PA 16648 (814) 696-0877, Ext. 5
Lititz Borough Lancaster County	PAG2003603017	Borough of Lititz 7 S. Broad St. Lititz, PA 17543	Lititz Run WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Rapho Township Lancaster County	PAG2003603021	C. Andrew Lefever 2610 Camp Rd. Manheim, PA 17545	Little Chickies Creek TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Warwick Township Lancaster County	PAG2003603032	Buckhill Farm Partnership 1001 Lititz Pike Lititz, PA 17543	UNT Little Conestoga Creek TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Cocalico Township Lancaster County	PAG2003603041	David L. Hollinger 755 White Oak Rd. Denver, PA 17517	Cocalico Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Earl Township Lancaster County	PAG2003603043	Lester Martin 4873 Division Hwy. East Earl, PA	UNT Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Earl Township Lancaster County	PAG2003603044	Pyramid Properties Box 9 New Holland, PA 17557	UNT Mill Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Brecknock Township Lancaster County	PAG2003603045	Keith G. Martin 2354 Valley View Rd. Narvon, PA 17555	UNT Muddy Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Leacock Township Lancaster County	PAG2003603048	Eli S. Stoltzfus 228 Hollow Rd. Gordonville, PA 17540	UNT Mill Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Upper Leacock Township Lancaster County	PAG2003603049	Luke R. Zimmerman 2456 Division Hwy. Ephrata, PA 17522	UNT Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Salisbury Township Lancaster County	PAG2003603050	Wawa Inc. 260 Baltimore Pike Wawa, PA 19063	UNT Pequea Creek CWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Clay Township Lancaster County	PAG2003603051	Moses S. Stoltzfus 555a Sandy Hill Rd. Denver, PA 17517	Middle Creek TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Earl Township Lancaster County	PAG2003603053	Wendco of Central PA 1116 Gunstock Lane Mechanicsburg, PA 17055	UNT Mill Creek CWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Hempfield Township Lancaster County	PAR100296-R	Creek LLC 214a Willow Valley Lakes Dr. Willow Street, PA 17584	Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
West Earl Township Lancaster County	PAR100303-R	Crosswinds Associates Dev. Co. Inc. 336 W. King St. Lancaster, PA 17603	Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Penn Township Lancaster County	PAG2003603037	Penn Township 97 N. Penryn Rd. Manheim, PA 17545	UNT Chickies Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Conoy Township Lancaster County	PAG2003603056	Paul Swanger 150 Kissel Barrick Rd. Bainbridge, PA 17502	UNT Conoy Creek TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Ephrata Township Lancaster County	PAG2003603058	A B Martin Roofing 150 Slate Rd. Ephrata, PA 17522	UNT Muddy Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Newport Borough Perry County	PAR0050003004	Newport Borough 231 Market Street Newport, PA 17074	Juniata River	Perry County Conservation District P. O. Box 36 New Bloomfield, PA 17068
West Manheim Township York County	PAG2006703045	Wilson Bixler Skyview Estates 49 Hillside Road Hanover, PA 17331	Codorus Lake	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manchester Township York City and County	PAG2006703050	Kevin Kroiz Republic York Partnership 610 Germantown Pike Plymouth Meeting, PA 17462	Willis Run WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Chanceford Township York County	PAG2006703012	Gary Kautzmann PPL Electric Utilities Co. 2 N. 9th Street Allentown, PA 18101	UNT to South Fork Otter Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430

## NOTICES

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Dillsburg Borough York County	PAR10Y266RR-1	Millers Car Lot Randy Miller 630 Rt. 15 Dillsburg, PA 17019	Dogwood Run NL	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Springettsbury Township York County	PAG2006703008	Andrew Stern Springettsbury Township 1501 Mount Zion Road York, PA 17402	Mill Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Lower Windsor Township York County	PAG2006703037	Robert McKendrick 154 Calvary Church Road Wrightsville, PA 17368	Cabin Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
York Township and County	PAG2006703013	Dallastown Area School District Dr. George Jones 700 New School Lane Dallastown, PA 17313	UNT to Barshinger Creek CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Lower Mifflin Township Cumberland County	PAG2002103012	David Gutshall P. O. Box 67 Newville, PA 17241	UNT to Conodoguinet Creek WWF Back Creek	Cumberland County Conservation District 43 Brookwood Ave. Carlisle, PA 17013 (717) 240-7812
Northumberland County Ralpho Township	PAG2004903012	Municipal Authority of Sunnyside/Overlook 30 S. Market St. Elysburg, PA 17824	Shamokin Creek WWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114, Ext. 4
Armstrong County Mahoning Township	PAG2000303003	EOG Resources, Inc. Southpointe Plaza One 400 Southpointe Blvd. Ste. 300 Canonsburg, PA 15317	Redbank Creek TSS Cathart Run CWF Unnamed tributary to Mahoning Creek CWF	Armstrong County Conservation District (724) 548-3425
Beaver County	PAR100286-1	Frank Zokaites 375 Golfside Drive Wexford, PA 1090	Unnamed tributary to Elkhorn Run WWF	Beaver County Conservation District (724) 774-7090
Cambria County Richland Township	PAG2001103003	Sailesh Atluru Diversified Technology Consultants 556 Washington Avenue North Haven, CT 06473	Unnamed tributary to Solomon Run WWF	Cambria County Conservation District (814) 472-2120
Cambria County Richland Township	PAG2001103005	Chris Herzner 34555 Chagrin Blvd. P. O. Box 8022 Moreland Hills, OH 44022	Little Paint Creek CWF Sams Run WWF	Cambria County Conservation District (814) 472-2120
Cambria County Cresson Township	PAG2001103008	Mt. Aloysius College 7373 Admiral Peary Highway Cresson, PA 16630	Little Conemaugh River CWF	Cambria County Conservation District (814) 472-2120
Fayette County Connellsville Township	PAG2052603005	Department of General Services Bureau of Engineering and Architecture Room 201, 18th and Herr Harrisburg, PA 17125	Unnamed tributary to Connell Run WWF	Fayette County Conservation District (724) 438-4497

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Fayette County Dunbar Township	PAG2052603008	Terrance Shallenberger 2611 Memorial Blvd. Connellsville, PA 15425	Unnamed tributary to Yough River WWF	Fayette County Conservation District (724) 438-4497
Fayette County North Union Township	PAG2052603009	Fay-Penn Economic Dev. Council 2 West Main St., Suite 407 P. O. Box 2101 Uniontown, PA 15401	Unnamed tributary to Redstone Creek WWF	Fayette County Conservation District (724) 438-4497
Somerset County Paint Township	PAR106153	Ramblin' Hills LP 1504 Hillside Ave. Windber, PA 15963	Unnamed tributary to Seese Run CWF	Somerset County Conservation District (814) 445-4652
Washington County South Strabane Township	PAG2006303004	Cidar, Inc. Woodrow Welsch 122 Cidar Lane McMurray, PA 15317	Unnamed tributary to Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Washington County North Strabane Township	PAG2006303011	John Pavcic 144 Fulton Road Canonsburg, PA 15317	Unnamed tributary to Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Somerset County Jenners Township	PAG2095603003	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Unnamed tributary to Quemahoning Creek CWF	Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800
Centre County Rush Township	PAG2091403004	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Unnamed tributary to Moshannon Creek TSF	Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800
Butler County Marion Township	PAG2091003005	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Unnamed tributary to Slippery Rock Creek CWF	Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800

*General Permit Type—PAG-3*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
City of Erie Erie County	PAR608311	Liberty Iron & Metal Company, Inc. P. O. Box 1391 Erie, PA 16512-1391	Unnamed tributary to Lake Erie	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-4*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Anthony Township Montour County	PAG045156	Raymond K. Bowen, Jr. and Carol Ann Bowen 12 Michael Street Iselin, NJ 08830	Unnamed tributary of Middle Branch Chillisquaque Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Liberty Township Montour County	PAG045157	Anthony and Jenny Conmy 331 Orange Street Northumberland, PA 17857	Unnamed tributary of Beaver Run WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Harborcreek Township Erie County	PAG048501	John J. Antalek 5844 Lunger Road Erie, PA 16510	Unnamed tributary to Six Mile Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Mead Township Crawford County	PAG048892	Douglas W. and Bonnie J. Johnson 6754 Reed Road Conneaut, OH 44030	Unnamed tributary to Woodcock Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-5*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
White Township Indiana County	PAG056128	Sunoco Inc. (R & M) 5733 Butler Street Pittsburgh, PA 15201	UNT of Stoney Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-8*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
Metal Township Franklin County	PAG083580	Metal Township Municipal Authority P. O. Box 216 Willow Hill, PA 17271		DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Conemaugh Township Indiana County	PAG086106	City of Johnstown WWTP 241 Asphalt Road Johnstown, PA 15906	James Good Farm Biosolids Site	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

**PUBLIC WATER SUPPLY PERMITS**

The Department of Environmental Protection has taken the following actions on applications received under the Safe Drinking Water Act for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O.

Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

**SAFE DRINKING WATER**

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

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

**Operations Permit** issued to **Stroudsburg Area School District, Hamilton Elementary School**, 123 Linden Street, Stroudsburg, PA 18360, PWS ID No. 2450412, Hamilton Township, **Monroe County** on April 9, 2003, for the operation of facilities approved under Construction Permit No. 4503501.

**Operations Permit** issued to **MC Resource Development**, 10447 Drummond Road, Philadelphia, PA 19154, PWD ID No. 3546482, East Brunswick Township, **Schuylkill County** on April 28, 2003, for the operation of facilities approved under Construction Permit No. 5499507.

**Operations Permit** issued to **Terry's Place Diner**, 2997 Golden Key Road, Kutztown, PA 19530, PWS ID No. 3390436, Weisenberg Township, **Lehigh County** on April 30, 2003, for the operation of facilities approved under Construction Permit No. 3902503.

**Operations Permit** issued to **Bethlehem Authority**, 10 East Church Street, Bethlehem, PA 18018-6028, PWS ID 3480046, Lehigh Township, **Northampton County** on May 7, 2003, for the operation of facilities approved under Construction Permit No. N/A.

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

**Permit No. 2203501**, Public Water Supply.

Applicant	<b>Loyalton Water Association</b>
Municipality	Washington Township
County	<b>Dauphin</b>
Type of Facility	Installation of pH/Alkalinity adjustment, utilizing soda ash and orthophosphate for LCR Treatment.
Consulting Engineer	Angelo A. Tesoriero, P. E. GeoSource Engineers 7 Winter Drive Dillsburg, PA 17019-9550
Permit to Construct Issued:	May 5, 2003

*Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-2471.*

**Permit No. 8875-W-T1-MA2, Minor Amendment.** Public Water Supply.

Applicant	<b>Erie City Water Authority</b> 340 West Bayfront Parkway Erie, PA 16507
Borough or Township	City of Erie
County	<b>Erie</b>
Type of Facility	East Booster Hydropillar; Interior/Exterior Painting and Repairs
Consulting Engineer	Tank Industry Consultants, Inc. 7740 West New York St. Indianapolis, IN 46214
Permit to Construct Issued	May 13, 2003

**Permit No. 2789-T1-MA3, Minor Amendment.** Public Water Supply.

Applicant	<b>Erie City Water Authority</b> 340 West Bayfront Parkway Erie, PA 16507
Borough or Township	City of Erie
County	<b>Erie</b>
Type of Facility	West Ground Storage Tank; Interior/Exterior Painting and Repairs
Consulting Engineer	Tank Industry Consultants, Inc. 7740 West New York St. Indianapolis, IN 46214
Permit to Operate Issued	May 13, 2003

**SEWAGE FACILITIES ACT PLAN APPROVAL**

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Derry Township	235 Hockersville Road Hershey, PA 17033	Dauphin

Plan Description: The approved plan provides for the upgrade and expansion of the Derry Township Municipal Authority's Clearwater Road Wastewater Treatment Plant. The treatment plant will be expanded to treat an average daily sewage flow of 6.3 MGD. The Plan also provides for the installation of necessary equipment to provide biological nitrogen removal if sufficient grant money is obtained. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Mt. Joy Township	159 Merts Drive Elizabethtown, PA 17022	Lancaster

Plan Description: The approved plan is a special study providing additional information about the condition of

the onlot sewage disposal systems in the Milton Grove area. The Plan provides for the implementation an onlot sewage disposal system management program. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

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

### **Settlement under the Comprehensive Environmental Response, Compensation and Liability Act and the Hazardous Sites Cleanup Act**

#### **North Front Associates/Container Recyclers Site, Philadelphia County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C.A. §§ 9601—9675), has entered into a proposed settlement with KTK Steel Drum Corporation (KTK) concerning the cleanup of the North Front Associates (former Container Recyclers Ltd.) site in Philadelphia County. Under the terms of the proposed Consent Decree, KTK will pay into the Pennsylvania Hazardous Sites Cleanup Fund the sum of \$15,000. In addition, two principals of KTK are agreeing to guarantee KTK's payments. In the mid-1990s, the Department implemented an Interim Response and a Prompt Interim Response to mitigate the threat to human health and the environment posed by the hazardous substances released there.

The specific terms of this settlement are set forth in the proposed Consent Decree between the Department and KTK. The Department will receive and consider comments relating to the proposed Consent Decree for 60 days from the date of this public notice. The Department has the right to withdraw its consent to the proposed Consent Decree if the comments concerning the proposed Consent Decree disclose facts or considerations which indicate that the proposed Consent Decree is inappropriate, improper or not in the public interest. After the public comment period, the Department's settlement with KTK shall be effective on the date on which, if the Department has notified the United States District Court for the Eastern District of Pennsylvania in writing that no significant comments were received or that a response to significant written comments has been filed, the Court issues an Order entering the Consent Decree.

Copies of the proposed Consent Decree are available for inspection at the Department's Southeast Regional Office, Conshohocken, Montgomery County. Comments may be submitted in writing to Thomas Sheehan, Project Manager, Hazardous Sites Cleanup Program, Department of Environmental Protection, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Further information may be obtained by contacting Thomas Sheehan at (610) 832-6000 during business hours. TDD users may contact the Department through the Pennsylvania Relay Services at (800) 645-5984.

## **LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995**

### **PREAMBLE 2**

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

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

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

The Department has received the following final reports:

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

**Former Triangle Lumber Co. Facility**, Richland Township, **Bucks County**. Joseph J. McGovern, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Nelson Properties, Irwin Kroiz, President, 610 Germantown Pike, Plymouth Meeting, PA 19462, has submitted a Remedial Investigation Report, Risk Assessment Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with unleaded gasoline.

**The Boeing Company—Center South Site**, Ridley Township, **Delaware County**. Colleen Costello, Langan Engineering & Environmental Services, Inc., 500 Hyde Park, Doylestown, PA 18901-6619, on behalf of The Boeing Co., Attn: Timothy Coyle, P. O. Box 16858, MS P29-02, Philadelphia, PA 19142-0858, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with volatile organics, semivolatile organics and heavy metals. The report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

**Former C. W. Kline Granite Works Facility**, Douglass Township, **Montgomery County**. Terence A. O'Reilly, P. G., TriState Environmental, Inc., 362 Dunks Ferry Rd., Bensalem, PA 19020, on behalf of Bruce Sanft, Williams Pontiac, Routes 100 and 73, P. O. Box 5445, Boyertown, PA 19512, has submitted a Final Report concerning remediation of site soil contaminated with

leaded gasoline, lead, MTBE, other organics, unleaded gasoline and used motor oil; and site groundwater contaminated with leaded gasoline, other organics and unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Ortho-McNeil Pharmaceutical**, Lower Gwynedd Township, **Montgomery County**. Daniel P. Claycomb, P. G., Environmental Standards, Inc., 1140 Valley Forge Rd., P. O. Box 810, Valley Forge, PA 19482-0810, has submitted a Final Report concerning the remediation of site soil contaminated with Fuel Oil No. 2. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

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

**A & E Products Group**, Ringtown Borough, **Schuylkill County**. Gilmore & Associates, Inc., 184 W. Main Street, Suite 300, Trappe, PA 19426 has submitted a Final Report (on behalf of A & E Products Group, 75 Main Street, Ringtown, PA 17967) concerning the remediation of site groundwater found to have been contaminated with used motor oil. The report was submitted to demonstrate attainment of the Statewide Health Standard. A Notice of Intent to Remediate was simultaneously submitted.

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

**Former Waynesboro Gas Company**, Waynesboro Borough and Washington Township, **Franklin County**. GEI Consultants, Inc., P. O. Box 297, Colchester, CT 06415, on behalf of Landis/Gardner, A Division of UNOVA, Inc., 20 East Sixth Street, Waynesboro, PA 17268 and Penn Fuel Gas, Inc., A Subsidiary of PP&L Resources, 55 South Third Street, Oxford, PA 19363, has submitted a Remedial Investigation Report concerning remediation of site soils, groundwater and sediment contaminated with lead, heavy metals, solvents, BTEX and PAHs. The applicant proposes to remediate the site to meet a combination of the requirements for Statewide Health and Site-Specific Standards.

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

**International Paper—Lock Haven Mill**, Castanea Township, **Clinton County**. International Paper Company, 555 South Highland Street, Lock Haven, PA 17745 has submitted a Final Report concerning site soil in the CL courtyard contaminated with lead. This report is intended to demonstrate remediation of the site to meet the Site-Specific Standard.

**Graymont (PA), Inc.—Pleasant Gap**, Spring Township, **Centre County**. Graymont (PA), Inc., P. O. Box 448, North Thomas Street, Bellefonte, PA 16823, has submitted a Final Report concerning site soil contaminated with Fuel Oil No. 2. The report is intended to demonstrate remediation of the site to meet the Statewide Health Standard.

**Ambrossino Property**, Town of Bloomsburg, **Columbia County**. Marshall Miller and Associates, on behalf of Boyer Oil Service, Inc., 1311 Old Berwick Road, Bloomsburg, PA 17815, has submitted a Final Report concerning soil contaminated with BTEX and PAHs. This

report is intended to demonstrate remediation of this site to meet the Statewide Health Standard.

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

**McCullough Farm Site**, Findlay Township, **Allegheny County**. William G. Weir, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf Beazer East, Inc., c/o Three Rivers Management, Inc., One Oxford Center, Pittsburgh, PA 15219, Terry Mamone, 434 Route 30, Imperial, PA 15126 and Robert McCullough, Hebron Road, Imperial, PA 15126) has submitted a Cleanup Plan concerning the remediation of site soil and groundwater contaminated with PAHs and VOCs. The report is intended to document remediation of the site to meet the Site Specific Standard.

**ORB, Inc. Property (Former ROGOFF Junkyard)**, Borough of Leetsdale, **Allegheny County**. Frank Benacquista, Earth Sciences, Consultants, Inc., One Triangle Lane, Export, PA 15632 (on behalf of Joseph Jakovic ORB, Inc., c/o The Buncher Company, 5600 Forward Avenue, Pittsburgh, PA 15217) has submitted a Baseline Environmental Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAH and PCB. The report is intended to document remediation of the site to meet the special industrial area requirements.

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

**Country Fair Store No. 61**, 1449 West 8th Street, Erie, **Erie County**. Michelle Montague, P. G., Environmental Remediation & Recovery, Inc., 5719 Rte. 6N, Edinboro, PA 16412 has submitted a Baseline Environmental Report concerning remediation of site contaminated with lead, heavy metals, PAHs and solvents. The report is intended to document remediation of the site to meet the Site Specific and Statewide Health Standards.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8 and the administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of 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 act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final

report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

**Najaka Residence**, Union Township, **Luzerne County**. Richard Merhar, Project Manager, PMC Environmental, Whiteland Business Park, 835 Springdale Drive, Suite 201, Exton, PA 19341-2843 submitted a revised Final Report (on behalf of Mr. and Mrs. B. Bruce Najaka, Cherokee Drive, Shickshinny Lake, PA 18655) concerning the remediation of soils contaminated with no. 2 fuel oil. The report documented attainment of the residential Statewide health standard and was approved on April 30, 2003.

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

**ORB, Inc. Property (Former ROGOFF Junkyard)**, Borough of Leetsdale, **Allegheny County**. Frank Benacquista, Earth Sciences, Consultants, Inc., One Triangle Lane, Export, PA 15632 (on behalf of Joseph Jakovic ORB, Inc., c/o The Buncher Company, 5600 Forward Avenue, Pittsburgh, PA 15217) has submitted a proposed Work Plan for a Baseline Remedial Investigation concerning remediation of site soil and groundwater contaminated with Chlorinated Solvents, Inorganics, Lead, Other Organics, PAH and PCB. The report was approved by the Department on January 30, 2003.

**DeMasso Gas Station**, Coraopolis Borough, **Allegheny County**. Shawn Gallagher, Springer Bush & Perry, P. C., Two Gateway Center, Pittsburgh, PA 15222 (on behalf of Arthur B. DeMasso, DeMasso Gas Station, 149 Greenlea Drive, Moon Township, PA 15108) has

submitted a Remedial Investigation Work Plan and a Baseline Environmental Report concerning remediation of site soil and groundwater contaminated with Chlorinated Solvents, Diesel Fuel, Leaded Gasoline, Lead, MTBE, Fuel Oil No. 1, Fuel Oil No. 2, Fuel Oil No. 4, Fuel Oil No. 5, Fuel Oil No. 6, Inorganics, Kerosene, New Motor Oil, Other Organics, Unleaded Gasoline and Used Motor Oil. The reports were approved by the Department on April 18, 2003.

#### **HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES**

##### **Permit for closure certification under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to operate a hazardous waste treatment, storage or disposal facility.**

*Southcentral Region: Waste Management Program, 909 Elmerton Ave., Harrisburg, PA 17110; Contact: Regional Solid Waste Manager, (717) 705-4706.*

**Permit No. PA8213820642. Defense Distribution Depot Susquehanna Pennsylvania (DDSP) Area 848**, 2001 Mission Dr., Suite 1, New Cumberland, PA 17070, Fairview Township, **York County**. On March 10, 2003, the Department received a closure certification report and request for closure certification from DDSP for Area 848, which is DDSP's permitted hazardous waste storage facility. On April 1, 2003, the Department inspected Area 848 and determined that Area 848 had been closed in accordance with DDSP's approved closure plan. The Department has reviewed DDSP's request for closure certification and has determined that the request is consistent with the requirements of 40 CFR 264.115, incorporated by reference under 25 Pa. Code § 264a.1. In accordance with 25 Pa. Code § 264a.167, the Department is providing public notice of DDSP's request for closure certification from the Department.

Persons wishing to comment on DDSP's request for closure certification are invited to submit a statement to the previously listed regional office within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this request. 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 the comment and the relevant facts upon which it is based. A public hearing may be held if the regional office considers the public response significant.

Following the 45-day comment period and/or public hearing, the Department will make a final determination regarding the proposed permit action. Notice of this action will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

#### **RESIDUAL WASTE GENERAL PERMITS**

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

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

**General Permit No. WMGR087. Process Recovery Corp.**, 2909 Windmill Road, Sinking Spring, PA 19608-1681. The application is for beneficial use of manufactured topsoil made from spent foundry sand and slag. The applicant failed to respond to comments made on the application by the Department. The application was denied by the Central Office on May 7, 2003.

Persons with questions on the denial may contact Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

*Southeast Region: Regional Solid Waste Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Permit No. 301077. Clean Harbors PPM LLC**, 4105 Whitaker Avenue, Philadelphia, PA 19124, City of Philadelphia. This permit is for the reissuance of a waste management permit to Clean Harbors PPM, LLC from Safety-Kleen PPM, Inc. for the continuing operation of the residual waste PCB transfer station at 4105 Whitaker Avenue in the City of Philadelphia. The permit was reissued by the Southeast Regional Office on May 8, 2003.

*Southcentral Region: Regional Solid Waste Manager; 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Permit No. 301344. Lancaster Oil, Inc.**, 1062 Old Manheim Pike, Lancaster, PA 17601, Manheim Township, **Lancaster County**. The permit is for the operation of the new residual waste processing facility and approval of Radiation Monitoring Plan for the Lancaster Oil Processing Facility. The permit was approved by the Southcentral Regional Office on April 25, 2003.

Persons interested in reviewing the general permit may contact John Krueger, Program Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

*Northwest Region: Regional Solid Waste Manager; 230 Chestnut Street, Meadville, PA 16335-3481.*

**Permit No. 101449. Waste Management of Greenville**, 88 Ohl Street, P. O. Box 609, Greenville, PA 16125-0609, Greenville Borough, **Mercer County**. Permit Renewal Application for Municipal Waste Transfer Facility. The permit was issued by the Northwest Regional Office on May 9, 2003.

Persons interested in reviewing the general permit may contact Todd Carlson, Program Manager, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6848. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

**Permit revoked under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate solid waste processing or disposal area or site.**

*Southcentral Region: Regional Solid Waste Manager; 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Permit No. 602422. Shippensburg Wastewater Treatment Plant**, 963 Avon Drive, Shippensburg, PA 17257, South Hampton Township, **Franklin County**. The permit was revoked at the request of the permittee for Shippensburg Borough Farm, South Hampton Township, Franklin County. The permit was revoked by the Southcentral Regional Office on May 8, 2003.

**Permit No. 602416. Shippensburg Wastewater Treatment Plant**, 963 Avon Drive, Shippensburg, PA 17257, North Newton and South Hampton Townships, **Cumberland County**. The permit was revoked at the request of the permittee for Guy Koser Farm, North Newton and South Hampton Townships, Cumberland County. The permit was revoked by the Southcentral Regional Office on May 8, 2003.

Persons interested in reviewing a general permit may contact Cynthia Wolfe, File Review Coordinator, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4732. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

**Permit No. 602837. Dillsburg Borough Authority**, 4 Barlo Circle, Ste. E, P. O. Box 370, Dillsburg, PA 17019, Washington Township, **York County**. This permit has been revoked at the request of the permittee for Garner Farm, in Washington Township. The permit was revoked by the Southcentral Regional Office on April 15, 2003.

#### MUNICIPAL AND RESIDUAL WASTE TRANSPORTER AUTHORIZATION

**Issued applications for municipal and residual waste transporter interim authorization received under the Waste Transportation Safety Act (27 Pa.C.S. §§ 6201—6209) and regulations to transport municipal or residual waste.**

*Central Office: Bureau of Land Recycling and Waste Management, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472.*

**Dwight L. Findley**, 25-57 98 St. E, Flushing, NY 11369. Authorization No. WH3114. Effective May 6, 2003.

**Dispose All LLC**, 6206 Mt. Pleasant Road, Honeybrook, PA 19344. Authorization No. WH3916. Effective May 6, 2003.

**Steven McMullen**, 6512 Admiral Perry Highway, Loretto, PA 15940. Authorization No. WH3917. Effective May 6, 2003.

**Miral Inc.**, 49 Menzel Ave., Maplewood, NJ 07040. Authorization No. WH3918. Effective May 6, 2003.

**Exeter Borough, Luzerne County**, 1101 Wyoming Ave., Exeter, PA 18643-1811. Authorization No. WH3921. Effective May 6, 2003.

**Wm. Proud Masonry Restoration Co., Inc.**, 13420 Damar Dr., Unit T, Philadelphia, PA 19116. Authorization No. WH3923. Effective May 6, 2003.

**MS Perlman & Co., Inc.**, P. O. Box 4126, Allentown, PA 18105-4126. Authorization No. WH3924. Effective May 6, 2003.

**Ray I. Winters & Sons Inc.**, 269 Winterfield Road, Indiana, PA 15701-6741. Authorization No. WH3925. Effective May 6, 2003.

**Herb Gregg Trucking Inc.**, 2129 Greensburg Road, New Kensington, PA 15068-1810. Authorization No. WH3926. Effective May 6, 2003.

**Buffalo Valley Excavating Inc.**, Box 47A, R. R. 4, Mifflinburg, PA 17844-9804. Authorization No. WH3927. Effective May 6, 2003.

**Dauphin Associates Inc.**, P. O. Box 2206, 1830 S. 19th St., Harrisburg, PA 17105-2206. Authorization No. WH3928. Effective May 6, 2003.

**James B. Parson**, R. R. 1 Box 968, Port Royal, PA 17082. Authorization No. WH3929. Effective May 6, 2003.

**J. Targuini & Sons Paving Co.**, 504 Eagle Road, Springfield, PA 19064. Authorization No. WH3930. Effective May 6, 2003.

**RSM Co.**, 527 S. 13th St., Indiana, PA 15701-0279. Authorization No. WH3931. Effective May 6, 2003.

**Key Environmental**, 311 E. Blackwell St., Dover, NJ 07801-4201. Authorization No. WH3933. Effective May 6, 2003.

**Wilsbach Distributors Inc.**, 905 Katie Ct., Harrisburg, PA 17109. Authorization No. WH3934. Effective May 6, 2003.

**Auchter Industrial Vacuum Service Inc.**, 4801 S. Wood Ave., Linden, NJ 07036-6543. Authorization No. WH3937. Effective May 6, 2003.

**Bloom Enterprises**, 521 1st St., Grampian, PA 16838-9307. Authorization No. WH3938. Effective May 6, 2003.

**JLT Trucking Co.**, 10 Guldin Lane, Boyertown, PA 19512. Authorization No. WH3939. Effective May 6, 2003.

**E. Kuser Inc.**, 150 Grings Hill Road, Sinking Spring, PA 19608-9433. Authorization No. WH3941. Effective May 6, 2003.

**Total Waste Tech Inc.**, Box 316, Long Valley, NJ 07853. Authorization No. WH3942. Effective May 6, 2003.

**RL Hindt Inc.**, 2633 Denny Road, Bear, DE 19701. Authorization No. WH3944. Effective May 6, 2003.

**Somerset Landscaping Service Inc.**, P. O. Box 5664, Somerset, NJ 08875. Authorization No. WH3946. Effective May 6, 2003.

**Patron Excavation**, 136 Elm St., Honesdale, PA 18431. Authorization No. WH3947. Effective May 6, 2003.

**Underhill Excavation**, 147 Wagner Road, McClure, PA 17841-9247. Authorization No. WH3948. Effective May 6, 2003.

**Deleo Trucking & Drilling**, 198 Panama St., Pittston, PA 18640. Authorization No. WH3949. Effective May 6, 2003.

**Broderick Moving**, 807 Fay Dr., Feasterville, PA 19053. Authorization No. WH3950. Effective May 6, 2003.

**Jeris Corp.**, 1802 N. Cedar Crest Blvd., Allentown, PA 18104-9662. Authorization No. WH3951. Effective May 6, 2003.

**RE Rowles Asphalt & Sealing Co.**, 114 Clifton Ave., Sharon Hill, PA 19079-2002. Authorization No. WH3952. Effective May 6, 2003.

**Emory J. Peters Excavating & Paving Contractors Inc.**, 470 E. Market Ave., Dallastown, PA 17313-2333. Authorization No. WH3953. Effective May 6, 2003.

**D & L Construction**, 1807 Shamrock Dr., Sligo, PA 16255. Authorization No. WH3954. Effective May 6, 2003.

**Ernie's Waste Oil**, 155C Swiontek Road, Aliquippa, PA 15001-5825. Authorization No. WH3955. Effective May 6, 2003.

**Philomeno & Salamone**, 450 S. Gravers Road, Plymouth Meeting, PA 19462-1720. Authorization No. WH3956. Effective May 6, 2003.

**Construction Service International Inc.**, 115 Memory Lane, Telford, PA 18969. Authorization No. WH3957. Effective May 6, 2003.

**West Brandywine Township, Chester County**, 199 Lafayette Road, Coatesville, PA 19320-0336. Authorization No. WH3958. Effective May 6, 2003.

**Fulgencio R. Triana**, 18 Bush Ave. No. 2, Port Chester, NY 10573. Authorization No. WH3959. Effective May 6, 2003.

**Bruce A. Clingan Builder**, 3100 Jefferson Ave., Washington, PA 15301. Authorization No. WH3961. Effective May 6, 2003.

**Atlas RR Construction Co.**, P. O. Box B, Eighty Four, PA 15330. Authorization No. WH3965. Effective May 6, 2003.

**Edward A. Postell Inc.**, Stole Road, P. O. Box 346, Skippack, PA 19474. Authorization No. WH3967. Effective May 6, 2003.

**Franklin Environmental Service Inc.**, P. O. Box 617, 185 Industrial Road, Wrentham, MA 02093-0617. Authorization No. WH3971. Effective May 6, 2003.

**Pete Kessock Excavating & Hauling**, 342 Broad St., Saint Clair, PA 17970-1115. Authorization No. WH3973. Effective May 6, 2003.

**SJ Pulver Trucking**, R. R. 3 Box 72, Outlet Road, Harveys Lake, PA 18618. Authorization No. WH3974. Effective May 6, 2003.

**H & R Hauling**, 110 W. Saint Mary's Road, Wilkes-Barre, PA 18706. Authorization No. WH3975. Effective May 6, 2003.

**Brunozzi Trucking**, 710 Grassy Island Ave., Jessup, PA 18434. Authorization No. WH3976. Effective May 6, 2003.

**Mario Villalobos**, P. O. Box 737926, Elmhurst, NY 11373. Authorization No. WH3978. Effective May 6, 2003.

**Reyes Alberto Martinez**, 679 State St., Perth Amboy, NJ 08861. Authorization No. WH3784. Effective May 6, 2003.

**Milton C. Gray**, 350 Duss Avenue, Ambridge, PA 15003. Authorization No. WH3355. Effective May 7, 2003.

**Stoy Excavating Inc.**, 166 Stoney Hollow Road, Somerset, PA 15501. Authorization No. WH4276. Effective May 7, 2003.

**Trash Haulers Inc.**, 427 Hunts Point Ave., Bronx, NY 10474. Authorization No. WH4611. Effective May 7, 2003.

**Michael M. Barefoot**, 805 S. Imler Valley Road, Imler, PA 16655. Authorization No. WH4527. Effective May 8, 2003.

**James Farren**, 1108 Tennessee Avenue, Pittsburgh, PA 15216. Authorization No. WH4021. Effective May 7, 2003.

**Jeffrey L. Kuser**, 219 Scull Hill Loop Road, Bernville, PA 19506-9135. Authorization No. WH4022. Effective May 7, 2003.

**EMB Contracting**, 169 New Street, Hellertown, PA 18055-2208. Authorization No. WH4023. Effective May 7, 2003.

**Country Lane Enterprises**, 855 Perkiomenville Road, Perkiomenville, PA 18074-9607. Authorization No. WH4024. Effective May 7, 2003.

**Timothy J. Collins**, 27 River Avenue, Natrona, PA 15065. Authorization No. WH4025. Effective May 7, 2003.

**Sees Construction, Inc.**, P. O. Box B, Mount Jewett, PA 16740-0541. Authorization No. WH4026. Effective May 7, 2003.

**Mauricio I. Rojas**, 42 Glenmore Avenue, Brentwood, NY 11717. Authorization No. WH4028. Effective May 7, 2003.

**Mario Lema Transport, Inc.**, 369 Summer Avenue, Newark, NJ 07104. Authorization No. WH4029. Effective May 7, 2003.

**J. C. Cameli Trucking**, 228 West Broad Street, Gibbstown, NJ 08027. Authorization No. WH4031. Effective May 7, 2003.

**Arco Construction, Inc.**, 240 Division Avenue, Garfield, NJ 07026. Authorization No. WH4033. Effective May 7, 2003.

**B. M. McNulty**, 655 Carl Road, Dysart, PA 16636. Authorization No. WH4035. Effective May 7, 2003.

**Schlegel Excavating, Inc.**, R. R. 1, Box 591, Millmont, PA 17845. Authorization No. WH4036. Effective May 7, 2003.

**Schlessman & Son Auto Enterprises**, 242 South Hull Street, Sinking Spring, PA 19608-1407. Authorization No. WH4038. Effective May 7, 2003.

**SBP Trucking Corporation**, 1507 Palisade Avenue, Union City, NJ 07087. Authorization No. WH4040. Effective May 7, 2003.

**Ameron Construction Co., Inc.**, 2501 North Atherton Street, State College, PA 16803-1133. Authorization No. WH4041. Effective May 7, 2003.

**Patrick Dougherty Construction**, 851 Crum Creek Road, Media, PA 19063. Authorization No. WH4042. Effective May 7, 2003.

**Savannah Trucking**, 22 Rainbow Trail, Queensbury, NY 12804. Authorization No. WH4043. Effective May 7, 2003.

**Robert M. Onuffer**, 3838 Beech Ave., Erie, PA 16508. Authorization No. WH3658. Effective May 9, 2003.

**John Tyler**, 2194 Porters Corners Road, Dundee, NY 14837. Authorization No. WH3661. Effective May 9, 2003.

**Miller Bros.**, 3819D Route 151, Aliquippa, PA 15001-5914. Authorization No. WH3676. Effective May 9, 2003.

**Chester J. Schumaker**, 8445 Hitchcock Road, Youngstown, OH 44512. Authorization No. WH3724. Effective May 9, 2003.

**Michael B. Nelson**, 70211 Church Hill, Lafferty, OH 43951. Authorization No. WH3732. Effective May 9, 2003.

**Mark Weiss**, P. O. Box 334, Kresgeville, PA 18333. Authorization No. WH3699. Effective May 9, 2003.

**High Angle Trucking Inc.**, 2503 West Street, Wilmington, DE 19802. Authorization No. WH3753. Effective May 9, 2003.

**JAG Trucking Inc.**, 45 Brewster Circle, Old Bridge, NJ 08857. Authorization No. WH3796. Effective May 9, 2003.

**Gerald N. Tsoi**, 24 Wellsring Drive, Bear, DE 19701. Authorization No. WH3854. Effective May 9, 2003.

**Anthony Trucking**, 300 Balsinger Road, Uniontown, PA 15401. Authorization No. WH4186. Effective May 9, 2003.

**Donald L. Rock & Co.**, 40 W. Mohler Church Road, Ephrata, PA 17522. Authorization No. WH4250. Effective May 9, 2003.

**C & S Waste Removal**, 801 Lower Independence Drive, P. O. Box 5, Lackawaxen, PA 18435. Authorization No. WH4367. Effective May 9, 2003.

**Cardella Trucking Co., Inc.**, 2400 Tonnelle Ave., North Bergen, NJ 07047. Authorization No. WH4537. Effective May 9, 2003.

**Lishman Builders Inc.**, 114 Fawn Road, East Stroudsburg, PA 18301. Authorization No. WH4555. Effective May 9, 2003.

**John L. Sheeder**, 116 Chaney Road, Hopewell, PA 16650. Authorization No. WH4429. Effective May 9, 2003.

**Pittston Township, Luzerne County**, 421 Broad St., Pittston, PA 18640. Authorization No. WH4598. Effective May 9, 2003.

**Kona Enterprises Corporation**, 539 Ford Street, West Conshohocken, PA 19428. Authorization No. WH3633. Effective May 7, 2003.

**McNabb Trucking, Inc.**, P. O. Box 806, Centerville, MS 39631. Authorization No. WH3812. Effective May 7, 2003.

**Dettery Sanitation**, 25 Trailer Road, Ringtown, PA 17967. Authorization No. WH3963. Effective May 7, 2003.

**Edgar J. Andrade**, 949 Monroe Avenue, Elizabeth, NJ 07201. Authorization No. WH3979. Effective May 2, 2003.

**Fitch Disposal**, 20 Leather Street, Sheffield, PA 16347. Authorization No. WH3980. Effective May 7, 2003.

**Thomas V. Patterson**, 70 Beulah's Road, Clymer, PA 15728. Authorization No. WH3981. Effective May 2, 2003.

**Andrew J. Demarco**, 180 Laurel Road, Elverson, PA 19520. Authorization No. WH3982. Effective May 2, 2003.

**Tige Excavating & Construction**, P. O. Box 40, Blacklick, PA 15716. Authorization No. WH3984. Effective May 2, 2003.

**Mullen Dunmore Excavating, Inc.**, 31 Trinley Road, Linfield, PA 19468. Authorization No. WH3985. Effective May 2, 2003.

**Martin C. Brockman, Jr.**, 604 Middle Street, West Brownsville, PA 15417-2514. Authorization No. WH3986. Effective May 2, 2003.

**ETC Logistics, LLC.**, P. O. Box 462, Parkman, OH 44080. Authorization No. WH3987. Effective May 2, 2003.

**Schlouch, Inc.**, P. O. Box 69, Blandon, PA 19510-0069. Authorization No. WH3988. Effective May 2, 2003.

**Metalife Resources, Inc.**, P. O. Box 777, Mida Industrial Park, Donora, PA 15033. Authorization No. WH3989. Effective May 7, 2003.

**DARO Company, Inc.**, 3004 Babcock Boulevard, Pittsburgh, PA 15237-2716. Authorization No. WH3990. Effective May 2, 2003.

**Peter A. D'Angeli**, 700 Rugby Road, Bryn Mawr, PA 19010. Authorization No. WH3991. Effective May 2, 2003.

**H. F. S. Trucking**, 114 Club Sofia Road, Uniontown, PA 15401-6838. Authorization No. WH3992. Effective May 2, 2003.

**Akima Corporation**, P. O. Box 18226, Pittsburgh, PA 15236. Authorization No. WH3993. Effective May 7, 2003.

**Volpone Construction, Inc.**, 469 Jacques Lane, Media, PA 19063-1914. Authorization No. WH3994. Effective May 2, 2003.

**Harper Coal, Inc.**, 103 Garrison Road, Johnstown, PA 15909-4114. Authorization No. WH3996. Effective May 2, 2003.

**Laurel Horticultural Services, Inc.**, P. O. Box 769, Glenside, PA 19038. Authorization No. WH3997. Effective May 2, 2003.

**Robert C. Wolesschok**, 46 Cedar Street, Cressona, PA 17929-1414. Authorization No. WH3998. Effective May 2, 2003.

**Dolan Construction, Inc.**, 401 South 13th Street, Reading, PA 19602-2027. Authorization No. WH3999. Effective May 2, 2003.

**Willard J. Braun**, 86 Powerline Road, Boyertown, PA 19512. Authorization No. WH4000. Effective May 2, 2003.

**Arthur J. Henry Lumber Company**, 3846 Park Avenue, Neffs, PA 18065. Authorization No. WH4002. Effective May 7, 2003.

**Rivas Brothers Transportation, Inc.**, 7 Hobbie Street, Stamford, CT 06902. Authorization No. WH4004. Effective May 7, 2003.

**Mark Cromley's Hauling**, 69 Campbell Mill Road, Lewisburg, PA 17837. Authorization No. WH4008. Effective May 7, 2003.

**Blue Haven Pools**, 713 Bethlehem Pike, Colmar, PA 18915. Authorization No. WH4009. Effective May 7, 2003.

**David Erb Contractors, Inc.**, 2930 Felton Road, Norristown, PA 19401. Authorization No. WH4010. Effective May 7, 2003.

**Jay E. Mundis Excavating**, 55 Circle Drive, Red Lion, PA 17356. Authorization No. WH4011. Effective May 7, 2003.

**D. Sabatelli, Inc.**, 630 South Ridley Creek Road, Media, PA 19063. Authorization No. WH4012. Effective May 7, 2003.

**Otano Trucking, Inc.**, Apartment 2, 402 72nd Street, North Bergen, NJ 07047. Authorization No. WH4013. Effective May 7, 2003.

**Santaro Development, LLC.**, P. O. Box 11125, Syracuse, NY 13218-1125. Authorization No. WH4014. Effective May 7, 2003.

**Hench Brothers, Inc.**, 508 East Pleasant Valley Boulevard, Altoona, PA 16602-5528. Authorization No. WH4016. Effective May 7, 2003.

**Luciano P. Pinto**, 38 Claremont Street, South River, NJ 08882. Authorization No. WH4017. Effective May 7, 2003.

**W. Craig Adams, Inc.**, 107 Campbell Road, York, PA 17402-8637. Authorization No. WH4018. Effective May 7, 2003.

**Dougherty Landscaping, Inc.**, P. O. Box 5098, New Britain, PA 18901. Authorization No. WH4019. Effective May 7, 2003.

**Diamond Head Trucking, Inc.**, 2930 Duss Avenue, Ambridge, PA 15003-1400. Authorization No. WH4020. Effective May 7, 2003.

**Northstar Environmental Group, Inc.**, 417 North Blythe Street, Gallatin, TN 37066-2618. Authorization No. WH4195. Effective May 7, 2003.

**Woolever Brothers Transportation, Inc.**, 260 Jordan Avenue, Montoursville, PA 17754-0156. Authorization No. WH4205. Effective May 8, 2003.

**Clair Boring Painting & Services, Inc.**, 5 Pittsburgh Road, Butler, PA 16001. Authorization No. WH4256. Effective May 7, 2003.

**DMD Trucking, Inc.**, 7 Hillberry Lane, Holbrook, NY 11741-2022. Authorization No. WH4340. Effective May 8, 2003.

**Bill Hunsinger Construction**, R. R. 1 Box 106a, Stevensville, PA 18845-9748. Authorization No. WH4632. Effective May 7, 2003.

**Weslowski Enterprises Inc.**, R. R. 3 Box 365, Goshen, NY 10924. Authorization No. WH3581. Effective May 5, 2003.

**Shamokin Area School District**, 2000 West State Street, Coal Township, PA 17866. Authorization No. WH3493. Effective May 5, 2003.

**Artie H. Snyder III**, 1419 Lansdale Avenue, Bethlehem, PA 18017-4147. Authorization No. WH3715. Effective May 5, 2003.

**Tim Trucking**, R. R. 1 Box 269, Houtzdale, PA 16651. Authorization No. WH3367. Effective May 8, 2003.

**Vince's Electric Service**, 3774 West Crawford Avenue, Dunbar, PA 15431. Authorization No. WH3891. Effective May 8, 2003.

**Munn's Furniture Gallery**, 1209 State Street, Erie, PA 16501. Authorization No. WH3892. Effective May 8, 2003.

**E-Z Ship Recycling Inc.**, 2nd Floor, 2200 Spring Garden Avenue, Pittsburgh, PA 15212. Authorization No. WH3893. Effective May 8, 2003.

**Dave Kelius Construction Company**, 106 Bragg Road, Schwenksville, PA 19473. Authorization No. WH3894. Effective May 8, 2003.

**Greater Greensburg Sewer Authority**, P. O. Box 248, Greensburg, PA 15601-0248. Authorization No. WH3895. Effective May 8, 2003.

**Roy A. Hildenbrand**, Box 3039, Wentlings School Road, East Greenville, PA 18041. Authorization No. WH3896. Effective May 8, 2003.

**Boss Insulation & Roofing Inc.**, 921-923 High Street, West Milton, PA 17886. Authorization No. WH3900. Effective May 8, 2003.

**Dallago Back Hoe Service**, 301 Maple Avenue, Marlin, PA 17951. Authorization No. WH3901. Effective May 8, 2003.

**Len Tokash Construction Company**, 41 Monument Avenue, Wyoming, PA 18644. Authorization No. WH3902. Effective May 8, 2003.

**Sorce Inc.**, P. O. Box 704, Clarion, PA 16214. Authorization No. WH3904. Effective May 8, 2003.



**McGinty Brothers Inc.**, 6231 Chestnut Hill Road, Coopersburg, PA 18036-1898. Authorization No. WH3910. Effective May 8, 2003.

**Belfor USA Group Inc.**, 608 Jeffers Circle, Exton, PA 19341. Authorization No. WH3911. Effective May 8, 2003.

**New Bethlehem Borough**, 309 Broad Street, New Bethlehem, PA 16242-1018. Authorization No. WH3913. Effective May 8, 2003.

**West Reading Borough, Berks County**, 500 Chestnut Street, Reading, PA 19611-1452. Authorization No. WH3914. Effective May 8, 2003.

**D. W. Gaul Company Inc.**, 368 Gravel Pike, Rahns, PA 19426. Authorization No. WH3915. Effective May 8, 2003.

**Mike Granieri Lawn Care Inc.**, Unit D, 1947 Stout Drive, Ivyland, PA 18974. Authorization No. WH4129. Effective May 9, 2003.

**Murray Contracting**, P. O. Box 462, Rimersburg, PA 16248. Authorization No. WH4130. Effective May 9, 2003.

**Fred's Oil Service**, 1122 Wayne Avenue, McKees Rocks, PA 15136. Authorization No. WH4131. Effective May 9, 2003.

**Clarion Bathware Inc.**, 44 Amsler Avenue, Shippenville, PA 16254. Authorization No. WH4132. Effective May 9, 2003.

**Edgar & Son Trucking Service**, 1st Floor, 914 Bond Street, Elizabeth, NJ 07201. Authorization No. WH4133. Effective May 9, 2003.

**Ligonier Trucking Company**, P. O. Box 277, Laughlintown, PA 15655-0277. Authorization No. WH4134. Effective May 9, 2003.

**Ligonier Construction Company**, P. O. Box 277, Laughlintown, PA 15655. Authorization No. WH4135. Effective May 9, 2003.

**S O S Transport**, R. R. 1 Box 288 A, Mount Pleasant, PA 15666-9716. Authorization No. WH4136. Effective May 9, 2003.

**Crider Mitchell Construction**, P. O. Box 150, 20 Depot Street, Lewistown, PA 17044. Authorization No. WH4139. Effective May 9, 2003.

**Tri M Electrical Construction LLC**, P. O. Box 69, 204 Gale Lane, Kennett Square, PA 19348. Authorization No. WH4140. Effective May 9, 2003.

**John J. Brentzel Inc.**, 1070 Morris Avenue, North Huntingdon, PA 15642-1465. Authorization No. WH4141. Effective May 9, 2003.

**IDM Enterprises Inc.**, 60 Outwater Lane, Garfield NJ 07026-3814. Authorization No. WH4142. Effective May 9, 2003.

**Rickard's Excavating**, 1741 Old Baltimore Pike, Oxford, PA 19363-2500. Authorization No. WH4143. Effective May 9, 2003.

**AMF Trucking Ltd.**, 2501 Swede Road, East Norriton, PA 19401-1739. Authorization No. WH4144. Effective May 9, 2003.

**C. Hoffman & Sons Inc.**, 2450 Alder St., Easton, PA 18042. Authorization No. WH4145. Effective May 9, 2003.

**Brentzel Contracting Inc.**, P. O. Box 549, Irwin, PA 15642-0549. Authorization No. WH4146. Effective May 9, 2003.

**Fitness Central Inc.**, 4337 Route 309, Schnecksville, PA 18078. Authorization No. WH4148. Effective May 9, 2003.

**Spaid's Land Renovation**, P. O. Box 200, Mifflinville, PA 18631-0200. Authorization No. WH4149. Effective May 9, 2003.

**Robert G. Ciccone**, 2741 Slifer Valley Road, Riegelsville, PA 18077-9508. Authorization No. WH4150. Effective May 9, 2003.

**D & M Leasing Inc.**, 2 Fish House Road, South Kearny, NJ 07032. Authorization No. WH1712. Effective January 27, 2003.

**Jorge E. Miranda Guerrero**, 305 Greylock Parkway, Belleville, NJ 07109. Authorization No. WH1713. Effective January 27, 2003.

**Liberty Orange Corp. Inc.**, Basement Apt., 459 N. 7th St., Newark, NJ 07107. Authorization No. WH1714. Effective January 27, 2003.

**Jean J. Alexis**, 6 Toto Court, Nyack, NY 10960. Authorization No. WH1715. Effective January 27, 2003.

**Franklin Mendoza**, Apt. 113, 96-11 65th Road, Rego Park, NY 11374. Authorization No. WH1716. Effective January 27, 2003.

**Jose I. Gonzalez**, 14 Jacobsen St., Sayreville, NJ 08872. Authorization No. WH1717. Effective January 27, 2003.

**Eastern Trucking USA**, 401 Jefferson Ave., Elizabeth, NJ 07001. Authorization No. WH1718. Effective January 27, 2003.

**Nelson Cantos**, 92A Menattan St., Brooklyn, NY 11221. Authorization No. WH1719. Effective January 27, 2003.

**FBS Transport Inc.**, 92 Brill St., Newark, NJ 07105. Authorization No. WH1720. Effective January 27, 2003.

**Carlos V. Urena**, 7 Codington St., Raritan, NJ 08869. Authorization No. WH1721. Effective January 27, 2003.

**Autumn Industries Inc.**, 518 Perkins Jones Road, Warren, OH 44483-1849. Authorization No. WH1746. Effective January 27, 2003.

**Lloyd C. Ohl**, 6113 Limeport Pike, Coopersburg, PA 18036. Authorization No. WH1756. Effective January 27, 2003.

**Charles S. Shaffer**, 2794 Quaker Church Road, Muncy, PA 17756-7113. Authorization No. WH1820. Effective January 27, 2003.

**Jody S. Hillegass**, Montgomery Road, R. R. 3 Box 209, Kittanning, PA 16201. Authorization No. WH1821. Effective January 27, 2003.

**Reilly Foam Corporation**, 1101 Hector St., Conshohocken, PA 19428. Authorization No. WH1823. Effective January 27, 2003.

**Steve Rosella Trash Removal**, 91 2nd Ave., Birdsboro, PA 19508. Authorization No. WH1824. Effective January 27, 2003.

**West Mifflin Borough, Allegheny County**, 3000 Lebanon Church Road, West Mifflin, PA 15122. Authorization No. WH1827. Effective January 27, 2003.

**Halliburton Energy Service Inc.**, 101 Lucerne Mine Road, Homer City, PA 15748. Authorization No. WH1828. Effective January 27, 2003.

**Arthur Funk & Sons Inc.**, 1405 Birch Road, Lebanon, PA 17042. Authorization No. WH1830. Effective January 27, 2003.

**Moon Star Express Inc.**, 40 Birghton 1st Road, Apt. 8F, Brooklyn, NY 11235. Authorization No. WH1831. Effective January 27, 2003.

**Ayman A. Garas**, 86 Andrew St., Bayonne, NJ 07002. Authorization No. WH3137. Effective January 27, 2003.

**Walter A. Yumbla**, 252 Union St., Lodi, NJ 07644. Authorization No. WH3138. Effective January 27, 2003.

**Everett Trucking**, 10092 Reynolds Road, Garrettsville, OH 44231. Authorization No. WH3681. Effective January 27, 2003.

**Maxwell Transportation Inc.**, 455 Struble Road, State College, PA 16801. Authorization No. WH1825. Effective January 29, 2003.

**Ziegler's Hauling Service**, 102 Chestnut St., Slatington, PA 18080-0133. Authorization No. WH1905. Effective January 29, 2003.

**Jildelan R. Rezende**, 214 Qunicy St., Kearny, NJ 07032-1278. Authorization No. WH1906. Effective January 29, 2003.

**Amaral Silva Trucking Co.**, 217 Elm St., Newark, NJ 07105-2534. Authorization No. WH1909. Effective January 29, 2003.

**Wallace G. Moreira**, 65 Putnan Park Road, Bethel, CT 06801-1301. Authorization No. WH1910. Effective January 29, 2003.

**Ivani C. Nascimento**, 141 Wayside Road, Tinton, NJ 07724-0325. Authorization No. WH1911. Effective January 29, 2003.

**Eli Campos**, 1622 Bergen Ave., 2nd Floor, Linden, NJ 07036-2318. Authorization No. WH1912. Effective January 29, 2003.

**First Colonial Funding Corp.**, 209 Mt. Prospect Ave., Newark, NJ 07104. Authorization No. WH1913. Effective January 29, 2003.

**Intek Motor Vehicle Leasing Inc.**, 464 Hudson Terrace, Englewood Cliffs, NJ 07632-1785. Authorization No. WH1916. Effective January 29, 2003.

**Roaring Run Trucking Co. Inc.**, P. O. Box 368, Bigler, PA 16825-0368. Authorization No. WH1917. Effective January 29, 2003.

**William M. Buck**, Box 184AA, R. R. 1, Woodland, PA 16881-9055. Authorization No. WH1918. Effective January 29, 2003.

**Jabe C. Walker**, P. O. Box 82, Bigler, PA 16825-0082. Authorization No. WH1919. Effective January 29, 2003.

**Ardell W. Buck Trucking**, Box 390A, Gillingham Road R. R. 1, Frenchville, PA 16836. Authorization No. WH1920. Effective January 29, 2003.

**Audie L. Pentz**, 6032 Greenville Pike, Grampian, PA 16838-9801. Authorization No. WH1921. Effective January 29, 2003.

**Richard L. Lindstrom**, 4631 Morrisdale-Allport Highway, Morrisdale, PA 16858. Authorization No. WH1922. Effective January 29, 2003.

**Gary L. Berkley**, R. R. 1 Box 57H, West Decatur, PA 16878. Authorization No. WH1923. Effective January 29, 2003.

**Gary Berkley Trucking Inc.**, R. R. 1 Box 57H, West Decatur, PA 16878-9711. Authorization No. WH1924. Effective January 29, 2003.

**Noel Dejesus**, 415 W. Church St., Downingtown, PA 19335. Authorization No. WH1925. Effective January 29, 2003.

**GM Trucking & Associates Co. Inc.**, 833 Rancocas Road, Mount Holly, NJ 08060. Authorization No. WH1926. Effective January 29, 2003.

**Real Disposal Service LLC**, P. O. Box 586, Mansfield, PA 16933. Authorization No. WH1928. Effective January 29, 2003.

**Ysauro Vergara Trucking Co.**, Apt. 5, 1143 43rd Street, Brooklyn, NY 11219. Authorization No. WH1931. Effective January 29, 2003.

**Keystone Sanitation Service LLC**, P. O. Box 486, Mifflinville, PA 18631. Authorization No. WH1932. Effective January 29, 2003.

**Angel Martinez**, 1187 Manor Drive, Lakewood, NJ 08701. Authorization No. WH1933. Effective January 29, 2003.

**A. J. Crumbley Enterprises Inc.**, P. O. Box 50993, 2334 N. 24th Street, Philadelphia, PA 19132. Authorization No. WH1935. Effective January 29, 2003.

**Gettysburg College**, 300 N. Washington St., Gettysburg, PA 17325-1400. Authorization No. WH1936. Effective January 29, 2003.

**Kevco t/a All Star Disposal & Recycling Corp.**, P. O. Box 217, Jackson, NJ 08527. Authorization No. WH1937. Effective January 29, 2003.

**Mercer Wrecking & Recycling Corp.**, P. O. Box 5626, 853 Nottingham Way, Trenton, NJ 08638. Authorization No. WH1938. Effective January 29, 2003.

**M & E Roofing LLC**, 17 Starlite Drive, Lititz, PA 17543. Authorization No. WH1939. Effective January 29, 2003.

**Active Disposal Service Inc.**, P. O. Box 1115, 15 Polhemus Lane, Bridgewater, NJ 08807. Authorization No. WH1930. Effective January 29, 2003.

**Denaples Sanitation Inc.**, 206 William St., Scranton, PA 18508. Authorization No. WH1528. Effective January 30, 2003.

**Lamparter Inc.**, 4061 Nursery Road, Dover, PA 17315. Authorization No. WH1870. Effective January 30, 2003.

**C & K Industrial Services Inc.**, 5617 Schaaf Road, Independence, OH 44131. Authorization No. WH1904. Effective January 30, 2003.

**Evans Disposal LLC**, 2705 Snyder Ave., Bloomsburg, PA 17815. Authorization No. WH1927. Effective January 30, 2003.

**Metro Waste Service LLC**, P. O. Box 8085, Bridgewater, NJ 08807. Authorization No. WH1940. Effective January 30, 2003.

**M. W. Platt Inc.**, P. O. Box 68, Uniontown, PA 15401. Authorization No. WH1941. Effective January 30, 2003.

**Gregg M. Lucas**, 254 Mill St., P. O. Box 372, Vanderbilt, PA 15486. Authorization No. WH1942. Effective January 30, 2003.

**Devine Transport**, 487 Quarry Road, P. O. Box 482, Honey Brook, PA 19344. Authorization No. WH1943. Effective January 30, 2003.

**Allegheny Ludlum Corp.**, 100 River Road, Brackenridge, PA 15014. Authorization No. WH1944. Effective January 30, 2003.

**Polk Township, Monroe County**, P. O. Box 137, Kresgeville, PA 18333-0137. Authorization No. WH1945. Effective January 30, 2003.

**Quality Carriers Inc.**, 3802 Corporex Park Dr., Tampa, FL 33619. Authorization No. WH1947. Effective January 30, 2003.

**Marisol Inc.**, 213 W. Union Ave., Bound Brook, NJ 08805-1334. Authorization No. WH1950. Effective January 30, 2003.

**Main Line Paving Co. Inc.**, 70 Old Lancaster Road, Devon, PA 19333-1307. Authorization No. WH1952. Effective January 30, 2003.

**Unclaimed Freight Co. & Liquidation Sales Inc.**, 3019 Hempland Road, Lancaster, PA 17601. Authorization No. WH1953. Effective January 30, 2003.

**Walter Toward d/b/a Toward Trucking**, 614 Bartleyville Road, Burgettstown, PA 15021-2220. Authorization No. WH1954. Effective January 30, 2003.

**EAP Industries Inc.**, P. O. Box 275, 1575 Smith Township State Road, Atlasburg, PA 15004-0275. Authorization No. WH1955. Effective January 30, 2003.

**Jendoco Corp.**, 2000 Lincoln Road, Pittsburgh, PA 15235. Authorization No. WH1956. Effective January 30, 2003.

**Kinsley Construction Inc.**, P. O. Box 2886, 2700 Water St., York, PA 17403. Authorization No. WH1962. Effective January 30, 2003.

**Royersford Borough**, P. O. Box 188, 300 Main St., Royersford, PA 19468-1022. Authorization No. WH1963. Effective January 30, 2003.

**Joseph C. Digrado**, 912 Ross Street, Rahway, NJ 07065. Authorization No. WH1965. Effective January 30, 2003.

**Magno D. Assuncao**, 734 Canton Street, Elizabeth, NJ 07202. Authorization No. WH1966. Effective January 30, 2003.

**Antonio M. Silva**, 1037 Kilsyth Road, Elizabeth, NJ 07208-2907. Authorization No. WH1967. Effective January 30, 2003.

**Silvas Trucking**, 1037 Kilsyth Road, Elizabeth, NJ 07208. Authorization No. WH1968. Effective January 30, 2003.

**Trade Eastern Inc.**, 53 Gravel Street, Wilkes-Barre, PA 18705-3738. Authorization No. WH1969. Effective January 30, 2003.

**City Wide Service**, P. O. Box 1235, Sharon Hill, PA 19079. Authorization No. WH1094. Effective January 27, 2003.

**Childs Instant Homes, Inc.**, 861 East Butler Avenue, Doylestown, PA 18901-5317. Authorization No. WH1014. Effective January 29, 2003.

**D & G Sanitation**, P. O. Box 69, Woodland, PA 16881. Authorization No. WH2031. Effective January 30, 2003.

**Roman Transport, Inc.**, 18 Stephen Street, South River, NJ 08882-1141. Authorization No. WH1793. Effective January 27, 2003.

**Orlando Cedeno**, 89 Shelley Road, S. Menden, CT 06451-4950. Authorization No. WH2061. Effective January 27, 2003.

**J. Waste Corporation**, 139 Chatterton Avenue, No. 4, White Plains, NY 10606. Authorization No. WH3302. Effective January 27, 2003.

**Jaime S. Ortega**, 139 Chatterton Avenue, No. 4, White Plains, NY 10606. Authorization No. WH2053. Effective January 27, 2003.

**E. A. C. Transportation, Inc.**, 112 Washington Street, Mount Vernon, NY 10550. Authorization No. WH2063. Effective January 27, 2003.

**Benito Filippini Hauling**, 87 Kim Winona Court, Fleetwood, PA 19522. Authorization No. WH2071. Effective January 27, 2003.

**Freire Trucking Corporation**, 265 Broadway Street, Place No. 5, Jersey City, NJ 07306. Authorization No. WH2055. Effective January 27, 2003.

**Craig Alderman**, 116 Spring Run Road Ext., Moon Township, PA 15108. Authorization No. WH2151. Effective January 27, 2003.

**City of Shamokin**, P. O. Box Q, 47 East Lincoln Street, Shamokin, PA 17872-0917. Authorization No. WH2150. Effective January 27, 2003.

**G. M. Honkus & Sons, Inc.**, 2030 Seanor Road, Windber, PA 15963. Authorization No. WH2148. Effective January 27, 2003.

**KL Corporation**, 6148 West Columbia Avenue, Philadelphia, PA 19151. Authorization No. WH2149. Effective January 27, 2003.

**Scott A. Leber**, 51 Arnold Lane, York, PA 17406-8648. Authorization No. WH2145. Effective January 27, 2003.

**Edward T. Williams**, 543 George Street, Norristown, PA 19401. Authorization No. WH2144. Effective January 27, 2003.

**J B Gibbons Construction, Inc.**, 730 Wildwood Boulevard, Williamsport, PA 17701. Authorization No. WH2142. Effective January 27, 2003.

**Patken Construction Company, Inc.**, 120 Brennan Lane, Evans City, PA 16033. Authorization No. WH2141. Effective January 27, 2003.

**Strayer Contracting, Inc.**, 14351 South Route 44 Hwy., Allenwood, PA 17810-9342. Authorization No. WH2139. Effective January 27, 2003.

**John Spearly Construction, Inc.**, 523 Seibert Road, Bellefonte, PA 16823. Authorization No. WH2138. Effective January 27, 2003.

**Stutzman Trucking**, 157 Pyle Drive, Somerset, PA 15501. Authorization No. WH2135. Effective January 27, 2003.

**Grisales Trucking, Inc.**, 28 East Palisades Boulevard, Apt. 1, Palisades Park, NJ 07650. Authorization No. WH2136. Effective January 27, 2003.

**R. Holmes & Sons**, 109 Prospect Street, Tobyhanna, PA 18466-9724. Authorization No. WH2134. Effective January 27, 2003.

**Three Rivers Aggregates, Inc.**, 1321 Main Street, Crescent, PA 15046. Authorization No. WH2132. Effective January 27, 2003.

**Molina Trucking Co.**, 431 Walnut Street, 2nd Floor, Newark, NJ 07105. Authorization No. WH2130. Effective January 27, 2003.

**Borough of Perkasio**, 311 South 9th Street, Perkasio, PA 18944-1366. Authorization No. WH2129. Effective January 27, 2003.

**E & E Materials Handling, Inc.**, 1310 Main Street, Crescent, PA 15046. Authorization No. WH2128. Effective January 27, 2003.

**Robert Javregvi**, 561 A Street, King of Prussia, PA 19401. Authorization No. WH2127. Effective January 27, 2003.

**Edgar Chaves**, 1940 Paletorpe Street, Philadelphia, PA 19122. Authorization No. WH2126. Effective January 27, 2003.

**SAB Trucking, Inc.**, 72 Scott Avenue, 7 Pironi Court, Woodbury, NY 11797. Authorization No. WH2048. Effective January 27, 2003.

**Real Transport, Inc.**, 103 Plum Drive, Edgewater Park, NJ 07481. Authorization No. WH1358. Effective January 27, 2003.

**Aleida Cuascut**, 5701 Boulevard E 25B, West New York, NJ. Authorization No. WH1078. Effective January 28, 2003.

**Motion Inc.**, 47 Broad Acre Drive, Mount Laurel, NJ 08054. Authorization No. WH1322. Effective January 28, 2003.

**Meco Constructors Inc.**, 529 Penns Park Road, Wrightstown, PA 18940. Authorization No. WH1991. Effective January 28, 2003.

**Ratael E. Gaona**, 35-38 101 Street 2nd Floor, Corona, NY 11368. Authorization No. WH1992. Effective January 28, 2003.

**Pablo R. Mendieta**, PMB 219, 257 Central Avenue, Jersey City, NJ 07306. Authorization No. WH1994. Effective January 28, 2003.

**B W B Inc.**, P. O. Box 7582, 400 Adams Street, Steelton, PA 17113-0582. Authorization No. WH1995. Effective January 28, 2003.

**Reon W. Snyder**, 311 Porter Avenue, Scottdale, PA 15683. Authorization No. WH1996. Effective January 30, 2003.

**Gap Pollution & Environmental Control Inc.**, One Gap Vax Lane, Johnstown, PA 15904. Authorization No. WH1997. Effective January 28, 2003.

**Sizerville State Park**, R. R. 1 Box 238A, Emporium, PA 15834-9608. Authorization No. WH1998. Effective January 28, 2003.

**Avis America**, P. O. Box 420, Avis, PA 17721-0420. Authorization No. WH1999. Effective January 28, 2003.

**Franklin & Marshall College**, P. O. Box 3003, Lancaster, PA 17604-3003. Authorization No. WH2001. Effective January 28, 2003.

**V & Sons Transportation Corporation**, 818 Degraw Avenue, Newark, NJ 07104. Authorization No. WH2002. Effective January 31, 2003.

**Morrisville Borough, Bucks County**, 35 Union Street, Morrisville, PA 19067. Authorization No. WH2003. Effective January 28, 2003.

**David Smith General Contractor Inc.**, 200 Canterbury Drive, Wallingford, PA 19086. Authorization No. WH2004. Effective January 28, 2003.

**Roger W. Yeager**, P. O. Box 364, Big Run, PA 15715. Authorization No. WH2005. Effective January 28, 2003.

**Hugill Sanitation Inc.**, 779 Front Street, Mahaffey, PA 15757. Authorization No. WH2007. Effective January 28, 2003.

**Grace Industries Inc.**, 6993 Silvercrest Road, Nazareth, PA 18064. Authorization No. WH2008. Effective January 28, 2003.

**Bills Refuse Container Service**, 1214 East Sedgley Avenue, Philadelphia, PA 19134. Authorization No. WH2009. Effective January 28, 2003.

**George Trucking, Inc.**, Reedy Mill Road, R. R. 2, Box 213a, New Bethlehem, PA 16242-9208. Authorization No. WH1802. Effective January 30, 2003.

**Metro Waste, Inc.**, P. O. Box 37553, Philadelphia, PA 19148. Authorization No. WH2011. Effective January 30, 2003.

**Middle Creek Transport**, 1301 Lincoln Road, Lititz, PA 17543-9191. Authorization No. WH2013. Effective January 30, 2003.

**Recycle America**, 455 Mount Pisgah Road, York, PA 17402. Authorization No. WH2014. Effective January 30, 2003.

**John Capalonga Refuse Hauling**, 336 North Hyde Park Avenue, Scranton, PA 18504-1712. Authorization No. WH2015. Effective January 30, 2003.

**H. E. Heindel & Sons**, P. O. Box 7, Brogue, PA 17309-0007. Authorization No. WH2016. Effective January 30, 2003.

**Larry J. Comito**, P. O. Box 215, Eighty Four, PA 15330-0215. Authorization No. WH2018. Effective January 30, 2003.

**Badman Construction, Inc.**, P. O. Box 53, Kintnersville, PA 18930-0053. Authorization No. WH2020. Effective January 30, 2003.

**Mackes Construction**, Golf Course Road, R. R. 5, Box 5916, Saylorsburg, PA 18353. Authorization No. WH2022. Effective January 30, 2003.

**City of Reading**, 815 Washington Street, Reading, PA 19601-3690. Authorization No. WH2023. Effective January 30, 2003.

**J. D. S. Trash Disposal**, 264 Bartlett Street, Reading, PA 19611. Authorization No. WH2025. Effective January 30, 2003.

**D & D Maintenance**, 6341 Hoffman Lane, Coopersburg, PA 18036-3026. Authorization No. WH2027. Effective January 30, 2003.

**August Transport, Inc.**, 17 Ferry Street, Leetsdale, PA 15056-1141. Authorization No. WH2028. Effective January 30, 2003.

**Charles Nearhoof**, 117 Howard Avenue, Altoona, PA 16601. Authorization No. WH2029. Effective January 30, 2003.

**ERT Waste Services, Inc.**, 141 Brown Street, Pittston, PA 18640. Authorization No. WH2030. Effective January 30, 2003.

**Lafferty Trucking Co. Inc.**, 3709 Beale Ave., Altoona, PA 16601. Authorization No. WH3575. Effective March 11, 2003.

**Yakup Nal**, 1350 August Road, North Babylon, NY 11703. Authorization No. WH2563. Effective March 11, 2003.

**Encotech Inc.**, P. O. Box 305, Eighty Four, PA 15330. Authorization No. WH2565. Effective March 11, 2003.

**A & L Inc.**, 4201 SR 51, Belle Vernon, PA 15012. Authorization No. WH2583. Effective March 11, 2003.

**A & L Transport Inc.**, 711 Faile St., Bronx, NY 10474. Authorization No. WH2594. Effective March 11, 2003.

**Cerminaro Construction Co. Inc.**, 1141 Clay Ave., Dunmore, PA 18510. Authorization No. WH2701. Effective March 11, 2003.

**ABC Construction Co. Inc.**, 2826 Finley Ave., Bensalem, PA 19020. Authorization No. WH2702. Effective March 11, 2003.

**Fleischer Bros.**, 954 Boulder Dr., Mt. Bethel, PA 18343. Authorization No. WH2703. Effective March 11, 2003.

**Western Westmoreland Municipal Authority**, 12441 Route 993, North Huntingdon, PA 15642-0366. Authorization No. WH2704. Effective March 11, 2003.

**Stroud Township, Monroe County**, 121 N. 5th St., Stroudsburg, PA 18360-2646. Authorization No. WH2705. Effective March 11, 2003.

**Al Johnson Co.**, P. O. Box 523, Drexel Hill, PA 19026-0523. Authorization No. WH2707. Effective March 11, 2003.

**Darryl T. Cole**, 123 S. 6th St., Darby, PA 19023. Authorization No. WH2708. Effective March 11, 2003.

**Brezden Trucking Inc.**, 220 Speer Ave., Clifton, NJ 07013. Authorization No. WH2709. Effective March 11, 2003.

**Bednasz Trucking Co. Inc.**, P. O. Box 534, Hamburg, NY 14075-0534. Authorization No. WH2713. Effective March 11, 2003.

**South Greensburg Borough, Westmoreland County**, 1515 Poplar St., Greensburg, PA 15601-5453. Authorization No. WH2714. Effective March 11, 2003.

**Harbaugh Trucking Inc.**, 123 Sherman St., Rockwood, PA 15557. Authorization No. WH2715. Effective March 11, 2003.

**A & A Refuse Services Inc.**, 3 New Dorwart Street, Lancaster, PA 17603-5201. Authorization No. WH2716. Effective March 11, 2003.

**Marth Hauling Inc.**, 1438 Willowbrook Road, Northampton, PA 18067. Authorization No. WH2717. Effective March 11, 2003.

**TLJ Recycling & Container Service LLC**, 821 Market Ave., Depford, NJ 08096. Authorization No. WH2719. Effective March 11, 2003.

**Art Kerpovich Sanitation Service**, 74 Manor Dr., Shavertown, PA 18708-9670. Authorization No. WH2720. Effective March 11, 2003.

**Rapid Pallet Inc.**, P. O. Box 123, 100 Chestnut St., Jermyn, PA 18433. Authorization No. WH2721. Effective March 11, 2003.

**Turkey Hill Dairy Inc.**, 2601 River Road, Conestoga, PA 17516-9327. Authorization No. WH2722. Effective March 11, 2003.

**Jesse S. Zerbe**, 1519 W. Main Street, Valley View, PA 17983. Authorization No. WH2725. Effective March 11, 2003.

**B & R Trucking**, 209 Filicky Lane, Stoystown, PA 15563-8611. Authorization No. WH2726. Effective March 11, 2003.

**Kingston Borough, Luzerne County**, 500 Wyoming Ave., Kingston, PA 18704-3604. Authorization No. WH2727. Effective March 11, 2003.

**Alexander Excavating**, 220 Tearing Run Road, Homer City, PA 15748. Authorization No. WH2728. Effective March 11, 2003.

**Fred A. Ream**, 145 Duppstadt Road, Markleton, PA 15551. Authorization No. WH2730. Effective March 11, 2003.

**Shalston Enterprises Inc.**, 126 Main St., P. O. Box 309, West Sunbury, PA 16061-0309. Authorization No. WH2731. Effective March 11, 2003.

**North Lebanon Township, Lebanon County**, 725 Kimmerlings Rd., Lebanon, PA 17046-9202. Authorization No. WH2732. Effective March 11, 2003.

**Elaine Stine Trucking Inc.**, 147 Pine Street, P. O. Box 147, Branchdale, PA 17923. Authorization No. WH2733. Effective March 11, 2003.

**Davis Transport Inc.**, 6592 Route 119 Highway S., Blairsville, PA 15717. Authorization No. WH2734. Effective March 11, 2003.

**Gibson Township, Cameron County**, P. O. Box 12, Sinnemahoning, PA 15861. Authorization No. WH2735. Effective March 11, 2003.

**Montana Trucking LLC**, 1730 Port Clinton Road, Fremont, OH 43420. Authorization No. WH2738. Effective March 11, 2003.

**Department of Transportation, Engineering District 80**, P. O. Box 569, 1445 Cumberland St., Lebanon, PA 17042. Authorization No. WH2739. Effective March 11, 2003.

**Fayette Transportation Service Inc.**, P. O. Box 1091, Route 21, W. Balsinger Road, Uniontown, PA 15401. Authorization No. WH2743. Effective March 11, 2003.

**CMR Trucking Co.**, 115 Clark Pl., Elizabeth, NJ 07206. Authorization No. WH2744. Effective March 11, 2003.

**C. Rivera Trucking Corp.**, 11 Zachary Lane, Yardville, NJ 08620. Authorization No. WH2745. Effective March 11, 2003.

**Rafael A. Robles**, 3456 N. Kip Street, Philadelphia, PA 19134. Authorization No. WH2747. Effective March 11, 2003.

**Spock Brothers Inc.**, P. O. Box 398, Levittown, PA 19058-0398. Authorization No. WH2748. Effective March 11, 2003.

**Claudio C. Gavelik**, 161 Delancy Street, Newark, NJ 07105-1923. Authorization No. WH2750. Effective March 11, 2003.

**Monty D. Burgess**, 357 Fairmount Street, Somerset, NJ 08873. Authorization No. WH2899. Effective March 11, 2003.

**Heritage Transport LLC**, 7901 W. Morris St., Indianapolis, IN 46231-1366. Authorization No. WH2849. Effective March 12, 2003.

**Myco Enterprises Inc.**, 74 Myers Road, Felton, PA 17322. Authorization No. WH1934. Effective March 13, 2003.

**MEG Trucking Co.**, P. O. Box 141, 916 Hanna Street, Houtzdale, PA 16651. Authorization No. WH1949. Effective March 13, 2003.

**Syn-Gyp Transportation Inc.**, P. O. Box 1082, Ocean City, NJ 08226. Authorization No. WH2580. Effective March 13, 2003.

**Waste Transfer of MD**, 6994 Columbia Gateway Drive, Columbia, MD 21046. Authorization No. WH3093. Effective March 13, 2003.

**E & E Trucking**, P. O. Box 3, Route 160, Wellersburg, PA 15564. Authorization No. WH2161. Effective March 13, 2003.

**Frank Earl Wilson**, 665 Coleman Ave., Johnstown, PA 15902. Authorization No. WH2889. Effective March 14, 2003.

**Tier De Inc.**, 300 Jefferson Ave., Downingtown, PA 19335-3026. Authorization No. WH2901. Effective March 14, 2003.

**Source Transportation**, 175-30 Suite 216 Route 70, Medford, NJ 08055. Authorization No. WH2902. Effective March 14, 2003.

**Watergate Trucking**, 4036 Darlington Road, Darlington, PA 16115-2116. Authorization No. WH2904. Effective March 14, 2003.

**BJ Transportation**, R. R. 1 Box 91, Irwin, PA 15642. Authorization No. WH2907. Effective March 14, 2003.

**Department of Transportation, Engineering District 2-0**, 99 Second Ave., Lock Haven, PA 17745. Authorization No. WH2908. Effective March 14, 2003.

**Valley Sanitation**, 101 Reese St., Wilkes-Barre, PA 18702. Authorization No. WH2909. Effective March 14, 2003.

**Biros Utilities Inc.**, 14 Schoolhouse Road, P. O. Box 94, Shepton, PA 18248. Authorization No. WH2554. Effective March 12, 2003.

**Stephen M. Wargo**, 32 Washington Street, Annandale, NJ 08801. Authorization No. WH2814. Effective March 12, 2003.

**Robert T. Gentile**, 21 Colfax Road, Edison, NJ 08817. Authorization No. WH2815. Effective March 12, 2003.

**L. H. Nelson Enterprises LLC**, Suite 267, 413 Crystal Lake Avenue, Haddonfield, NJ 08033. Authorization No. WH2816. Effective March 12, 2003.

**Noralco Corporation**, 1920 Lincoln Road, Pittsburgh, PA 15235-1127. Authorization No. WH2817. Effective March 12, 2003.

**Arlan R. Wagner**, 23 S. Maple Avenue, Pottsville, PA 17901. Authorization No. WH2818. Effective March 12, 2003.

**Mercury Trucking Inc.**, One Energy Place, Suite 3000, Latrobe, PA 15650. Authorization No. WH2824. Effective March 12, 2003.

**Village Thrift Stores**, 4136 Blanche Road, Bensalem, PA 19020. Authorization No. WH2825. Effective March 12, 2003.

**VF Factory Outlet Inc.**, 801 Hill Avenue, Reading, PA 19610-3026. Authorization No. WH2827. Effective March 12, 2003.

**Countywide Construction Corp.**, P. O. Box 635, Sayville, NY 11782. Authorization No. WH2828. Effective March 12, 2003.

**Burrell Sanitation**, 2800 Lori Drive, Lower Burrell, PA 15068-3604. Authorization No. WH2829. Effective March 12, 2003.

**Stillwater Environmental Service Inc.**, P. O. Box 18, Forest City, PA 18421. Authorization No. WH2831. Effective March 12, 2003.

**Maynard Hall Freight Carrier Service**, P. O. Box 248, Bedford, PA 15522-0248. Authorization No. WH2910. Effective March 14, 2003.

**G Express**, 133 Regal Court, Limerick, PA 19468. Authorization No. WH2911. Effective March 14, 2003.

**Resource Management Council Services**, Suite 300, 3001 Expressway Dr. N., Islandia, NY 11749. Authorization No. WH2912. Effective March 14, 2003.

**Russell J. Nestor Removal**, 77 Olympia Ave., Trenton, NJ 08610-4127. Authorization No. WH2913. Effective March 14, 2003.

**Susan Beadling Trucking**, 401 S. Kings Creek Road, Burgettstown, PA 15021. Authorization No. WH2915. Effective March 14, 2003.

**Chalco Gustavo**, 89-04 Northern Blvd., Flushing, NY 11372. Authorization No. WH2916. Effective March 14, 2003.

**West Hills Area WPCA**, R. R. 7 Box 3, Kittanning, PA 16201-7501. Authorization No. WH2918. Effective March 14, 2003.

**C & D Transportation Inc.**, Bldg. 13B, Ave. B, Leetsdale, PA 15056. Authorization No. WH2919. Effective March 14, 2003.

**Philadelphia Parking Auth.**, 3101 Market St., Philadelphia, PA 19104. Authorization No. WH2921. Effective March 14, 2003.

**Casciato Bros.**, 4748 Child Dr., Pittsburgh, PA 15236-2442. Authorization No. WH2922. Effective March 14, 2003.

**Hi Tech Water Jetting & Pipe Cleaning Service Inc.**, P. O. Box 173, Pocopson, PA 19366. Authorization No. WH2929. Effective March 14, 2003.

**Dupont Borough, Luzerne County**, Municipal Bldg., 600 Chestnut St., Dupont, PA 18641-1935. Authorization No. WH2930. Effective March 14, 2003.

**Tullytown Borough**, 500 Main St., Tullytown, PA 19007-6207. Authorization No. WH2931. Effective March 14, 2003.

**Quality Building Service**, 10875 Arnold Road, Northeast, PA 16428. Authorization No. WH2932. Effective March 14, 2003.

**Arthur C. Roncher**, R. R. 1 Box 138A5, Kittanning, PA 16201. Authorization No. WH3243. Effective March 14, 2003.

**Valley Lines Trucking Inc.**, 1395 Sarver Road, Freeport, PA 16229. Authorization No. WH4088. Effective March 14, 2003.

**Jon D. Faus**, R. R. 4 Box 5132, Jonestown, PA 17038-9410. Authorization No. WH2699. Effective March 10, 2003.

**Big Inc.**, P. O. Box 328, 4421 North Delaware Drive, Portland, PA 18351. Authorization No. WH2676. Effective March 10, 2003.

**Abington Township, Montgomery County**, 1176 Old York Road, Abington, PA 19001-3719. Authorization No. WH2000. Effective February 10, 2003.

**United Environmental Group Inc.**, 241 McAleer Road, Sewickley, PA 15143-8106. Authorization No. WH2694. Effective March 11, 2003.

**B & J Morrison Construction**, R. R. 1 Box 103AA, DuBois, PA 15801. Authorization No. WH2697. Effective March 10, 2003.

**Jeff Reddick Roll Off & Hauling**, Grove City Road, 2654 Sandy Lake, Stoneboro, PA 16153. Authorization No. WH2696. Effective March 10, 2003.

**St. Joseph Motor Lines**, P. O. Box 5, Woodland, PA 16881-0005. Authorization No. WH2695. Effective March 10, 2003.

**Kefo Corporation**, P. O. Box 418, Meadville, PA 16335. Authorization No. WH2692. Effective March 10, 2003.

**Meadville Redi-Mix Concrete Inc.**, P. O. Box 418, Meadville, PA 16335. Authorization No. WH2690. Effective March 10, 2003.

**Kebert Construction Company Inc.**, R. R. 6 Box 418, Meadville, PA 16335-8605. Authorization No. WH2688. Effective March 10, 2003.

**Evergreen Sanitation Inc.**, 320 Gibbons Street, Dunmore, PA 18512. Authorization No. WH2684. Effective March 10, 2003.

**Mills Transportation Inc.**, 238 Alphano Road, Great Meadows, NJ 07838. Authorization No. WH2683. Effective March 10, 2003.

**Agnes Fron**, 1620 Lakeland Drive, Jermyn, PA 18433-1620. Authorization No. WH2682. Effective March 10, 2003.

**Saint Clair Borough, Schuylkill County**, 16 South 3rd Street, Saint Clair, PA 17970-1027. Authorization No. WH2681. Effective March 10, 2003.

**Hunters Truck Sales & Service Inc.**, 101 East Main Street, P. O. Box H, Eau Claire, PA 16030-0397. Authorization No. WH2680. Effective March 10, 2003.

**Global Recycling & Collection Inc.**, P. O. Box 2391, Peekskill, NY 10566. Authorization No. WH2392. Effective March 10, 2003.

**Northeastern PA Window Co., Inc.**, 23 Fawn Road, East Stroudsburg, PA 18301. Authorization No. WH2359. Effective March 5, 2003.

**Jorge E. Nader**, Apartment 2, 80 Garfield Avenue, Danbury, CT 06810-7907. Authorization No. WH0935. Effective March 12, 2003.

**J. G. Trucking**, Apartment 57, 311 79th Street, North Bergen, NJ 07047. Authorization No. WH1581. Effective March 12, 2003.

**Erick R. Mora**, 2849 Bittern Place, Philadelphia, PA 19142. Authorization No. WH1741. Effective March 13, 2003.

**B. Construction Company**, 1463 Bunting Street, Pottsville, PA 17901. Authorization No. WH2423. Effective March 12, 2003.

**Department of Conservation and Natural Resources, Tioga State Forest**, 1 Nessmuk Lane, Wellsboro, PA 16901-9700. Authorization No. WH2478. Effective March 11, 2003.

**Advanced Disposal Solutions, Inc.**, 2200 East Adams Avenue, Philadelphia, PA 19124. Authorization No. WH2764. Effective March 12, 2003.

**EQ Industrial Services, Inc.**, 3650 Carpenter Road, Wayne, MI 48197. Authorization No. WH2784. Effective March 12, 2003.

**Sparr Metals**, 360 Mullen Hollow Road, Birdsboro, PA 19508. Authorization No. WH2867. Effective March 13, 2003.

**Samuel Thomas, Jr. Hauling**, 1629 Locust Street, McKeesport, PA 15132. Authorization No. WH2868. Effective March 13, 2003.

**Bald Eagle, Inc.**, 200 East Bald Eagle Street, Lock Haven, PA 17745. Authorization No. WH2243. Effective March 7, 2003.

**L & E Transport, Inc.**, 2 Sycamore Lane, Port Chester, NY 10573. Authorization No. WH2064. Effective March 10, 2003.

**Juan J. Leon**, 45-26 49th Street, 4A, Woodside, NY 11377. Authorization No. WH2054. Effective March 10, 2003.

**Frank F. Vannmiddlesworth**, 520 Delaware Road, Blairstown, NJ 07825. Authorization No. WH2162. Effective April 7, 2003.

**Anthony G. Guarrielo**, 3246 Sunrise Lake, Milford, PA 18337. Authorization No. WH2215. Effective April 7, 2003.

**Robert L. Baglio**, 8762 Highland St., Haleyville, NJ 08349. Authorization No. WH2218. Effective April 7, 2003.

**William A. Fisher**, 85 South Burden Hill Road, Salem, NJ 08079. Authorization No. WH2225. Effective April 7, 2003.

**Steven L. Foster**, 1084 Route 45, Pilesgrove, NJ 08098. Authorization No. WH2232. Effective April 7, 2003.

**Jeff R. Durante**, R. R. 1 Box 207D, Pleasant Mount, PA 18453. Authorization No. WH2233. Effective April 7, 2003.

**Paul N. Wathika**, 6723 Grovers Ave., Philadelphia, PA 19142. Authorization No. WH2556. Effective April 7, 2003.

**Tallman Trucking Inc.**, 11030 Oliver Road, McKean, PA 16426. Authorization No. WH2593. Effective April 7, 2003.

**Everson S. Daluz**, 2 Reynolds Ave., Newark, NJ 07029. Authorization No. WH3236. Effective April 7, 2003.

**Antonio F. Beraldo**, 2nd Fl., 321 Ferry St., Newark, NJ 07105-3501. Authorization No. WH3237. Effective April 7, 2003.

**Donald Gebert Jr.**, 161 Upper Powderly, Carbondale, PA 18407. Authorization No. WH3238. Effective April 7, 2003.

**Gurinder Singh**, 730 Center St., Easton, PA 18042. Authorization No. WH3239. Effective April 7, 2003.

**Andrew M. McKeivitt, Jr.**, 9 Stoney Hill Road, Cream Ridge, NJ 08514. Authorization No. WH3279. Effective April 7, 2003.

**Bashir A. Popal**, 110 Matthew Dr., Sinking Spring, PA 19608. Authorization No. WH3291. Effective April 7, 2003.

**Samuel Hannah**, 702 East 95 St., Brooklyn, NY 11236. Authorization No. WH3304. Effective April 7, 2003.

**Box Mark Transport Inc.**, Suite 9, 61 Lincoln Highway, South Kearny, NJ 07032. Authorization No. WH3306. Effective April 7, 2003.

**Isauro O. Cajamarca**, Suite 9, 81 Lincoln Highway, South Kearny, NJ 07032. Authorization No. WH3433. Effective April 7, 2003.

**TIMI Plastics Inc.**, 1 River St., P. O. Box 309, Towanda, PA 18848. Authorization No. WH4082. Effective April 7, 2003.

**Shelton Cesar Pozo**, Apt. 25B, 5701 Boulevard East, West New York, NJ 07093. Authorization No. WH3106. Effective April 8, 2003.

**Strohl Sanitation Inc.**, 312 E. Sunset Road, Lehighton, PA 18235. Authorization No. WH3231. Effective April 8, 2003.

**Lykens Borough**, 200 Main St., Lykens, PA 17048. Authorization No. WH3265. Effective April 8, 2003.

**Anthony P. Radomski**, R. R. 4 Box 338, Greensburg, PA 15601-9481. Authorization No. WH3266. Effective April 8, 2003.

**CJ Equipment Contracting Inc.**, 601 Beech Road, P. O. Box 114065, Pittsburgh, PA 15239. Authorization No. WH3267. Effective April 8, 2003.

**Eva Glasgow Contractors Inc.**, 9215 Collins Ave., Pennsauken, NJ 08110. Authorization No. WH3268. Effective April 8, 2003.

**Ken Schaffer Excavating**, 104 Mahoning St., DuBois, PA 15801. Authorization No. WH3269. Effective April 8, 2003.

**Montgomery Contractors Inc.**, 9215 Collins Ave., Pennsauken, NJ 080110. Authorization No. WH3270. Effective April 8, 2003.

**Ferguson & McCann Inc.**, 270 Bodley Road, Aston, PA 19014-1412. Authorization No. WH3272. Effective April 8, 2003.

**Bison Transport Inc.**, 1250 Route 240, Commodore, PA 15729. Authorization No. WH3275. Effective April 8, 2003.

**Maust Excavating & Contracting Co.**, Suite 106, 451 Stoystown Road, Somerset, PA 15501. Authorization No. WH3276. Effective April 8, 2003.

**McCormick Structural Systems Inc.**, P. O. Box 6292, Erie, PA 16512-6292. Authorization No. WH3277. Effective April 8, 2003.

**RLE Enterprises**, R457 N. Main St., P. O. Box 249, Moscow, PA 18444-0249. Authorization No. WH3278. Effective April 8, 2003.

**Marcello J. Santos**, 35 Homestead Lane, Brookfield, CT 06804. Authorization No. WH3280. Effective April 8, 2003.

**Economy Restaurant & Bar Supply Co., Inc.**, 69-71 N. 2nd St., Philadelphia, PA 19106. Authorization No. WH3281. Effective April 8, 2003.

**North American Roofing & Sheet Metal Co., Inc.**, 1915 Susquehanna Road, Abington, PA 19001. Authorization No. WH3282. Effective April 8, 2003.

**PS Business Interiors**, 1045 S. Trooper Road, Norristown, PA 19403-2424. Authorization No. WH3283. Effective April 8, 2003.

**Kerry A. Reube**, 229 Orvilla Road, Hatfield, PA 19440. Authorization No. WH3284. Effective April 8, 2003.

**H & C Giamo Inc.**, 200 Center St., Conshohocken, PA 19428-2411. Authorization No. WH3285. Effective April 8, 2003.

**JRP Waste Oil Service Inc.**, 1554 Stanton Ave., Franklinville, NJ 08322-2434. Authorization No. WH3286. Effective April 8, 2003.

**Lewis Snow Sanitation Service**, 413 Viewcrest, Maidsville, WV 26541. Authorization No. WH3287. Effective April 8, 2003.

**Gary A. Kessel**, 97 Ridgeway St., East Stroudsburg, PA 18301. Authorization No. WH3288. Effective April 8, 2003.

**Montella Inc.**, 5 Bell Street, Stanhope, NJ 07874. Authorization No. WH3381. Effective April 8, 2003.

**Shiloh Roofing**, 2517 Sunset Lane, York, PA 17404-4207. Authorization No. WH3382. Effective April 8, 2003.

**All Starz Clean Up, Inc.**, 11 Dayna Court, Howell, NJ 07731. Authorization No. WH3385. Effective April 8, 2003.

**Sebastiano Nini, Inc.**, 19 Washington Road, Princeton Jct., NJ 08550-1011. Authorization No. WH3386. Effective April 8, 2003.

**Norristown Borough, Montgomery County**, 235 East Airy Street, Norristown, PA 19401-5003. Authorization No. WH3387. Effective April 8, 2003.

**Boylan & Sons**, P. O. Box 515, Edgemont, PA 19028. Authorization No. WH3389. Effective April 8, 2003.

**Fine Garden Creations, Inc.**, P. O. Box 445, Swarthmore, PA 19081. Authorization No. WH3390. Effective April 8, 2003.

**Price Trucking Corp.**, P. O. Box 70, Buffalo, NY 14220. Authorization No. WH3391. Effective April 8, 2003.

**Environmental Products & Services of Vermont, Inc.**, P. O. Box 4620, Burlington, VT 05406-4620. Authorization No. WH3392. Effective April 8, 2003.

**B. MacDonald & Sons**, 900 Jacobsburg Road, Wind Gap, PA 18091. Authorization No. WH3393. Effective April 8, 2003.

**John Graham Trucking**, 150 Klein Road, Freedom, PA 15042-9362. Authorization No. WH3394. Effective April 8, 2003.

**MAG Trucking**, 150 Klein Road, Freedom, PA 15042-9362. Authorization No. WH3395. Effective April 8, 2003.

**Bradley J. Young**, 106 Graham Drive, Freedom, PA 15042. Authorization No. WH3396. Effective April 8, 2003.

**MBMF, Inc.**, 15 Freeport Road, Suite 500, Pittsburgh, PA 15215. Authorization No. WH3397. Effective April 8, 2003.

**GIO Trucking**, P. O. Box 3602, Danbury, CT 06810. Authorization No. WH3185. Effective April 8, 2003.

**Getulio S. Lima**, 21A Beckerle Street, Danbury, CT 06811. Authorization No. WH3194. Effective April 8, 2003.

**Ford City Borough, Armstrong County**, 4th Avenue and 10th Street, P. O. Box 112, Ford City, PA 16226-0112. Authorization No. WH3181. Effective April 8, 2003.

**Borough of Media**, 301 North Jackson Street, 2nd Floor, Media, PA 19063. Authorization No. WH3207. Effective April 7, 2003.



**Wilcox Auto Salvage, Inc.**, 241 Old Mill Road, Sellersville, PA 18960-1414. Authorization No. WH3022. Effective April 7, 2003.

**Nealson Hauling, Inc.**, 1987 Byberry Road, Huntingdon Valley, PA 19006. Authorization No. WH3211. Effective April 7, 2003.

**East Windsor Township**, 16 Lanning Boulevard, East Windsor, NJ 08520. Authorization No. WH2808. Effective March 27, 2003.

**Milton Lomas**, 32-36 48th Street, Apartment 2L, Astoria, NY 11103. Authorization No. WH3208. Effective April 7, 2003.

**Saul Tinoco**, 1864 Green Avenue, Ridgewood, NY 11385. Authorization No. WH3209. Effective April 7, 2003.

**Jorge Ingul**, 30-22 42 Street, Apartment 3R, Astoria, NY 11103. Authorization No. WH3210. Effective April 7, 2003.

**Moroso, Inc.**, 564 Valley Road, West Orange, NJ 07052. Authorization No. WH3245. Effective April 8, 2003.

**F & D Transportation, Inc.**, 130 17 Street, Apt. 3R, Brooklyn, NY 11215. Authorization No. WH2051. Effective April 8, 2003.

**Borough of South Coatesville**, 136 Modena Road, Coatesville, PA 19320-4035. Authorization No. WH3256. Effective April 8, 2003.

**LADA II Express Company**, 7363 Weymouth Road, Hammonton, NJ 08037. Authorization No. WH3254. Effective April 10, 2003.

**Borough of North Charleroi**, 555 Walnut Avenue, North Charleroi, PA 15022. Authorization No. WH3418. Effective April 10, 2003.

**C & R Roofing—Heating**, 451 Cedar Run Road, Allison Park, PA 15101. Authorization No. WH3424. Effective April 10, 2003.

**Siber Trucking**, 620 Fayette Avenue, Belle Vernon, PA 15012. Authorization No. WH3426. Effective April 10, 2003.

**Morgan Excavating**, 445 Cherry Blossom Drive, Belle Vernon, PA 15012. Authorization No. WH3427. Effective April 10, 2003.

**Kingkiner Brothers**, P. O. Box 5828, Philadelphia, PA 19128. Authorization No. WH3429. Effective April 10, 2003.

**Barrys Trucking**, 1312 East 8th Street, Erie, PA 16503. Authorization No. WH3430. Effective April 10, 2003.

**G & W Roofing & Construction, Inc.**, 672 Christy Road, Eighty Four, PA 15330. Authorization No. WH3432. Effective April 10, 2003.

**A. Brooks Construction, Inc.**, 712 Poplar Street, Langhorne, PA 19047. Authorization No. WH3434. Effective April 10, 2003.

**Q C I, Inc.**, 5 Elm Avenue, Aston, PA 19014-1128. Authorization No. WH3435. Effective April 10, 2003.

**Manfredi Motor Transit**, 14841 Sperry Road, Newbury, OH 44065. Authorization No. WH3436. Effective April 10, 2003.

**J & S Roll-Off**, 168 Francis Mine, Burgettstown, PA 15021. Authorization No. WH3437. Effective April 10, 2003.

**Pocono Lawns**, R. R. 3 Box 3410, Cresco, PA 18326. Authorization No. WH3439. Effective April 10, 2003.

**Keener Insulating & Supply, Inc.**, 77 Pitney Road, Lancaster, PA 17602-2699. Authorization No. WH3441. Effective April 10, 2003.

**Commercial Transport, Inc.**, 7700 State Road, Philadelphia, PA 19136. Authorization No. WH3442. Effective April 10, 2003.

**Agape Trucking**, Box 690, Webster Road, Belle Vernon, PA 15012. Authorization No. WH3443. Effective April 10, 2003.

**Unkefer Brothers Construction Company**, 1816 Callowhill Street, Philadelphia, PA 19130-4110. Authorization No. WH3444. Effective April 10, 2003.

**Dudash Pipeline Company, Inc.**, 318 Spring Garden Street, Pottsville, PA 17901-1658. Authorization No. WH3447. Effective April 10, 2003.

**Howard E. Stuber, Inc.**, P. O. Box 288, Rochester, PA 15074. Authorization No. WH3448. Effective April 10, 2003.

**Duffy, Inc.**, P. O. Box 374, Smethport, PA 16749-0374. Authorization No. WH3449. Effective April 10, 2003.

**G & M Crawford, Inc.**, 276 Mellick Hollow Road, Bloomsburg, PA 17815. Authorization No. WH3450. Effective April 10, 2003.

**Freddy R. Espinosa**, Apartment 2, 115 Fleming Avenue, Newark, NJ 07105. Authorization No. WH3451. Effective April 10, 2003.

**Gavin Construction Company**, 640 Salford Station Road, Schwenksville, PA 19473-1930. Authorization No. WH3452. Effective April 10, 2003.

**Corporate Landscape Specialists, Inc.**, P. O. Box 414, Wayne, PA 19087-5297. Authorization No. WH3453. Effective April 10, 2003.

**City of Uniontown**, 20 North Gallatin Avenue, Uniontown, PA 15401-3545. Authorization No. WH3454. Effective April 10, 2003.

**JMG Excavation & Construction Company, Inc.**, P. O. Box 418, Pottstown, PA 19464-0418. Authorization No. WH3455. Effective April 10, 2003.

**Pike County Environmental, Inc.**, 1065 Delaware Drive, P. O. Box 127, Matamoras, PA 18336-0127. Authorization No. WH3457. Effective April 10, 2003.

**Serfass Construction Company, Inc.**, 2227 Albright Avenue, Allentown, PA 18104. Authorization No. WH3458. Effective April 10, 2003.

**Tom Wagner**, 4471 Battleridge Road, McDonald, PA 15057. Authorization No. WH3459. Effective April 10, 2003.

**Bill Bachman Roofing Company**, 96 Lynnwood Avenue, Easton, PA 18045-2745. Authorization No. WH3460. Effective April 10, 2003.

**Township of Spring**, 2800 Shillington Road, Reading, PA 19608-1682. Authorization No. WH3547. Effective April 10, 2003.

**BRS Roll Off Service & Transport**, 2951 Grand Ave., Pittsburgh, PA 15225. Authorization No. WH3271. Effective April 10, 2003.

**Skil Services**, P. O. Box 1618, 251 Clove Road, Montague, NJ 07827. Authorization No. WH3322. Effective April 10, 2003.

**Cruz Transport Corp.**, 808 Adams Ave., 2nd Fl., Elizabeth, NJ 07201. Authorization No. WH3323. Effective April 10, 2003.

**Tamco Construction Inc.**, 539 E. Dark Hollow Road, Pipersville, PA 18947. Authorization No. WH3324. Effective April 10, 2003.

**Lumber Township, Cameron County**, 213 Rocky Road, Emporium, PA 15834-9509. Authorization No. WH3325. Effective April 10, 2003.

**Cleanaway**, E. High St., P. O. Box 672, Pottstown, PA 19464-0672. Authorization No. WH3326. Effective April 10, 2003.

**Trashway Hauling Co.**, 108 Madison Ave., Prospect Park, PA 19076. Authorization No. WH3327. Effective April 10, 2003.

**May Bros. Co.**, 539 Quincy Ave., Scranton, PA 18510. Authorization No. WH3328. Effective April 10, 2003.

**Gerald Taylor Co., Inc.**, 12 W. Potomac Parkway, Williamsport, MD 21795. Authorization No. WH3329. Effective April 10, 2003.

**Groff's Auto Salvage & Recycling**, 1528 Route 542, Egg Harbor, NJ 08215. Authorization No. WH3330. Effective April 10, 2003.

**Steck Contractors**, 969 Hunt Blvd., Atco, NJ 08004-1347. Authorization No. WH3331. Effective April 10, 2003.

**Robert Forepaugh Inc.**, 2959 State Road, Bensalem, PA 19020. Authorization No. WH3332. Effective April 10, 2003.

**Professional Petroleum Service Co.**, 2500 New Lawn Ave., Williamsport, PA 17701. Authorization No. WH3333. Effective April 10, 2003.

**John Joseph Devita Trucking**, 1437 Jefferson Heights Road, Pittsburgh, PA 15235. Authorization No. WH3334. Effective April 10, 2003.

**Miller Home Sales**, 17880 Barrens Road N., Stewartstown, PA 17363-7702. Authorization No. WH3335. Effective April 10, 2003.

**Starr Lawn Care**, P. O. Box 26, Wallingford, PA 19086. Authorization No. WH3336. Effective April 10, 2003.

**Menk Rolloff Service**, 100 Sheridan Ave., Bellevue, PA 15202-3620. Authorization No. WH3337. Effective April 10, 2003.

**CJ Stahl Inc.**, 400 Pine Flats Road, Clymer, PA 15728. Authorization No. WH3338. Effective April 10, 2003.

**D & D Trucking Inc.**, 980 Ladner Avenue, Gibbstown, NJ 08027-1624. Authorization No. WH3340. Effective April 10, 2003.

**Beiler Brothers Roofing**, 836 Peters Road, New Holland, PA 17557. Authorization No. WH3341. Effective April 10, 2003.

**Action Equipment Inc.**, 9 N. Vesper Street, Lock Haven, PA 17745. Authorization No. WH3342. Effective April 10, 2003.

**G & G Container Co., Inc.**, 28 North Dr., Rochelle Park, NJ 07662. Authorization No. WH3343. Effective April 10, 2003.

**Leetsdale Borough, Allegheny County**, 85 Broad St., Leetsdale, PA 15056. Authorization No. WH3344. Effective April 10, 2003.

**Carl J. Stahl**, 400 Pine Flats Road, Clymer, PA 15728-9210. Authorization No. WH3345. Effective April 10, 2003.

**Bond Metal Surplus**, 1548 Ford Road, Bensalem, PA 19020-4523. Authorization No. WH3346. Effective April 10, 2003.

**Southeastern T. L. Inc.**, P. O. Box 324, Broomall, PA 19008-0324. Authorization No. WH3348. Effective April 10, 2003.

**Frackville Borough**, 219 S. Balliet St., Frackville, PA 17931-2106. Authorization No. WH3350. Effective April 10, 2003.

**Tyler E. Ness Custom Homes & Remodeling**, 635 Magnolia Avenue, Red Lion, PA 17356. Authorization No. WH3351. Effective April 10, 2003.

**Thompson Backhoe Service**, 27 Arizona State Drive, Newark, DE 19713. Authorization No. WH3352. Effective April 10, 2003.

**Rogério G. DaCunha**, 3533 Rhawn St., Philadelphia, PA 19136. Authorization No. WH3740. Effective April 11, 2003.

**Jonas Excavating Contractor, Inc.**, 100 Ohio Avenue, Shenandoah, PA 17976. Authorization No. WH3440. Effective April 14, 2003.

**Department of Transportation, District 5-3**, 1713 Lehigh Street, Allentown, PA 18103-4727. Authorization No. WH1959. Effective April 4, 2003.

**Transwaste Inc.**, 108A Blacks Road, Cheshire, CT 06410. Authorization No. WH2989. Effective April 4, 2003.

**F & A Sales & Service Group Inc.**, 800 Kennedy Boulevard, Somerdale, NJ 08083. Authorization No. WH3130. Effective April 4, 2003.

**Seamus P. O'Connolly**, 622 Millville Avenue, Navgatuck, CT 06770. Authorization No. WH3373. Effective April 4, 2003.

**William Lewis Rosenburg**, 332 Butterfield Drive, North Huntingdon, PA 15642. Authorization No. WH3067. Effective April 7, 2003.

**Ronald V. Toomey**, 800 Pennsylvania Avenue, York, PA 17404. Authorization No. WH3369. Effective April 8, 2003.

**Nolt Services LLC**, 728 Rettew Mill Road, Lititz, PA 17543-9163. Authorization No. WH3370. Effective April 8, 2003.

**Carlos T. Cahuana**, 355 B 97th Street, New York, NY 11368. Authorization No. WH3377. Effective April 8, 2003.

**M & L Hauling**, 1755 Strangford Road, Blairsville, PA 15717-7746. Authorization No. WH3379. Effective April 8, 2003.

**Baird Trucking Inc.**, 8 Paul Street, East Brunswick, NJ 08816. Authorization No. WH3380. Effective April 7, 2003.

**Patomac Abatement Inc.**, Suite B, 7130 Kit Kat Road, Elkridge, MD 21075. Authorization No. WH3019. Effective April 14, 2003.

**Cheetah Bulk Services Inc.**, 1060 Francis Scott Key Highway, Keymar, MD 21757. Authorization No. WH3375. Effective April 14, 2003.

**Voluntarily terminated applications for municipal and residual waste transporter interim authorization received under the Waste Transportation Safety Act and regulations to transport municipal or residual waste.**

**Tucker Transport**, 131 Kingsview Road, Wallkill, NY 12589. Authorization No. WH2589. Voluntarily terminated May 5, 2003.

**Oswaldo Rodrigues**, 530 Hamilton St., 2nd Floor, Harrison, NJ 07029. Authorization No. WH1176. Voluntarily terminated April 16, 2003.

**Wilman A. Martinez Company**, 61 Lincoln Highway, Suite 9, South Kearny, NJ 07032. Authorization No. WH0622. Voluntarily terminated January 3, 2003.

**Jack Amado Trucking, LLC**, 42 Catherine St., Sewaren, NJ 07077. Authorization No. WH2589. Voluntarily terminated May 1, 2003.

## AIR QUALITY

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

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: Michael Saffo, Facilities Permitting Chief, (570) 826-2531.*

**52-310-008GP: Springbrook Enterprises, Inc.** (HC-8 Box 8210, Hawley, PA 18428) for construction and operation of a portable stone processing plant and associated air cleaning device at their facility in Blooming Grove Township, **Pike County**.

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

**GP1-06-03127: Federal Mogul Corp.** (400 East Second Street, Boyertown, PA 19512) on May 8, 2003, was authorized to operate a small gas and no. 2 oil fired combustion unit under GP1 in Boyertown Borough, **Berks County**.

**GP3-21-03058: Pennsy Supply, Inc.** (1001 Paxton Street, Harrisburg, PA 17104) on May 1, 2003, was authorized to operate a portable nonmetallic mineral processing plant under GP3 in Silver Spring Township, **Cumberland County**.

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

**GP1-12-01: Emporium Hardwoods, Inc.** (15970 Route 120, Emporium, PA 15834) on April 8, 2003, to authorize operation of a 21 million Btu/hour natural gas-fired boiler equipped with a low NOx burner under the General Plan Approval and General Operating Permit for Small Gas and No. 2 Oil Fired Combustion Units (BAQ-GPA/GP-1) in Emporium Borough, **Cameron County**.

**GP5-17-06: Fairman Corp.** (R. R. 1, Helvetia Road, DuBois, PA 15801) on April 25, 2003, to authorize the operation of a 200 horsepower natural gas-fired reciprocating internal combustion compressor engine equipped with a catalytic converter and the operation of a natural gas dehydrator under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at Buterbaugh Station in Burnside Township, **Clearfield County**.

**GP5-17-10B: Fairman Corp.** (R. R. 1, Helvetia Road, DuBois, PA 15801) on April 25, 2003, to authorize the operation of a 215 horsepower natural gas-fired reciprocating internal combustion compressor engine equipped with an air/fuel ratio controller and a catalytic converter under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at Kuntz Station in Greenwood Township, **Clearfield County**.

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

**33-158: Fairman Corp.—Big Run Station** (Route 36, Big Run, PA 15715) on April 30, 2003, for installation of a natural gas fired compressor engine in Gaskill Township, **Jefferson County**.

**62-139: Norse Pipeline—Warren Compressor Station** (LR 61079, Warren, PA 16735) on April 30, 2003, for operation of two natural gas fired compressor engines in Sugar Grove Township, **Warren County**.

**42-117: Zippo Manufacturing** (Congress Street, Bradford, PA 16701) on April 30, 2003, for operation of a burn off oven in Bradford Township, **McKean County**.

**42-194: Glenn O. Hawbaker—Shinglehouse Plant** (497 Horse Run Road, Shinglehouse, PA 16748) on May 30, 2003, for operation of a portable mineral processing plant in Ceres Township, **McKean County**.

**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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

**48-309-122: ESSROC Cement Corp.** (3251 Bath Pike, Nazareth, PA 18064) on May 6, 2003, for installation of an air cleaning device to control emissions from the no. 3 raw mill/no. 6 finish mill at their Nazareth Plant III, Nazareth Borough, **Northampton County**.

**35-310-038: Keystone Quarry, Inc.** (P. O. Box 249, Dunmore, PA 18512) on May 8, 2003, for construction of a stone crushing plant and associated air cleaning device at their facility in Dunmore and Throop Boroughs, **Lackawanna County**.

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

**01-05016C: ISP Minerals, Inc.** (P. O. Box O, Blue Ridge Summit, PA 17214-0914) on May 8, 2003, for replacement of a crusher, screen deck and conveyors controlled by a fabric filter at their Charmian Facility in Hamiltonban Township, **Adams County**. The facility is

subject to 40 CFR Part 60, Subpart 000—Standards of Performance for Nonmetallic Mineral Processing Plants.

**36-03140A: Brubaker Kitchens, Inc.** (1121 Manheim Pike, Lancaster, PA 17601) on April 17, 2003, for construction of two new spray booths and an electric drying oven at their existing facility in the City of Lancaster, **Lancaster County**.

**38-03035A: V & S Lebanon Galvanizing, LLC** (1000 Buckeye Park Road, Columbus, OH 43207-2509) on April 16, 2003, for construction of a surface preparation and coating operation in Union Township, **Lebanon County**.

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

**41-310-012: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on April 1, 2003, for construction of a sandstone processing (crushing, screening, and the like) facility and associated air cleaning devices (two fabric collectors and a water spray dust suppression system) in Armstrong Township, **Lycoming County**. This facility is subject to Subpart 000 of the Federal Standards of Performance for New Stationary Sources.

**41-0001B: Stroehmann Bakeries, L. C.** (3375 Lycoming Creek Road, Williamsport, PA 17701) on April 8, 2003, for installation of an air cleaning device (a catalytic oxidizer) on two bread baking ovens in Old Lycoming Township, **Lycoming County**.

**18-0007A: Brodart Co.** (500 Arch Street, Williamsport, PA 17705) on April 8, 2003, for construction of a wood furniture finishing operation and to establish reasonably available control technology requirements for various small VOC-emitting combustion sources, and the like, in Wayne Township, **Clinton County**.

**41-00010C: Andritz, Inc.** (35 Sherman Street, Muncy, PA 17756) on April 30, 2003, for modification of a refiner plate molding line (authorizing an allowable VOC emission rate of 57.99 tons in any 12 consecutive month period) and to establish reasonably available control technology requirements for the respective refiner plate molding line and for a core making operation and to review previously-established RACT requirements for a green sand molding line and a no-bake floor molding line in Muncy Borough, **Lycoming County**.

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

**04-00719A: Lehigh Cement Co.** (3111 Water Street, Richmond, VA 23223) on May 5, 2003, for construction of bulk cement terminal at Lehigh Cement Terminal in Aliquippa, **Beaver County**.

**03-00224B: McVile Mining Co.** (301 Market Street, Kittanning, PA 16201) on May 8, 2003, for operation of a Coal Prep Plant in South Buffalo Township, **Armstrong County**.

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

**42-061A: Dreser Piping Specialties** (41 Fisher Avenue, Bradford, PA 16701) on April 22, 2003, for modification of the VOC limit in Bradford, **McKean County**.

**25-025E: GETS—Erie** (2901 East Lake Road, Erie, PA 16531) on April 29, 2003, for construction of an emergency boiler in Erie, **Erie County**.

**10-281D: II-VI, Inc.** (375 Saxonburg Road, Saxonburg, PA 16056) on May 1, 2003, for modification of the scrubber systems in Clinton Township, **Butler County**.

**61-011B: Merisol Antioxidants** (292 SR 8, Oil City, PA 16301) on April 30, 2003, for modification to sources to reduce VOC emissions in Cornplanter Township, **Venango County**.

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**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**23-0089: FPL Energy Marcus Hook, LP** (Blueball Avenue and Ethylene Boulevard, Marcus Hook, PA 19061) on May 8, 2003, for operation of a 750 mW combined cycle in Marcus Hook Borough, **Delaware County**.

**46-0213: Cremation Society of Pennsylvania** (371 East Church Road, King of Prussia, PA 19406) on May 8, 2003, for operation of a gas fired crematory in Upper Merion Township, **Montgomery County**.

**46-301-259B: East Norriton Plymouth Whitpain JSA** (200 Ross Street, Plymouth Meeting, PA 19462) on May 8, 2003, amended for operation of a sludge incinerator in Plymouth Township, **Montgomery County**.

**15-0083: D'Anjolell Memorial Home** (392 Lancaster Avenue, Frazer, PA 19355) on May 5, 2003, for operation of a human crematory in East Whiteland Township, **Chester County**.

**15-0041: Eastern Shore Natural Gas Co.** (604 Street Road, Cochranville, PA 19330) on May 5, 2003, for operation of two natural gas internal engines in Londonderry Township, **Chester County**.

**46-0096: Georgia-Pacific Corp.** (600 Righter Ferry Road, Bala Cynwyd, PA 19004) on May 5, 2003, for operation of a flexographic printer and gluer in Lower Merion Township, **Montgomery County**.

**46-0081B: Markel Corp.** (435 School Lane, Plymouth Meeting, PA 19462) on May 5, 2003, for operation of two horizontal extruders in Plymouth Township, **Montgomery County**.

**15-0098: Rhodia ChiRex America, Inc.** (383 Phoenixville Pike, Malvern, PA 19355) on May 5, 2003, for operation of two new reactors in Charlestown Township, **Chester County**.

**46-0212: Metropolitan Fiber Systems—Philadelphia** (630 Clark Street, King of Prussia, PA 19406) on May 5, 2003, for operation of a 2,000 kW Caterpillar 3516 generator in Upper Merion Township, **Montgomery County**.

**09-0134A: Reed Mineral** (Steel Road South, Morrisville, PA 19067) on May 5, 2003, for operation of two baghouses in Falls Township, **Bucks County**.

**46-0072: Willow Grove Air Reserve Station** (Langley Street, Horsham, PA 19044) on May 5, 2003, for operation

of a spray paint booth in Horsham Township, **Montgomery County**.

**46-0161A: Reading Materials Inc.** (394 Sanatoga Road, Pottstown, PA 19464) on May 12, 2003, for operation of a recycled asphalt pavement in Lower Pottsgrove Township, **Montgomery County**.

**23-0041: ConocoPhillips Co.** (4101 Post Road, Trainer, PA 19061) on May 12, 2003, for operation of two aboveground storage tanks in Trainer Borough, **Delaware County**.

**23-0040A: Laurel Pipe Line Co., LP** (3398 Garnet Mine Road, Boothwyn, PA 19061) on May 12, 2003, for operation of petroleum pipeline breakout tanks in Bethel Township, **Delaware County**.

**09-0028: FiberMark North America, Inc.** (45 North 4th Street, Quakertown, PA 18951) on May 12, 2003, for operation of a graphic art line no. 1 Department source no. 301 in Quakertown Borough, **Bucks County**.

**09-0028A: FiberMark North America, Inc.** (45 North 4th Street, Quakertown, PA 18951) on May 12, 2003, for operation of a graphic art line no. 2 Department source no. 302 in Quakertown Borough, **Bucks County**.

**15-0002B: Quebecor Printing Atglen, Inc.** (Route 372, Lower Valley Road, Atglen, PA 19310) on May 12, 2003, for operation of a publication rotogravure press in West Sadsbury Township, **Chester County**.

**15-0002A: Quebecor Printing Atglen, Inc.** (Route 372, Lower Valley Road, Atglen, PA 19310) on May 12, 2003, for operation of a publication rotogravure press in West Sadsbury Township, **Chester County**.

**09-0039A: Atlas Roofing Corp.** (60 Pacific Drive, Quakertown, PA 18951) on May 12, 2003, for operation of three process vessels in Richland Township, **Bucks County**.

**09-0131: Pyramid Graphics, Inc.** (1021 Washington Avenue, Croydon, PA 19021) on May 13, 2003, for modification of a heatset web offset printing line in Bristol Township, **Bucks County**.

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

**48-399-049: North American Pharmaceutical Packaging—MARGO** (Wheaton USA, 2400 Baglyos Circle, Bethlehem, PA 18020) on May 7, 2003, for modification of three blister packaging lines and associated air cleaning device at their facility in Bethlehem Township, **Northampton County**. The plan approval was extended.

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

**31-05011C: U. S. Silica Co.** (P. O. Box 187, Berkeley Springs, WV 25411) on May 1, 2003, for modification of an existing fluid bed dryer to use additional fuels of no. 4 oil, no. 6 oil and recycled oil at their Mapleton Depot Plant in Brady Township, **Huntingdon County**. This modification is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. This plan approval was extended.

**36-05101A: Highway Materials, Inc.** (P. O. Box 1667, Blue Bell, PA 19422-0465) on May 1, 2003, for construc-

tion of a batch asphalt plant controlled by a knockout box and a fabric collector and two 30,000-gallon asphalt cement storage tanks at their Lititz Plant in Warwick Township, **Lancaster County**. This plan approval was extended.

**67-05068A: Highway Materials, Inc.** (P. O. Box 1667, Blue Bell, PA 19422-0465) on May 1, 2003, for construction of a batch asphalt plant controlled by a knockout box and a fabric collector and two 30,000-gallon asphalt cement storage tanks at their Wrightsville Plant in Hellam Township, **York County**. This plan approval was extended.

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

**49-307-003A: Istil—USA—Milton, Inc.** (230 Lower Market Street, Milton, PA 17847) on April 28, 2003, to reactivate a steel billet rehear furnace and bar rolling mill to September 30, 2003, in Milton Borough, **Northumberland County**. The Plan Approval has been extended.

**41-310-012: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on April 29, 2003, to delete a restriction on overall plant throughput for a sandstone processing facility and to replace hours of operation per year restrictions for a primary processing operation and a secondary processing operation with material through put restrictions at Hagerman's Run Plant 12 in Armstrong Township, **Lycoming County**.

**08-318-027C: Mill's Pride—Pennsylvania** (100 Lamoka Road, Sayre, PA 18840) on May 2, 2003, to operate two 28.7 million Btu per hour natural gas/woodwaste-fired boilers and associated air cleaning devices (a dual set of multiclones on each boiler in series with an electrostatic precipitator common to both) on a temporary basis, to August 30, 2003, in Athens Township, **Bradford County**. The boilers are subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources. The Plan Approval has been extended.

**18-313-018C: Avery Dennison—Chemical Div., US** (R. R. 2, Box 70, Mill Hall, PA 17751) on May 2, 2003, for construction of a chemical reactor system (R-800) and for modification of a second chemical reactor system (R-700) to produce solvent-based polymer/copolymer products to November 8, 2003, in Bald Eagle Township, **Clinton County**. The Plan Approval has been extended.

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

**63-00629A: Better Materials Corp.** (P. O. Box 721, Berkeley Springs, WV 25411) on May 5, 2003, for operation of an Asphalt Plant in Somerset Township, **Washington County**. This Plan Approval was extended.

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

**42-195A: Ram Forest Products, Inc.** (Route 44, Ceres Road, Shinglehouse, PA 16748) on April 30, 2003, for operation of a wood fired boiler in Ceres Township, **McKean County**.

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**Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

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

**V01-006: Kvaerner Philadelphia Shipyard, Inc.** (Philadelphia Naval Business Center, 2100 Kitty Hawk Avenue, Philadelphia, PA 19112) May 12, 2003, for construction of standard and specialized ships which includes fabrication and surface coating in the City of Philadelphia, **Philadelphia County**. The Title V facility's air emission sources include 2 12.6 mmBtu/hr natural-gas fired boilers controlled by low NOx burners, 5 natural-gas fired heaters each rated at less than 2.0 mmBtu/hr, 23 welding operations controlled by 22 baghouses, paint shop shot blasting operations controlled by 6 dust collectors, paint shop painting controlled by paint stop filters, dry dock shot blasting operations controlled by 4 dust collectors and dry dock painting.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

**36-03103: Kunzler and Co., Inc.** (652 Manor Street, Lancaster, PA 17604) on May 6, 2003, for operation of a meat processing facility in the City of Lancaster, **Lancaster County**.

**67-03045: FKI Industries, Inc.** (76 Acco Drive, York, PA 17402) on May 7, 2003, for operation of a chain and hoist manufacturing facility in York Township, **York County**.

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

**25-00092: Noram Seating, Inc.** (18 Market St., Union City, PA 16438). Natural Minor Operating Permit for emissions from the manufacturing of wooden chairs in the Borough of Union City, **Erie County**.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

**01-05031: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Germantown Substation in Mount Joy Township, **Adams County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**21-05045: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Allen Substation in Monroe Township, **Cumberland County**. The State-only Operating Permit was administratively

amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**67-05085: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Cly Substation in Newbury Township, **York County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**67-05086: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Hill Substation in Shrewsbury Township, **York County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**67-05087: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Pleasureville Substation in Springettsbury Township, **York County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**67-05088: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Roundtop Substation in Warrington Township, **York County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**67-05089: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Westgate Substation in the City of York, **York County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**67-05090: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Yoe Substation in Windsor Township, **York County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

**67-05091: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) on May 8, 2003, for operation of electrical generating units at their Yorkana Substation in Lower Windsor Township, **York County**. The State-only Operating Permit was administratively amended to reflect a change in ownership from Metropolitan Edison Company to Cummins Power Systems, Inc. This is Revision No. 1 of the Operating Permit.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.*

**08-301-016: Faithful Companions Pet Cemetery, Inc.** (R. R. 2, Box 210, Ulster, PA 18850) on April 29, 2003, to incorporate conditions established in Plan Ap-

proval 8-301-016A for an animal crematory incinerator in East Smithfield Township, **Bradford County**.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

### Coal Permit Actions

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.*

**30841313. NPDES Permit PA0022594, Consolidation Coal Company** (P. O. Box 100, Osage, WV 26543), to revise the permit for the Dilworth Mine in Jefferson Township, **Greene County**, ACOE Pittsburgh District, to revise the permit per Chapter 105 (from Mather, PA Quadrangle N: 11.85 inches; W: 4.95 inches to Mather, PA Quadrangle N: 12.2 inches; W: 5.1 inches), Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A.

This is a permit revision to authorize stream remediation and reconstruction of unnamed tributary to South Fork of Tenmile Creek (Stream Module 15) and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application.

Written comments or objections on the request for section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the McMurray District Mining Office, 3913 Washington Road, McMurray, PA 15317. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based.

The Water Obstruction and Encroachment permit application is available for review at the McMurray District Mining Office, by appointment, at the address previously listed. Application received August 16, 2002.

**63831302. NPDES Permit PA0213608, Eighty-Four Mining Company** (172 Route 519, Eighty-Four, PA 15330), to revise the permit for the Mine 84 in North Strabane and South Strabane Townships, **Washington County**, ACOE Pittsburgh District, to revise the permit per Chapter 105 (Washington East, PA Quadrangle N: 11.1 inches; W: 5.75 inches to N: 11.55 inches;

W: 5.95 and N: 11.85 inches; W: 6.05 to N: 12.4 inches; W: 6.3 inches), Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A.

This permit revision authorizes mitigation of subsidence effects on an unnamed tributary to Little Chartiers Creek (Stream Module 15) and 401 Water Quality Certification request.

Written comments or objections on the request for section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the district Mining Office identified previously. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based.

The Water Obstruction and Encroachment permit application is available for review at the McMurray District Mining Office, by appointment, at the address previously listed. Application received September 11, 2002.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**33930104 and NPDES Permit No. PA0211591. Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650). Renewal of an existing bituminous strip and auger operation in Winslow Township, **Jefferson County** affecting 336.0 acres. Receiving streams: unnamed tributary to Trout Run and unnamed tributary to Front Run. This renewal is for reclamation only. Application received February 14, 2003. Permit issued May 7, 2003.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**03020107 and NPDES Permit No. PA0250180. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Permit for commencement, operation and reclamation of a bituminous surface mine in Madison Township, **Armstrong County**, affecting 248 acres. Receiving streams: unnamed tributaries to Mahoning Creek and to Redbank Creek. Application received July 11, 2002. Permit issued May 7, 2003.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**17920115 and NPDES Permit No. PA0207110. P & N Coal Company, Inc.**, 240 W. Mahoning Street, Punxsutawney, PA 15767. Renewal of an existing bituminous surface mine permit in Goshen Township, **Clearfield County** affecting 16.5 acres. Receiving streams: unnamed tributary to the West Branch of the Susquehanna River. Application received November 12, 2002. Permit issued April 23, 2003.

**17860104 and NPDES Permit No. PA0611077. Sky Haven Coal, Inc.**, R. R. 1, Box 180, Penfield, PA 15849. Renewal of an existing bituminous surface mine permit in Girard Township, **Clearfield County** affecting 255 acres. Receiving streams: unnamed tributaries to Deer Creek, Deer Creek and an unnamed tributary to Buck Run to Buck Run to Deer Creek to the West Branch of the

Susquehanna River to the Susquehanna River. Application received March 7, 2003. Permit issued May 2, 2003.

**17930103 and NPDES Permit No. PA0207241. Junior Coal Contracting, Inc.**, R. D. 3, Box 225A, Philipsburg, PA 16866. Renewal of an existing bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 309.9 acres. Receiving streams: Little Beaver Run, Beaver Run and unnamed tributaries of Beaver Run. Application received March 6, 2003. Permit issued May 6, 2003.

*Noncoal Permit Actions*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**58020855. Christopher J. Calby** (18 Drinker Street, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in Jessup Township, **Susquehanna County** affecting 3.0 acres, receiving stream: none. Application received December 2, 2002. Permit issued May 7, 2003.

**58022807. Rocco John Longo** (R. R. 3 Box 260, Meshoppen, PA 18630), commencement, operation and restoration of a quarry operation in Auburn Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received November 20, 2002. Permit issued May 7, 2003.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**20022804. Donald L. Merritt** (19936 Center Road, Venango, PA 16440). Commencement, operation and restoration of a small noncoal sand and gravel operation in Venango Township, **Crawford County** affecting 5.0 acres. Receiving streams: unnamed tributary to French Creek. Application received August 19, 2002. Permit issued May 6, 2003.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**57020801. Jon S. Percival**, P. O. Box 226, Eagles Mere, PA 17731. Commencement, operation and restoration of a Small Industrial Minerals (Red Dog) permit in Cherry Township, **Sullivan County** affecting 4 acres. Receiving streams: Birch Creek, tributary to Loyalsock Creek. Application received July 15, 2002. Application returned: May 7, 2003.

**59031002. Terry Jacobson**, P. O. Box 32, Sabinsville, PA 16943. Authorization to extract noncoal (industrial minerals) in Nelson Township, **Tioga County** to supply fill material for Mulholland Bridge, Project ID No. 675296, receiving streams: Cowanesque River, tributary to Chemung River. Authorization approved: May 7, 2003.

**ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

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

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**35034007. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431), construction blasting in Moosic Borough, **Lackawanna County** with an expiration date of April 18, 2004. Permit issued May 6, 2003.

**45034013. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431), construction blasting in Pocono Township, **Monroe County** with an expiration date of April 27, 2004. Permit issued May 6, 2003.

**45034014. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431), construction blasting in Coolbaugh Township, **Monroe County** with an expiration date of April 27, 2004. Permit issued May 6, 2003.

**09034010. Eastern Blasting Company** (1292 Street Road, New Hope, PA 18938), construction blasting in Buckingham Township, **Bucks County** with an expiration date of November 6, 2003. Permit issued May 6, 2003.

**48034012. Rick Rufe Drilling & Blasting** (R. R. 6 Box 63608, Saylorsburg, PA 18353) and **Austin Powder Company** (P. O. Box 289, Northampton, PA 18067), construction blasting in Palmer Township, **Northampton County** with an expiration date of January 11, 2004. Permit issued May 6, 2003.

**23034004. Allan A. Myers, LP** (P. O. Box 98, Worcester, PA 19490), construction blasting in Bethel Township, **Delaware County** with an expiration date of November 28, 2003. Permit issued May 6, 2003.

**28034017. J. E. McKeever, Inc./J. E. M. C. O.** (3338B Prices Distillery Road, Ijamsville, MD 21754), construction blasting in Greencastle and Antrim Townships, **Franklin County** with an expiration date of November 28, 2003. Permit issued May 6, 2003.

**36034043. Brubacher Excavating, Inc.** (P. O. Box 528, 825 Reading Road, Bowmansville, PA 17507), construction blasting in East Cocalico Township, **Lancaster County** with an expiration date of May 28, 2004. Permit issued May 6, 2003.

**40034012. Joe Thomas Construction** (57 North Mountain Road, Mountaintop, PA 18707) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting in Lehman Township, **Luzerne County** with an expiration date of June 22, 2003. Permit issued May 8, 2003.

**40034011. Joe Thomas Construction** (57 North Mountain Road, Mountaintop, PA 18707) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting in Lehman Township, **Luzerne County** with an expiration date of June 14, 2003. Permit issued May 8, 2003.

**40034013. Chris Grady, Northeast Blasting** (R. R. 6 Box 6692, Honesdale, PA 18431), construction blasting in Kingston Township, **Luzerne County** with an expiration date of August 31, 2003. Permit issued May 8, 2003.

**54034004. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Cass, Butler and Foster Townships, **Schuylkill County** with an expiration date of May 8, 2004. Permit issued May 8, 2003.

**52034006. Holbert Explosives, Inc.** (237 Masthope Plank Road, Lackawaxen, PA 18435), construction blasting in Milford Township, **Pike County** with an expiration date of May 24, 2004. Permit issued May 8, 2003.

**52034007. Holbert Explosives, Inc.** (237 Masthope Plank Road, Lackawaxen, PA 18435), construction blasting in Paupack Township, **Pike County** with an expiration date of May 24, 2005. Permit issued May 8, 2003.



**64034002. Holbert Explosives, Inc.** (237 Masthope Plank Road, Lackawaxen, PA 18435), construction blasting in Salem Township, **Wayne County** with an expiration date of June 24, 2003. Permit issued May 8, 2003.

**38034009. Brubacher Excavating, Inc.** (825 Reading Road, P. O. Box 528, Bowmansville, PA 17507), construction blasting in Lebanon City, **Lebanon County** with an expiration date of June 6, 2004. Permit issued May 8, 2003.

**38034010. Brubacher Excavating, Inc.** (825 Reading Road, P. O. Box 528, Bowmansville, PA 17507), construction blasting in North Cornwall Township, **Lebanon County** with an expiration date of June 6, 2004. Permit issued May 8, 2003.

**23034005. Allan A. Myers, LP** (P. O. Box 98, Worcester, PA 19490), construction blasting in Thornbury Township, **Delaware County** with an expiration date of June 6, 2004. Permit issued May 8, 2003.

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

**31034002. Confer Construction**, R. R. 1, Box 155B, Alexandria, PA 16611, foundation excavation—Ritchey Foundation, 2480 Miller Avenue, Huntingdon, **Huntingdon County**. Starting date May 1, 2003. Completion date May 31, 2003. Permit issued May 6, 2003.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**14034005. Paradise Contracting**, 223 Paradise Road, Bellefonte, PA 16823 for construction blasting in Ferguson Township, **Centre County**, with an expected duration of 25 days. Permit issued May 5, 2003.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available

in Braille or on audiotape from the Secretary 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 decision law.

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

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

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**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 P. S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).** (*Note: Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.*)

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*Permits Issued and Actions on 401 Certifications*

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E05-307: Western Pennsylvania Conservancy**, 246 South Walnut Street, Blairsville, PA 15717 in Monroe Township, **Bedford County**, ACOE Baltimore District.

To construct and maintain agricultural crossings, agricultural ramps and stream bank fencing across various watercourses within the Cove Creek (EV) and Sideling Hill Creek (EV) watersheds in Bedford County to create and/or enhance riparian buffers and improve water quality. The initial phase of the project involves one 12-foot agricultural crossing of an unnamed tributary to Cove Creek (Rainsburg, PA Quadrangle N: 11.66 inches; W: 3.39 inches) in Colerain Township, Bedford County that is waived under 105.12(a)(2) and two 12-foot agricultural crossings of an unnamed tributary to West Branch Sideling Hill Creek (Amaranth, PA Quadrangle N: 13.27 inches; W: 15.23 inches) in Monroe Township, Bedford County. The following potential sites have been identified for future phases: nine locations on unnamed tributaries to Cove Creek (Rainsburg, PA Quadrangle N: 12.23 inches; W: 0.39 inch, N: 11.62 inches; W: 3.57 inches, N: 6.83 inches; W: 4.56 inches, N: 4.84 inches; W: 4.50 inches, N: 5.10 inches; W: 1.75 inches, N: 5.00 inches; W: 1.79 inches) (Clearville, PA Quadrangle N: 11.41 inches; W: 13.04 inches, N: 19.94 inches; W: 7.65 inches, N: 18.02 inches; W: 9.32 inches) in Colerain and Snake Spring Valley Townships, Bedford County; five locations on Cove Creek (Rainsburg, PA Quadrangle N: 5.20 inches; W: 5.59 inches) (Clearville, PA Quadrangle N: 9.53 inches; W: 15.72 inches, N: 8.42 inches; W: 6.69 inches, N: 9.83 inches; W: 14.37 inches, N: 18.91 inches; W: 9.17 inches) in Colerain Township, Bedford County; two locations on unnamed tributaries to West Branch Sideling Hill Creek (Amaranth, PA Quadrangle N: 17.92 inches; W: 3.11 inches, N: 16.31 inches; W: 13.44 inches) in Monroe Township, Bedford County and one crossing of an unnamed tributary to Piney Creek (EV) (Chaneyville, PA Quadrangle N: 16.5 inches; W: 3.8 inches) in Monroe

Township, Bedford County. Future phases of this project may also involve watercourses within the Cove Creek and Sideling Hill Creek watersheds that have not yet been identified. The initial phase of this project will result in direct impacts 36 linear feet of stream channel.

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

**E02-366. Upper St. Clair Township,** 1820 McLaughlin Run Road, Upper St. Clair, PA 15241-2332. Upper St. Clair Township, **Allegheny County,** Pittsburgh ACOE District (Bridgeville, PA Quadrangle N: 16.0 inches; W: 10.6 inches). The applicant proposes to operate and maintain gabion walls and rock riprap along the banks of McLaughlin Run and the Phase II stream bank stabilization project already constructed under permit E02-366. This amendment will authorize the relocation and maintenance of approximately 600 feet of McLaughlin Run (WWF) using fluvial geomorphology to improve the water quality and habitat and protect McLaughlin Run Road as part of the McLaughlin Run Street Restoration Phase III. The project is on the north side of McLaughlin Run Road, approximately 3,000 feet west of its intersection with Rt. 19.

**E02-1419. Frank Ciccanti,** 1206 Route 51 South, Jefferson Hills, PA 15025. Jefferson Hills Borough, **Allegheny County,** Pittsburgh ACOE District (Glassport, PA Quadrangle N: 11.4 inches; W: 8.9 inches). The applicant proposes to remove the existing collapsed 40.0 foot portion of the existing culvert and to construct and maintain a metal arch culvert 40.0 feet in length having a span of 20.1 feet with an underclearance of 9.1 feet in the channel of and across Lewis Run (TSF) for the purpose of repairing Ciccanti's Ristorante parking lot. The project is on the west side of SR 51, approximately 375.0 feet south from the intersection of Coal Valley Road and SR 51. The project proposes to impact 40.0 linear feet of stream channel.

**E04-289. City of Aliquippa,** 581 Franklin Avenue, Aliquippa, PA 15001-3727. City of Aliquippa Spring Street Culverts, City of Aliquippa, **Beaver County,** Pittsburgh ACOE District (Aliquippa, PA Quadrangle N: 19.2 inches; W: 0.5 inch). The applicant proposes to operate and maintain an existing 60-inch culvert approximately 50 feet long and to construct and maintain a headwall with a grouted R-4 riprap wing walls on the upstream end of the culvert in a tributary to Logtown Run (WWF). The culvert is along Spring Street approximately 1,000 feet south of its intersection with Franklin Avenue. To remove an existing structure, to construct and maintain a box culvert with baffles having a span of 8 feet and rise of 4 feet, depressed 1 foot, approximately 42 feet long with headwalls and grouted R-4 riprap wing walls on the upstream and downstream ends in the same tributary to Logtown Run. The culvert is along Spring Street approximately 2,400 feet south of its intersection with Franklin Avenue. This project is a part of a FEMA-funded stormwater improvement project.

**E26-303. Georges Township Board of Supervisors,** 1151 Township Drive, Uniontown, PA 15425. Georges Township East Elm Street Bridge, Georges Township, **Fayette County,** Pittsburgh ACOE District (Brownfield, PA Quadrangle N: 13.5 inches; W: 16.0 inches). The applicant proposes to remove the existing bridge deck and beams and to construct and maintain a superstructure on the existing abutments and other activities as follows: (1) repair the scour holes and abutments; and (2) install and

maintain 20-linear feet of riprap rocks for bank protection at the upstream of the structure. The bridge has an upstream span of 10 feet and downstream span of 14 feet and an underclearance of 5.1 feet across an unnamed tributary to Georges Creek (WWF). The structure is on East Elm Street, approximately 2,000 feet east of North Main Street.

**E65-802. Robert N. Banner,** R. D. 1, Box 211D (Shady Lane), Latrobe, PA 15650. Robert Banner Residential Culvert, Mt. Pleasant Township, **Westmoreland County,** Pittsburgh ACOE District (Mammoth, PA Quadrangle N: 14.8 inches; W: 6.7 inches). The applicant proposes to operate and maintain a 20-foot long, 95-inch by 67-inch C. M. arch pipe and 6 feet of gabion baskets along the stream bank, both upstream and downstream of the pipe, in an unnamed tributary to Welty Run (HQ-CWF) on an existing driveway. The project is at a point approximately 100 feet south of T-493 (Shady Lane).

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

**E24-231. Mosquito Creek Sportsman Association,** P. O. Box 218, Frenchville, PA 16836. Mosquito Creek Sportsman Association—Mosquito Creek Restoration/Abatement: Pebble Run Project, in Benezette, **Elk County,** ACOE Baltimore District (Dents Run, PA Quadrangle N: 1.8 inches; W: 7.6 inches).

The applicant proposes to construct, operate and maintain a vertical flow wetland system in and along Pebble Run (HQ-CWF, perennial) for alkaline addition to abate acid precipitation. The vertical flow wetland system shall be constructed with: (1) a water intake structure in the channel of Pebble Run; (2) a 3-foot high concrete dam across the waterway and a 6-inch diameter supply temporarily impacting 0.006 acre of exceptional value PSS wetlands; (3) an earthen embankment wetland cell; and (4) a broad-based, rock-lined outlet channel to within 50 feet of the waterway. The project proposes to temporarily affect 0.006 acre of exceptional value PSS wetlands.

**E61-256. OMG Americas, Inc.,** Two Mile Run Road, Franklin, PA 16323. OMG Franklin Plant Race Run Channel Restoration, in Sugar Creek Borough, **Venango County,** ACOE Pittsburgh District (Franklin, PA Quadrangle N: 7.0 inches; W: 6.6 inches).

To excavate and maintain a 45-foot long sediment basin within the channel immediately downstream of Two Mile Run Road and to excavate and stabilize a total reach of approximately 215 feet of a tributary to Two Mile Run (Race Run) beginning at the existing pedestrian bridge approximately 210 feet downstream of the culvert under Two Mile Run Road and extending downstream between Two Mile Run Road and the OMG Franklin Plant facility approximately 2,200 feet north of SR 62.

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

**E15-706. Open Land Conservancy of Chester,** P. O. Box 1031, Paoli, PA 19301, Tredyffrin Township, **Chester County,** ACOE Philadelphia District.

To construct and maintain a timber footbridge measuring approximately 6 feet wide and 31 feet long across Cedar Hollow Run (EV-CWF) for the purpose of connecting two nature trails at a Nature Preserve (Malvern USGS Quadrangle N: 12.7 inches, W: 2.7 inches).

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

**E35-356. Department of General Services, Bureau of Engineering and Architecture**, Tent Building, 18th and Herr Streets, Harrisburg, PA 17125. City of Scranton, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To authorize the following activities associated with the Meadow Brook Flood Control Project (DGS 184-22) in and along a 3,524-foot reach of Meadow Brook (CWF, intermittent):

1. To remove the existing culverts and stream enclosures along 3,524 feet of Meadow Brook.
2. To construct and maintain a 16-foot long concrete transition structure between the existing culvert and a 10-foot wide by 7-foot high concrete box stream enclosure.
3. To construct and maintain a 1,806-foot long concrete box stream enclosure having cell dimensions of 10-foot wide by 7-foot high.
4. To construct and maintain a 231-foot long concrete U-channel having dimensions of 10-foot wide by 7-foot high.
5. To construct and maintain a 14-foot long transition structure between the 10-foot wide by 7-foot high concrete U-channel and a 10.5-foot diameter concrete pipe stream enclosure.
6. To construct and maintain a 360-foot long, 10.5-foot diameter concrete pipe stream enclosure.
7. To construct and maintain a 22-foot long transition structure between the 10.5-foot diameter concrete pipe stream enclosure and a 12-foot wide by 8.5-foot high concrete box culvert.
8. To construct and maintain a 186-foot long concrete box stream enclosure having cell dimensions of 12-foot wide by 8.5-foot high.
9. To construct and maintain a 22-foot long transition structure between the 12-foot wide by 8.5-foot high concrete box culvert and a 12-foot diameter concrete pipe stream enclosure.
10. To construct and maintain an 814-foot long, 12-foot diameter concrete pipe stream enclosure with concrete endwall and 53-foot long R-7 grouted rip-rap apron at the downstream end.
11. To construct and maintain various stormwater outfall penetrations varying in size from 18-inch diameter to 48-inch diameter, in and along the flood protection project.

The project begins at a point approximately 180 feet upstream of Green Ridge Street (Scranton, PA Quadrangle N: 9.5 inches; W: 3.2 inches) and extends 3,524 feet downstream to Meadow Brook's confluence with the Lackawanna River (Scranton, PA Quadrangle N: 9.0 inches; W: 4.6 inches) in the City of Scranton, Lackawanna County) (Subbasin 5A).

**E39-415. Robert Susko**, 1664 Penns Crossing, Allentown, PA 18104. City of Allentown, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 27-inch diameter concrete outfall structure with a 10-foot wide by 16-foot long rip-rap apron in the floodway of Little Lehigh Creek (HQ-CWF, perennial), associated with the construction of a residential subdivision known as Estates at Fish Hatchery. The project is adjacent to Fish Hatchery Road (SR 2010) approximately 0.75 mile east of its intersection with SR 0029 (Allentown West, PA Quadrangle N: 11.9 inches; W: 0.6 inch) Subbasin 2C.

## ENVIRONMENTAL ASSESSMENTS

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

**EA36-006: Lancaster County Conservation District**, Room 6, 1383 Arcadia Road, Lancaster, PA 17601 in East Hempfield Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a stream restoration project consisting of: bank regarding, placement of rock vanes, log vanes, root wads, in-stream boulders, riparian plantings and streambank fencing, all for the purpose of enhancing bank stability and improving aquatic habitat within a 0.7 mile section of Swarr Run (TSF) beginning immediately downstream of the SR 722 bridge (Lancaster, PA Quadrangle N: 15.1 inches; W: 0.9 inch) in East Hempfield Township, Lancaster County.

**EA5513-018. Spring Township**, P. O. Box 12, Railroad Avenue, Beaver Springs, PA 17812-0012. Spring Township, **Snyder County**, ACOE Baltimore District.

Project proposes to breach and remove an unnamed mill dam across Beaver Creek (CWF) for the purpose of restoring the stream to a free flowing condition. The dam is approximately 800 feet south of the intersection of SR 0235 and T586 (Beavertown, PA Quadrangle N: 0.15 inch; W: 12.15 inches).

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

**EA32-004SW. Blackleggs Creek Watershed Association**, P. O. Box 59, Saltsburg, PA 15725-0059. Conemaugh Township, **Indiana County**, Pittsburgh ACOE District (Avonmore, PA Quadrangle N: 8.9 inches; W: 5.65 inches). The applicant proposes to construct and maintain a limestone pond in a reported 0.05 acre of wetland (PEM/PSS/PFO) and a treatment wetland within the floodway of approximately 650 feet of an unnamed tributary to Big Run (CWF) and associated outfall structures, for the purpose of treating an acid mine discharge that will be rethrough a utility line stream crossing of Big Run into the aforementioned treatment facilities. The project is near the intersection of Elders Ridge Road (SR 3019) with Sportsmans Road (TR 304). This approval includes 401 Water Quality Certification.

## SPECIAL NOTICES

### **Extension of Submission Deadline for Application for Reimbursement for Certified Host Municipality Inspectors under Act 101 (section 1102), the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988 and Act 108 (section 304) and the Hazardous Sites Cleanup Act of 1988**

The Department of Environmental Protection (Department) announces an extension of the submission deadline for 2002 Host Municipality Inspector Program Reimbursement applications to May 30, 2003. Reimbursements are available to municipalities under the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) and the Hazardous Sites Cleanup Act (Act 108). Municipalities include cities, boroughs, incorporated towns, townships and home rule municipalities.

Reimbursements are all from the Recycling Fund authorized under Act 101 for municipal waste facilities or from the Hazardous Sites Cleanup Fund under Act 108 for hazardous waste facilities. Reimbursements are available to any municipality that has a municipal waste landfill, resource recovery or commercial hazardous waste

storage, treatment and disposal facilities within its geographic borders. Upon application from any host municipality, the Department shall award reimbursements for authorized costs incurred for the salary and expenses of up to two certified host municipality inspectors. The reimbursement shall not exceed 50% of the approved costs of salaries and expenses. Reimbursement is available only for host municipality inspectors trained and certified by the Department.

The application for reimbursement contains tables for specifying the itemized expenses for certified inspectors and for calculating the total reimbursement request. Complete instructions are included with the application, which is being distributed to all municipalities that have participated in the program. Municipalities that do not receive, but require an application, or persons who have questions about this program should contact the Program Development Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Rachel Carson State Office Building, P. O. Box 8471, Harrisburg, PA 17105-8471, (717) 787-9870, [www.dep.state.pa.us](http://www.dep.state.pa.us), PA Keyword "Municipal Waste."

The deadline for submitting applications is extended to 4:30 p.m. on May 30, 2003. Applications received by the Department after the deadline will not be considered.

## BUREAU OF DEEP MINE SAFETY

### Approval of Request for Variance

The Department of Environmental Protection (Department), Bureau of Deep Mine Safety (Bureau) has approved Black Wolf Mining Company's request for a variance from the requirements of section 224(b) of the Pennsylvania Bituminous Coal Mine Act (act) at the Quecreek Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the Bureau website at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the Request:* Black Wolf Mining Company requested a variance from section 224(b) of the act to utilize horizontal longhole drilling at the Quecreek Mine to meet the drilling requirements of the act. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 224(b) of the act.

The basis for the Bureau's approval is summarized as follows:

1. The long horizontal borehole method proposed in lieu of the requirements set forth in section 224 of the act is a proven technology that has been used successfully at other underground mines in this 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. Black Wolf's proposed long horizontal borehole method provides a greater margin of safety for the protection of miners from contacting the abandoned mine over the requirements of section 224 of the act.
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 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.

This approval is limited to the alternate method to drill test holes as required in section 224(b) of the act. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Quecreek Mine's plan. Whenever the long horizontal drillhole method is employed, the operator must tag the top and bottom of the coal seam to provide greater coverage within the coal seam.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

[Pa.B. Doc. No. 03-986. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the Public Participation Center page. The "2003 Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling the Department at (717) 783-8727.

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

*Changes to Technical Guidance Documents*

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

*Final Technical Guidance*

DEP ID: 383-0810-106. Title: Summary of Key Requirements for Surface Water Filtration. Description: This document applies to public water systems using surface water sources or groundwater sources that are under the influence of surface water. Effective Date: May 24, 2003. Contact: Trudy Troutman, (717) 783-3795, trutrouma@state.pa.us.

*Notice of Intent to Rescind*

DEP ID: 363-3000-012. Title: Complaint Handling/Problem Assessment for Conservation Districts. Description: This policy is obsolete due to the changes required by the Federal Phase II NPDES permit and implementation of the post-construction stormwater management requirements. The policy will be rescinded on May 24, 2003. Also, this guidance is now being incorporated into the draft revisions to the Compliance Assistance and Enforcement Manual, DEP ID No. 363-4000-001. Contact: Ken Reisinger, (717) 787-6827, kreisinge@state.pa.us.

KATHLEEN A. MCGINTY,  
*Acting Secretary*

[Pa.B. Doc. No. 03-987. Filed for public inspection May 23, 2003, 9:00 a.m.]

**Coastal Zone Advisory Committee Meeting Change**

The May 23, 2003, meeting of the Coastal Zone Advisory Committee has been rescheduled to June 25, 2003, in the 14th Floor Conference Room, Rachel Carson State Office Building, Harrisburg, from 10:30 a.m. to 12:30 p.m. The majority of the meeting will be focused on review, discussion and approval of the Federal Fiscal Year 2004 Coastal Zone grant selection criteria and State Water Resources Plan.

Questions concerning this meeting should be directed to Everaldo McDonald, Office for River Basin Cooperation, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-5619, emcdonald@state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website 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 Everaldo McDonald, (717) 772-5619, emcdonald@state.pa.us or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Acting Secretary*

[Pa.B. Doc. No. 03-988. Filed for public inspection May 23, 2003, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Proposed Plan for the Disposition of Commonwealth Property

The Department of General Services (Department), under the authority contained in The Administrative Code of 1929 (71 P.S. §§ 51—732), is publishing this proposed property disposition plan for review by the public and approval of the General Assembly. The proposed plan is available for review at [www.dgs.state.pa.us/realestate/re.htm](http://www.dgs.state.pa.us/realestate/re.htm).

Persons who wish to comment on the proposed plan can do so in writing to Stephen Squibb, Department of General Services, Bureau of Real Estate, Room 505 North Office Building, Harrisburg, PA 17125, within 30 days from the date of this notice. Correspondence should include the name and address of the writer and "Property Disposition Plan" should be noted in the lower right corner of the envelope. If more detailed information is needed concerning a particular property, written requests should be directed to the previously mentioned address.

#### General Description of Properties

This property disposition plan is only a proposal to offer for sale the following described real property.

*Offering No. 1*

*Pennhurst Center.* The property consists of 7.5 acres and four buildings. The property is located off Brown Drive, East Vincent Township, PA.

*Offering No. 2*

*Southampton-Byberry Road Parcel.* The property consists of 1.4 acres. The property is located on Southampton Byberry Road, Philadelphia, PA.

*Offering No. 3*

*New Kensington Parcel.* The property consists of approximately 0.5 acre. The property is located on Woodland Drive, City of New Kensington, PA.

*Offering No. 4*

*Clarks Summit State Hospital Residences.* The property consists of approximately 1.3 acres and two buildings. The property is located on Forest Acres Drive, Clarks Summit, PA.

*Offering No. 5*

*Polk State Hospital Staff Residences and Garage.* The property consists of approximately 4 acres and four buildings. The property is located off of Route 62 in Venango County, PA.

The Department is not guaranteeing to sell any or all of the referenced property. Final determination of sale will be conditioned upon approval from the General Assembly and responses received from this notice.

DONALD T. CUNNINGHAM, Jr.,  
*Secretary*

[Pa.B. Doc. No. 03-989. Filed for public inspection May 23, 2003, 9:00 a.m.]

# DEPARTMENT OF HEALTH

## Replacement of Star ME-1 Dry Sprinklers in Licensed Health Care Facilities

The Department of Health (Department) informs individuals who are administering licensed health care facilities, associated with health care provider organizations or involved in health care facility construction or renovation projects that a type of automatic sprinkler head is being recalled by the United States Consumer Product Safety Commission (CPSC) and the manufacturer of these sprinkler heads. The Nationwide recall involves Star ME-1 dry sprinklers manufactured from 1977–1982 by Chemetron Corporation, an inactive subsidiary of American Household, Inc., formerly known as Sunbeam Corporation, Boca Raton, FL. Although there have been no reports of malfunction involving Star ME-1 dry sprinklers manufactured by Chemetron Corporation, the CPSC has received reports of failures involving Star ME-1 dry sprinklers manufactured by other companies. If the sprinklers fail to operate properly in a fire, persons and property may be at risk. Star ME-1 sprinklers must be replaced immediately. Health care providers are directed to determine whether any of the defective sprinkler heads are installed in their facilities and to take appropriate measures to have the recalled heads replaced.

As the State survey agency that is performing the Life Safety Code inspections for health care facilities for Federal certification and for State licensure purposes, individuals should be aware that Department inspectors will be looking for the recalled sprinkler heads during onsite inspections of facilities and for documentation indicating that good progress is being made to replace them.

Full details about this recall program including photos and diagrams to help identify the recalled sprinkler heads and replacement procedures can be found at [www.starrecall.com](http://www.starrecall.com) or by calling (888) 551-5014.

Questions related to this notice should be directed to Peter P. Petresky, Director, Division of Safety Inspection, Department of Health, Room 922, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1911.

Persons with a disability who require an alternative format of this document (for example, large print, audiotape or Braille) should contact Peter Petresky at the number listed previously or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 03-990. Filed for public inspection May 23, 2003, 9:00 a.m.]

# DEPARTMENT OF LABOR AND INDUSTRY

## Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1–165-17). This notice is published for the information and convenience of public

bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Lawson Demolition and Hauling Co. (Fed. ER ID No. 23-2977596) and John D. Lawson, individually	1025 Orange Street Steelton, PA 17113	May 8, 2003

STEPHEN M. SCHMERIN,  
*Secretary*

[Pa.B. Doc. No. 03-991. Filed for public inspection May 23, 2003, 9:00 a.m.]

## Range of Fees Charged by Utilization Review Organizations and Peer Review Organizations for Services Performed under the Workers' Compensation Act

Under 34 Pa. Code § 127.667(b) (relating to compensation policy), the Department of Labor and Industry, Bureau of Workers' Compensation gives notice of the range of fees charged by utilization review organizations and peer review organizations for services performed under the Workers' Compensation Act (77 P. S. §§ 1–1041.4 and 2501–2506) during 2002.

STEPHEN M. SCHMERIN,  
*Secretary*

<i>URO/PRO</i>	<i>Range of Fees</i>	
	<i>Min. \$</i>	<i>Max. \$</i>
Adams Chiropractic PC d/b/a A & A Reviews	\$400.00	\$835.81
A. E. Maxwell Associates	\$605.00	\$605.00
Action Review Group, Inc.	\$195.00	\$1,020.00
Advanced Rehabilitation Management, Inc.	\$200.00	\$1,019.25
Alliance Impairment Management	\$511.98	\$696.27
Alico Services, LTD	\$275.00	\$705.00
Alpha Review	\$275.00	\$950.13
American Review Systems	\$275.00	\$1,081.85
C. A. B. Medical Consultants	\$200.00	\$875.00
Caduceus Review, Inc.	\$246.78	\$881.83
Caduceus-Lex Medical Auditing, Inc.	\$250.00	\$715.00
CDS Quality Review, Inc.	\$275.00	\$1,363.57
CEC Associates, Inc.	\$182.44	\$685.00
CEC, Inc.	\$372.50	\$745.00
Chiro-Med Review Company	\$348.36	\$1,065.02
Concentra Medical Examinations	\$125.00	\$550.00
Consolidated Service Group, Inc. d/b/a Consolidated Rehabilitation Company	\$250.00	\$1,429.19
Corvel Corporation	\$219.22	\$1,334.27
Crawford Care Management Services c/o Crawford & Company	\$150.00	\$650.00

URO/PRO	Range of Fees	
	Min. \$	Max. \$
First Managed Care Option	\$196.59	\$1,336.32
Francene Tearpock-Martini & Associates, Inc.	\$382.50	\$915.00
Hajduk & Associates	\$250.00	\$715.00
Health Care Dimensions, Inc.	\$144.00	\$1,259.60
Hoover Rehabilitation Services, Inc.	\$195.70	\$1,019.45
IMX Medical Management Services, Inc.	\$50.13	\$749.79
Industrial Rehabilitation Associates c/o RJP Enterprises, Inc.	\$150.00	\$625.00
Keystone Peer Review Organization, Inc.	\$200.00	\$850.00
KVS Consulting Services	\$226.89	\$730.11
LRC Disability Management Consultants	\$136.80	\$1,755.00
Lycy Review Group	\$275.00	\$968.73
McBride & McBride Associates	\$250.00	\$750.00
Medical Evaluation Specialists	\$125.00	\$975.00
Medical Review Associates	\$250.00	\$650.00
Medical Service & Evaluation Company	\$200.00	\$850.00
Omega Review	\$799.01	\$1,007.80
Peer, Inc.	\$50.00	\$615.00
Penn Executive Diagnostic Center, Inc.	\$150.00	\$725.00
Perspective Consulting, Inc.	\$625.00	\$625.00
Proclaim Review Company	\$633.48	\$762.31
QRS Managed Care Services	\$200.00	\$700.00
Quality Assurance Reviews	\$250.00	\$850.00
Rehabilitation Planning, Inc.	\$150.00	\$635.00
Solomon Associates, Inc.	\$250.00	\$750.00
T & G Reviews, Inc.	\$137.50	\$795.00
The pt Group	\$135.00	\$1,100.00
Tom Sawchaks, Inc. Action of Pennsylvania	\$200.00	\$750.00
Trinity Reviews, Inc.	\$125.00	\$1,075.00
Tri-State IME, Inc.	\$28.67	\$1,287.88
Tri-State Rehabilitation Group, Inc.	\$310.71	\$1,979.32
TxReviews, Inc.	\$210.00	\$874.47
U. S. Medical Review, Inc.	\$200.00	\$1,150.00
West Penn IME, Inc.	\$237.00	\$992.44
WMR Resources, Inc.	\$235.00	\$719.53
Zabinski Robert C., D.C.	\$75.00	\$1,751.92

[Pa.B. Doc. No. 03-992. Filed for public inspection May 23, 2003, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Bonus 3's Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of

instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Bonus 3's.

2. *Price:* The price of a Pennsylvania Bonus 3's instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania Bonus 3's instant lottery game ticket will contain one "Tic Tac Toe" area and one "Bonus" area. The play symbols and their captions located in the "Tic Tac Toe" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE). The play symbols and their captions located in the "Bonus" area are: DOUBLE (33), TRIPLE (333) and NO BONUS (TRY AGAIN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Prize" area are: \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$3<sup>00</sup> (THR DOL), \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$9<sup>00</sup> (NIN DOL), \$10<sup>00</sup> (TEN DOL), \$15\$ (FIFTN), \$20\$ (TWENTY), \$30\$ (THIRTY), \$60\$ (SIXTY), \$90\$ (NINETY) and \$3,000 (THR THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$5, \$6, \$9, \$10, \$15, \$20, \$30, \$60, \$90 and \$3,000.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 15,600,000 tickets will be printed for the Pennsylvania Bonus 3's instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the "Tic Tac Toe" area and a prize play symbol of \$3,000 (THR THO) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$3,000.

(b) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the "Tic Tac Toe" area and a prize play symbol of \$90\$ (NINETY) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$90.

(c) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the "Tic Tac Toe" area, a TRIPLE (333) play symbol in the "Bonus" area and a prize play symbol of \$30\$ (THIRTY) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$90.

(d) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the "Tic Tac Toe" area and a prize play symbol of \$60\$ (SIXTY) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$60.

(e) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the "Tic Tac Toe" area, a DOUBLE (33) play symbol in the "Bonus" area and a prize play symbol of \$30\$ (THIRTY) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$60.

(f) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the "Tic Tac Toe" area, a TRIPLE (333) play symbol in the "Bonus" area and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$60.

(g) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the

“Tic Tac Toe” area and a prize play symbol of \$30S (THIRTY) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$30.

(h) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a DOUBLE (33) play symbol in the “Bonus” area and a prize play symbol of \$15S (FIFTN) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$30.

(i) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a TRIPLE (333) play symbol in the “Bonus” area and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$20S (TWENTY) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a DOUBLE (33) play symbol in the “Bonus” area and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$15S (FIFTN) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$15.

(m) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a TRIPLE (333) play symbol in the “Bonus” area and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$15.

(n) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a DOUBLE (33) play symbol in the “Bonus” area and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$9<sup>00</sup> (NIN DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$9.

(q) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a TRIPLE (333) play symbol in the

“Bonus” area and a prize play symbol of \$3<sup>00</sup> (THR DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$9.

(r) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$6.

(s) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a DOUBLE (33) play symbol in the “Bonus” area and a prize play symbol of \$3<sup>00</sup> (THR DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$6.

(t) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a TRIPLE (333) play symbol in the “Bonus” area and a prize play symbol of \$2<sup>00</sup> (TWO DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$6.

(u) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$5.

(v) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$3<sup>00</sup> (THR DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$3.

(w) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a TRIPLE (333) play symbol in the “Bonus” area and a prize play symbol of \$1<sup>00</sup> (ONE DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$3.

(x) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$2<sup>00</sup> (TWO DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$2.

(y) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area, a DOUBLE (33) play symbol in the “Bonus” area and a prize play symbol of \$1<sup>00</sup> (ONE DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$2.

(z) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal in the “Tic Tac Toe” area and a prize play symbol of \$1<sup>00</sup> (ONE DOL) appearing in the “Prize” area, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 15,600,000 Tickets</i>
\$1	\$1	1:8.96	1,742,000
\$1 (D)	\$2	1:33.33	468,000
\$2	\$2	1:100	156,000
\$1 (T)	\$3	1:42.86	364,000



<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 15,600,000 Tickets</i>
\$3	\$3	1:100	156,000
\$5	\$5	1:300	52,000
\$2 (T)	\$6	1:300	52,000
\$3 (D)	\$6	1:300	52,000
\$6	\$6	1:600	26,000
\$3 (T)	\$9	1:150	104,000
\$9	\$9	1:300	52,000
\$5 (D)	\$10	1:600	26,000
\$10	\$10	1:600	26,000
\$5 (T)	\$15	1:1,000	15,600
\$15	\$15	1:1,500	10,400
\$10 (D)	\$20	1:1,000	15,600
\$20	\$20	1:1,500	10,400
\$10 (T)	\$30	1:12,000	1,300
\$15 (D)	\$30	1:12,000	1,300
\$30	\$30	1:30,000	520
\$20 (T)	\$60	1:48,000	325
\$30 (D)	\$60	1:48,000	325
\$60	\$60	1:48,000	325
\$30 (T)	\$90	1:48,000	325
\$90	\$90	1:48,000	325
\$3,000	\$3,000	1:1,200,000	13

(D) = Doubles the prize shown

(T) = Triples the prize shown

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Bonus 3's instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Bonus 3's, prize money from winning Pennsylvania Bonus 3's instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Bonus 3's instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Bonus 3's or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 03-993. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Pennsylvania Hulk Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of

instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Hulk.

2. *Price:* The price of a Pennsylvania Hulk instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Hulk instant lottery game ticket will contain one play area featuring a "Hulk Numbers" area and a "Your Numbers" area. The play symbols and their captions located in the "Hulk Numbers" area and the "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVEN), 12 (TWELVE), 13 (THIRTEEN), 14 (FOURTEEN), 15 (FIFTEEN) and 16 (SIXTEEN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the eight "Prize" areas are: \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$3<sup>00</sup> (THREE DOL), \$4<sup>00</sup> (FOUR DOL), \$5<sup>00</sup> (FIVE DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTEEN DOL), \$20<sup>00</sup> (TWENTY DOL), \$25<sup>00</sup> (TWENTY FIVE DOL), \$120<sup>00</sup> (ONE HUNDRED TWENTY DOL) and \$12,000 (TWELVE THOUSAND DOL).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$4, \$5, \$10, \$15, \$20, \$25, \$120 and \$12,000. A player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 3,600,000 tickets will be printed for the Pennsylvania Hulk instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Hulk Numbers" play symbols and a prize play symbol of \$12,000 (TWELVE THOUSAND DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$12,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Hulk

Numbers” play symbols and a prize play symbol of \$120 (ONEHUNTWY) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$120.

(c) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$25\$ (TWY FIV) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(d) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$20\$ (TWENTY) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(e) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$15\$ (FIFTN) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(f) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(g) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$5<sup>00</sup>

(FIV DOL) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(h) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$4<sup>00</sup> (FOR DOL) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(i) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$3<sup>00</sup> (THR DOL) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(j) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$2<sup>00</sup> (TWO DOL) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(k) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Hulk Numbers” play symbols and a prize play symbol of \$1<sup>00</sup> (ONE DOL) appears in the “Prize” area under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

*When Any of Your Numbers Match Either Hulk Number Win With Prize(s) of:*

<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,600,000 Tickets</i>	
\$1 × 2	\$2	1:15	240,000
\$2	\$2	1:13.64	264,000
\$2 + \$1	\$3	1:50	72,000
\$1 × 3	\$3	1:50	72,000
\$3	\$3	1:50	72,000
\$1 × 4	\$4	1:375	9,600
\$2 × 2	\$4	1:250	14,400
\$4	\$4	1:150	24,000
\$1 × 5	\$5	1:150	24,000
\$5	\$5	1:150	24,000
\$2 × 5	\$10	1:300	12,000
\$5 × 2	\$10	1:300	12,000
\$10	\$10	1:30	120,000
\$3 × 5	\$15	1:375	9,600
\$5 × 3	\$15	1:750	4,800
\$15	\$15	1:375	9,600
\$4 × 5	\$20	1:500	7,200
\$5 × 4	\$20	1:500	7,200
\$10 × 2	\$20	1:750	4,800
\$20	\$20	1:750	4,800
\$5 × 5	\$25	1:4,615	780
\$25	\$25	1:4,800	750
\$20 × 6	\$120	1:60,000	60
\$15 × 8	\$120	1:60,000	60
\$120	\$120	1:60,000	60
\$12,000	\$12,000	1:1,200,000	3

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Hulk instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Hulk, prize money from winning Pennsylvania Hulk instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Hulk instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Hulk or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 03-994. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Pennsylvania Super Sizzling 7's Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Super Sizzling 7's.

2. *Price:* The price of a Pennsylvania Super Sizzling 7's instant lottery game ticket is \$5.

#### 3. *Play Symbols:*

(a) Each Pennsylvania Super Sizzling 7's instant lottery game ticket will contain seven play areas known as Game 1, Game 2, Game 3, Game 4, Game 5, Game 6 and Game 7. Each game is played separately.

(b) The play symbols and their captions located in the "Lucky Symbol" and "Your Symbols" area for Game 1 are: Money Bag Symbol (MNYBG), Pot of Gold Symbol (PTGLD), Rabbit Foot Symbol (RBTFT), Horse Shoe Symbol (SHOE), Star Symbol (STAR) and Diamond Symbol (DIMND).

(c) The play symbols and their captions located in the play areas for Game 2, Game 3, Game 5 and in the "Winning Number" and "Your Numbers" areas for Game 7 are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN) and 12 (TWLV).

(d) The play symbols and their captions located in the play area for Game 4 are: \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$7<sup>00</sup> (SVN DOL), \$10<sup>00</sup> (TEN DOL), \$12\$

(TWELV), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$27\$ (TWY SVN), \$77\$ (SVY SVN), \$117 (HUNSVNTN), \$777 (SNHNSVYSN) and \$77,777 (7X5).

(e) The play symbols and their captions located in the "Fast Cash Bonus" area for Game 6 are: \$7<sup>00</sup> (SVN DOL), \$10<sup>00</sup> (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$27\$ (TWY SVN), \$77\$ (SVY SVN), \$117 (HUNSVNTN) and NO BONUS (TRY AGAIN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the play areas for Game 1 and Game 7, and in the "Prize" areas for Game 2, Game 3 and Game 5 are: \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$7<sup>00</sup> (SVN DOL), \$10<sup>00</sup> (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$27\$ (TWY SVN), \$77\$ (SVY SVN), \$117 (HUNSVNTN), \$777 (SNHNSVYSN) and \$77,777 (7X5).

5. *Prizes:* The prizes that can be won in Game 1, Game 2, Game 3, Game 4, Game 5 and Game 7 are \$5, \$6, \$7, \$10, \$12, \$15, \$17, \$20, \$27, \$77, \$117, \$777 and \$77,777. The prizes that can be won in Game 6 are \$7, \$10, \$12, \$15, \$17, \$20, \$27, \$77 and \$117. A player can win up to six times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 3,600,000 tickets will be printed for the Pennsylvania Super Sizzling 7's instant lottery game.

#### 7. *Determination of Prize Winners:*

(a) Determination of prize winners for Game 1 are:

(1) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$77,777 (7X5) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$777 (SNHNSVYSN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$117 (HUNSVNTN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$77\$ (SVY SVN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$27\$ (TWY SVN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$27.

(6) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$20\$ (TWENTY) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(7) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$17\$ (SVNTN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$17.

(8) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$15\$ (FIFTN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(9) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$12\$ (TWELV) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(10) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$7<sup>00</sup> (SVN DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(13) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(b) Determination of prize winners for Game 2 and Game 3 are:

(1) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$77,777 (7X5) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$777 (SNHNSVYSN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$117 (HUNSVNTN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$77\$ (SVY SVN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$27\$ (TWY SVN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$27.

(6) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$20.

(7) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$17\$ (SVNTN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$17.

(8) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$15\$

(FIFTN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$15.

(9) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$12\$ (TWELV) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$12.

(10) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$7<sup>00</sup> (SVN DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$6.

(13) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$5.

(c) Determination of prize winners for Game 4 are:

(1) Holders of tickets with three matching play symbols of \$77,777 (7X5) in the play area, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets with three matching play symbols of \$777 (SNHNSVYSN) in the play area, on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets with three matching play symbols of \$117 (HUNSVNTN) in the play area, on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets with three matching play symbols of \$77\$ (SVY SVN) in the play area, on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets with three matching play symbols of \$27\$ (TWY SVN) in the play area, on a single ticket, shall be entitled to a prize of \$27.

(6) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(7) Holders of tickets with three matching play symbols of \$17\$ (SVNTN) in the play area, on a single ticket, shall be entitled to a prize of \$17.

(8) Holders of tickets with three matching play symbols of \$15\$ (FIFTN) in the play area, on a single ticket, shall be entitled to a prize of \$15.

(9) Holders of tickets with three matching play symbols of \$12\$ (TWELV) in the play area, on a single ticket, shall be entitled to a prize of \$12.

(10) Holders of tickets with three matching play symbols of \$10<sup>00</sup> (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets with three matching play symbols of \$7<sup>00</sup> (SVN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets with three matching play symbols of \$6<sup>00</sup> (SIX DOL) in the play area, on a single ticket, shall be entitled to a prize of \$6.

(13) Holders of tickets with three matching play symbols of \$5<sup>00</sup> (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(d) Determination of prize winners for Game 5 are:

(1) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$77,777 (7X5) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$777 (SNHNSVYSN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$117 (HUNSVNTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$77\$ (SVY SVN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$27\$ (TWY SVN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$27.

(6) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$20.

(7) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$17\$ (SVNTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$17.

(8) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$15\$ (FIFTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$15.

(9) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$12\$ (TWELV) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$12.

(10) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$7<sup>00</sup> (SVN DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$6.

(13) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$5.

(e) Determination of prize winners for Game 6 are:

(1) Holders of tickets with a \$117 (HUNSVNTN) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$117.

(2) Holders of tickets with a \$77\$ (SVY SVN) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$77.

(3) Holders of tickets with a \$27\$ (TWY SVN) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$27.

(4) Holders of tickets with a \$20\$ (TWENTY) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$20.

(5) Holders of tickets with a \$17\$ (SVNTN) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$17.

(6) Holders of tickets with a \$15\$ (FIFTN) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$15.

(7) Holders of tickets with a \$12\$ (TWELV) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$12.

(8) Holders of tickets with a \$10<sup>00</sup> (TEN DOL) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$10.

(9) Holders of tickets with a \$7<sup>00</sup> (SVN DOL) play symbol in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$7.

(f) Determination of prize winners for Game 7 are:

(1) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$77,777 (7X5) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$777 (SNHNSVYSN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$117 (HUNSVNTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$77\$ (SVY SVN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$27\$ (TWY SVN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$27.

(6) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number"

play symbol and a prize play symbol of \$20\$ (TWENTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(7) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$17\$ (SVNTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$17.

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

(9) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$12\$ (TWELV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(10) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$7<sup>00</sup> (SVN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(13) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Win With Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,600,000 Tickets</i>
\$5	\$5	1:7.32	492,000
\$7	\$7	1:300	12,000
\$7 (Fast Cash)	\$7	1:75	48,000
\$5 × 2	\$10	1:85.71	42,000
\$10	\$10	1:600	6,000
\$10 (Fast Cash)	\$10	1:600	6,000
\$5 + \$7	\$12	1:600	6,000
\$6 × 2	\$12	1:600	6,000
\$12	\$12	1:600	6,000
\$12 (Fast Cash)	\$12	1:300	12,000
\$5 × 3	\$15	1:600	6,000
\$10 + \$5	\$15	1:600	6,000
\$15	\$15	1:600	6,000
\$15 (Fast Cash)	\$15	1:300	12,000
\$10 + \$7	\$17	1:300	12,000
\$17 (Fast Cash)	\$17	1:13.95	258,000
\$17	\$17	1:120	30,000
\$7 × 2 + \$6	\$20	1:300	12,000
\$5 × 4	\$20	1:300	12,000
\$10 × 2	\$20	1:300	12,000
\$20	\$20	1:300	12,000
\$20 (Fast Cash)	\$20	1:300	12,000
\$17 (Fast Cash)	\$27	1:600	6,000
+ \$10			
\$20 + \$7	\$27	1:600	6,000
\$20 (Fast Cash)	\$27	1:600	6,000
+ \$7			
\$27	\$27	1:600	6,000
\$27 (Fast Cash)	\$27	1:600	6,000
\$17 (Fast Cash)	\$77	1:15,000	240
+ \$20 × 3			
\$27 + \$10 × 5	\$77	1:15,000	240
\$77	\$77	1:15,000	240
\$77 (Fast Cash)	\$77	1:15,000	240
\$17 (Fast Cash)	\$117	1:60,000	60
+ \$20 × 5			
\$10 × 4 + \$77	\$117	1:60,000	60
\$20 × 2 + \$77	\$117	1:60,000	60
\$117	\$117	1:60,000	60

<i>Win With Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,600,000 Tickets</i>
\$117 (Fast Cash)	\$117	1:60,000	60
\$777	\$777	1:150,000	24
\$77,777	\$77,777	1:1,200,000	3

- Game 1—When any of “Your Symbols” match the “Lucky Symbol,” win prize shown under the matching symbol.
- Game 2—Get 2 “7” symbols, win prize shown.
- Game 3—Get 2 “7” symbols, win prize shown.
- Game 4—Get 3 like amounts, win that prize.
- Game 5—Get 3 “7” symbols in a row, column or diagonal, win prize shown.
- Game 6—Reveal prize amount between \$7 and \$117 in “Fast Cash Bonus” and win that prize.
- Game 7—When any of “Your Numbers” match the “Winning Number,” win prizes shown under the matching number.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Super Sizzling 7’s instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Super Sizzling 7’s, prize money from winning Pennsylvania Super Sizzling 7’s instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Super Sizzling 7’s instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Super Sizzling 7’s or through normal communications methods.

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 03-995. Filed for public inspection May 23, 2003, 9:00 a.m.]

**Realty Transfer Tax; 2002 Common Level Ratio Real Estate Valuation Factors**

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 2002. These factors are the mathematical reciprocals of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from July 1, 2003, to June 30, 2004, except as indicated. The date of acceptance of a document

is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (61 Pa. Code § 91.102 (relating to acceptance of documents)).

<i>County</i>	<i>Common Level Ratio Factor</i>
Adams	2.65
Allegheny	1.03
Armstrong	2.36
Beaver	2.87
Bedford	4.48
Berks	1.11
Blair	11.91
Bradford	2.20
Bucks	28.57
Butler	8.93
Cambria	6.29
Cameron	2.83
Carbon	2.22
Centre	2.53
Chester	1.35
Clarion	4.98
Clearfield	4.88
Clinton	3.55
Columbia	2.92
Crawford	2.83
Cumberland	1.05
Dauphin	1.07
Delaware	1.15
Elk	5.00
*Erie	1.00
*Fayette	1.00
Forest	4.72
Franklin	6.45
Fulton	1.97
*Greene	1.00
Huntingdon	5.99
Indiana	7.09
Jefferson	5.08
**Juniata	5.69
Lackawanna	4.70
Lancaster	1.16
*Lawrence	1.00
Lebanon	11.91
Lehigh	2.24
Luzerne	13.89
Lycoming	1.52
McKean	4.41

<i>County</i>	<i>Common Level Ratio Factor</i>
Mercer	3.64
Mifflin	1.96
Monroe	4.95
Montgomery	1.30
Montour	10.31
Northampton	2.35
Northumberland	7.19
Perry	1.07
Philadelphia	3.39
Pike	4.10
Potter	2.38
Schuylkill	2.22
Snyder	5.71
Somerset	2.34
Sullivan	4.10
Susquehanna	2.21
Tioga	1.06
Union	6.17
Venango	1.06
Warren	2.70
Washington	6.17
Wayne	10.99
Westmoreland	4.51
Wyoming	3.97
York	1.17

\*Adjusted by the Department of Revenue (Department) to reflect assessment base change effective January 1, 2003.

\*\*Adjusted by the Department to reflect assessment ratio change effective January 1, 2003.

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 03-996. Filed for public inspection May 23, 2003, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Appleton Papers, Inc. v. DEP and New Enterprise Stone and Lime Company, Inc., Permittee; EHB Doc. No. 2003-111-C

Appleton Papers, Inc. has appealed the issuance by the Department of Environmental Protection of an NPDES permit to New Enterprise Stone and Lime Company, Inc. for a facility in Taylor Township, Blair, County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457 and may be reviewed by interested parties on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's

rules of practice and procedure are available upon request from the Board.

MICHAEL L. KRANCER,  
*Chairperson*

[Pa.B. Doc. No. 03-997. Filed for public inspection May 23, 2003, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, May 8, 2003, and announced the following:

#### *Regulations Approved:*

Department of Transportation #18-383: Enhanced Emission Inspection Program (amends 67 Pa. Code Chapter 177)

Treasury Department #64-3: Estimation Calculations for Determining Unclaimed Property Liability (amends 61 Pa. Code Chapter 951)

State Board of Certified Real Estate Appraisers #16A-7013: Biennial Renewal Fees and Examination Fees (amends 49 Pa. Code Chapter 36)

### Approval Order

Public Meeting held  
May 8, 2003

*Commissioners Voting:* John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; Murray Ufberg, Esq.

#### *Department of Transportation—Enhanced Emission Inspection Program; Regulation No. 18-383*

On April 9, 2003, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Transportation (Department). This rulemaking amends 67 Pa. Code Chapter 177. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation adopts alternate revised final exhaust emission standards developed by the United States Environmental Protection Agency for vehicles subject to the acceleration simulation mode test. These standards are designed for emissions testing in the five-county Philadelphia area (Bucks, Chester, Delaware, Montgomery and Philadelphia Counties).

We have determined this regulation is consistent with the statutory authority of the Department (75 Pa.C.S. §§ 4103, 4531, 4701, 4706 and 6103) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.



**Approval Order**

Public Meeting held  
May 8, 2003

*Commissioners Voting:* John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; Murray Ufberg, Esq.

*Treasury Department—Estimation Calculations for Determining Unclaimed Property Liability; Regulation No. 64-3*

On November 18, 2002, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Treasury Department (Department). This rulemaking amends 61 Pa. Code Chapter 951. The proposed regulation was published in the November 30, 2002, *Pennsylvania Bulletin* with a 30-day public comment period. Under section 5(e) of the Regulatory Review Act (71 P. S. § 745.5(e)), the Department resubmitted the proposed regulation on February 6, 2003. The final-form regulation was submitted to the Commission on March 26, 2003.

This regulation adds a new section that sets forth estimation procedures. The Department will use the estimation procedures when a holder of unclaimed property has insufficient records to determine its actual amount of liability.

We have determined this regulation is consistent with the statutory authority of the Department (72 P. S. § 1301.26(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
May 8, 2003

*Commissioners Voting:* John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; Murray Ufberg, Esq.

*State Board of Certified Real Estate Appraisers—Biennial Renewal Fees and Examination Fees; Regulation No. 16A-7013*

On September 25, 2002, the Independent Regulatory Review Commission (Commission) received this proposed

regulation from the State Board of Certified Real Estate Appraisers (Board). This rulemaking amends 49 Pa. Code Chapter 36. The proposed regulation was published in the October 5, 2002, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 31, 2003.

This regulation raises, establishes and eliminates fees for Certified Real Estate Appraisers, Certified Brokers and Appraisers, and Certified Pennsylvania Evaluators. The Board's enabling statute requires it to set fees to generate revenues that meet or exceed expenditures in a biennial period. The existing fees have not been changed since 1993.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. §§ 457.5(6), 457.9 and 458.9) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 03-998. Filed for public inspection May 23, 2003, 9:00 a.m.]

**Notice of Comments Issued**

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

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
16A-5714	State Board of Veterinary Medicine Continuing Education Provider Approval (33 Pa.B. 1358 (March 15, 2003))	4/14/03	5/14/03
16A-4811	State Board of Funeral Directors Renewal Fee (33 Pa.B. 1357 (March 15, 2003))	4/14/03	5/14/03

**State Board of Veterinary Medicine  
Regulation No. 16A-5714**

**Continuing Education Provider Approval  
May 14, 2003**

We submit for consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The State Board of Veterinary Medicine (Board) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

**1. Sections 31.15 and 31.36. Continuing education—Consistency with statute.**

Act 167 of 2002 increased the required continuing education clock hours for veterinarians from 8 clock hours to 30 clock hours and establishes a 16-clock hour requirement for certified veterinary health technicians. The House Professional Licensure Committee recommends that the Board incorporate the statutory increase in required continuing education clock hours into this proposal. We agree.

**2. Section 31.40. Continuing education provider approval—Consistency with statute.**

Section 31.40(a) refers to “certified animal health technicians.” Act 167 of 2002 deleted the term “animal health technician” and redefined the category as “certified veterinary technician.” The term should be updated to reflect current law. We recommend a similar revision of the heading “Animal Health Technicians and Noncertified Employees” as well.

**State Board of Funeral Directors  
Regulation No. 16A-4811**

**Renewal Fee  
May 14, 2003**

We submit for consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The State Board of Funeral Directors (Board) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

**1. General.—Fiscal impact; Reasonableness; Clarity.**

The Board provided a revenue breakdown by source and an itemized breakdown of the Board’s actual expenditures for FY 1999-2000 and projected expenditures for FY 2000-2001. To evaluate this regulation, we must determine whether the criteria set forth in the Regulatory Review Act are satisfied. Therefore, we need additional information from the Board to measure the reasonableness of the proposed licensure increase. We request that the Board provide us with historical and projected cost data for FY 2000-2001—FY 2007-2008, which should be included in the Regulatory Analysis Form.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 03-999. Filed for public inspection May 23, 2003, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission (Commission) received the following regulation on the date indicated. To obtain the date and time of the meeting at which the Commission will consider this regulation, contact the Commission at (717) 783-5417 or visit its website at www.irrc.state.pa.us. To obtain a copy of the regulation, contact the promulgating agency.

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
12-60	Department of Labor and Industry Uniform Construction Code; Administration and Enforcement; Elevators and Other Lifting Devices	5/8/03

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 03-1000. Filed for public inspection May 23, 2003, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Application for Approval to Acquire Control**

Capital BlueCross has filed an application to acquire control of Keystone Health Plan Central, Inc., a Pennsylvania domiciled health maintenance organization. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. §§ 991.1401—991.1413). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 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 and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, e-mail rbrackbill@state.pa.us.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1001. Filed for public inspection May 23, 2003, 9:00 a.m.]

**Application for Domestic Certificate of Authority**

The Pennsylvania Medical Reinsurance Company has applied for a certificate of authority to operate as a domestic stock casualty insurance company in this Commonwealth. The filing was made under the requirements set forth under The Insurance Company Law of 1921 (40 P. S. §§ 341—991). Persons who wish to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 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 and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, brackbill@state.pa.us.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1002. Filed for public inspection May 23, 2003, 9:00 a.m.]

### **Mercer Mutual Insurance Company Mutual-to-Stock Conversion and Subsequent Acquisition; Conclusion of Public Comment Period**

The Insurance Department (Department) published a notice of receipt of the previously referenced filings and a notice of a comment period at 33 Pa.B. 704 (February 1, 2003) but did not provide a closing date for filing written comments with the Department. Subsequently, at the conclusion of the Department's public informational hearing on May 15, 2003, the Department announced that the public comment period will end on the close of business on June 13, 2003.

Persons wishing to comment on the grounds of public or private interest are invited to submit a written statement to the Department on or before June 13, 2003. Written statements must include the 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 and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, rbrackbill@state.pa.us. Comments received will be part of the public record regarding this filing.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1003. Filed for public inspection May 23, 2003, 9:00 a.m.]

## **LIQUOR CONTROL BOARD**

### **Expiration of Leases**

The following Liquor Control Board leases will expire:  
Northampton County, Wine & Spirits Shoppe #4802, 111 Northampton Street, Easton, PA 18042-3633.

*Lease Expiration Date:* May 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,600 to 5,000 net useable square feet of new or existing retail commercial space within the City of Easton.

*Proposals due:* June 13, 2003, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Willard J. Rhodes, (717) 657-4228

Northampton County, Wine & Spirits Shoppe #4813, 30 East 4th Street, Bethlehem, PA 18015-1602.

*Lease Expiration Date:* May 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,300 to 5,000 net useable square feet of new or existing retail commercial space within 1/2 mile of the intersection of Fourth Street and State Route 378, City of Bethlehem.

*Proposals due:* June 13, 2003, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

Luzerne County, Wine & Spirits Shoppe #4033, Church Hill Mall, 1091 N. Church Street, Hazleton, PA 18201-1465.

*Lease Expiration Date:* April 30, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,100 to 5,900 net useable square feet of new or existing retail commercial space within 1/2 mile of the intersection of North Church Street (Route 309) and 22nd Street, Hazle Township, Hazleton.

*Proposals due:* June 13, 2003, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Joseph P. Hannon, (717) 657-4228  
JONATHAN H. NEWMAN,  
*Chairperson*

[Pa.B. Doc. No. 03-1004. Filed for public inspection May 23, 2003, 9:00 a.m.]

## **MILK MARKETING BOARD**

### **Hearing and Presubmission Schedule; Milk Marketing Area No. 4**

Under the provisions of the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 4 on July 2, 2003, at 9 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement, as set forth in section G of the Official General Order No. A-900. Testimony and exhibits will also be accepted relative to updated labor, utility and insurance costs based on comparisons between costs per point for the first quarter

of calendar years 2002 and 2003, the actual skim and butterfat contents of the regulated products, shrinkage and sales of bulk milk and bulk cream and cream processing costs, and adjustments to announced Class II prices. Cost information for containers, ingredients and Class II products shall be based on April 2003 data.

The staff of the Board is deemed to be a party to this hearing and the attorney representing staff is deemed to have entered an appearance. Other persons that may be affected by the Board order fixing prices in Milk Marketing Area No. 4 may be included on the Board's list of parties by:

1. Having their counsel file with the Board, by 4 p.m. on June 13, 2003, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance), which shall identify by name and address the party on whose behalf the appearance is made. Thereafter, documents and other written communications required to be served upon or furnished to that party shall be sent to the attorney of record.

2. If unrepresented by counsel and wishing to appear on their own behalf under 1 Pa. Code § 31.21 (relating to appearance in person), filing with the Board, by 4 p.m. on June 13, 2003, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 copies of each document for the use of nonparties attending the hearing.

1. By 4 p.m. on June 20, 2003, each party shall file with the Board seven copies and serve on all other parties one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on June 27, 2003, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to take official notice of facts shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on June 13, 2003.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Pennsylvania Relay Service for TDD users).

LYNDA J. BOWMAN,  
*Secretary*

[Pa.B. Doc. No. 03-1005. Filed for public inspection May 23, 2003, 9:00 a.m.]

## Hearing and Presubmission Schedule; Milk Marketing Area No. 6

Under the provisions of the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 6 on July 2, 2003, at 11 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 6. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the first quarters of calendar years 2002 and 2003; consideration of skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; in-store handling costs; and a reasonable rate of return to milk dealers and stores. Evidence shall be based on the audited costs of a cross-section of milk dealers and stores doing business in Milk Marketing Area No. 6. Cost information for containers, ingredients and Class II products shall be based on April 2003 data.

The staff of the Board is deemed to be a party to this hearing and the attorney representing staff is deemed to have entered an appearance. Other persons that may be affected by the Board order fixing prices in Milk Marketing Area No. 6 may be included on the Board's list of parties by:

1. Having their counsel file with the Board, by 4 p.m. on June 13, 2003, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance), which shall identify by name and address the party on whose behalf the appearance is made. Thereafter documents and other written communications required to be served upon or furnished to that party shall be sent to the attorney of record.

2. If unrepresented by counsel and wishing to appear on their own behalf under 1 Pa. Code § 31.21 (relating to appearance in person), filing with the Board, by 4 p.m. on June 13, 2003, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 copies of each document for the use of nonparties attending the hearing.

1. By 4 p.m. on June 20, 2003, each party shall file with the Board seven copies and serve on all other parties one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness being offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on June 27, 2003, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

Parties that wish to offer into evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to take official notice of facts shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on June 13, 2003.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Pennsylvania Relay Service for TDD users).

LYNDA J. BOWMAN,  
*Secretary*

[Pa.B. Doc. No. 03-1006. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Sunshine Meeting Dates for 2003-2004

In accordance with the 65 Pa.C.S. §§ 701—716 (relating to Sunshine Act), the Milk Marketing Board has established the following meeting dates for Fiscal Year 2003-2004:

July 2, 2003	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
August 6, 2003	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
September 3, 2003	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
October 1, 2003	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
November 5, 2003	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
December 3, 2003	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
January 7, 2004	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
February 4, 2004	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
March 3, 2004	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
April 7, 2004	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408

May 5, 2004	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408
June 2, 2004	Rm. 202	Agriculture Building Harrisburg, PA 17110-9408

LYNDA J. BOWMAN,  
*Secretary*

[Pa.B. Doc. No. 03-1007. Filed for public inspection May 23, 2003, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Intrastate Oil Products Pipeline

**A-140002. TPC Pipeline Company.** Application of TPC Pipeline Company for approval to offer, render, furnish or supply transportation service over an intrastate oil products pipeline with an origin point in Chelsea, PA, extending to a point of termination in Philadelphia, PA, commonly referred to as the "East Line Pipeline."

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 9, 2003. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* TPC Pipe Line Company

*Through and By Counsel:* Marvin T. Griff, Esquire, Swidler, Berlin, Shereff Friedman, LLP, 3000 K Street, NW, Suite 300, Washington, DC 20007.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1008. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Natural Gas Service

**A-121850F2030. National Fuel Gas Distribution Corporation.** Application for approval of abandonment of service by National Fuel Gas Distribution Corporation for one natural gas service customer in Warsaw Township, Jefferson County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 9, 2003. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* National Fuel Gas Distribution Corporation

*Through and By Counsel:* Christopher M. Trejchel,  
1100 State Street, Erie, PA 16512.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1009. Filed for public inspection May 23, 2003, 9:00 a.m.]

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### Railroad With Hearing

**A-00115735. Neville Township.** Application of Neville Township, County of Allegheny, for approval of a public crossing at-grade of a present private crossing at a point where the tracks and right-of-way of Pittsburgh Industrial Railroad and CSX Railroad cross a private road, Gulf Road, located in the Township of Neville, County of Allegheny.

An initial hearing on this matter will be held on Thursday, July 29, 2003, at 10 a.m., in an available hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1010. Filed for public inspection May 23, 2003, 9:00 a.m.]

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### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 with a copy served on the applicant on or before June 16, 2003. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

**Application of the following for *amendment* to the certificate of public convenience approving the operation of motor vehicles as *common carriers* for transportation of *persons* as described under the application.**

**A-00110899, Folder 1, Am-A. Tropiano Airport Shuttle, Inc.** (401 Dreshertown Road, Dresher, Montgomery County, PA 19025), a Pennsylvania corporation—persons, in airport transfer service, from points in the Counties of Bucks, Chester, Delaware and Montgomery, to the Philadelphia International Airport, in the City and County of Philadelphia and the Township of Tincum, Delaware County; subject to the following conditions: (a) that no right, power or privilege is granted to perform transportation: (1) to or from the Townships of Radnor, Marple and Haverford, Delaware County, the Township of Lower Merion, Montgomery County and the Philadelphia

International Airport in the City and County of Philadelphia and the Township of Tincum, Delaware County; and (2) from points in that portion of the Townships of Tredyffrin, Chester County and Radnor, Delaware County, bounded by beginning at the intersection of Lancaster Pike (U. S. Highway Route 30) and Valley Forge Road, thence southeastwardly along Valley Forge Road to its intersection with Sugartown Road to its intersection with Lancaster Pike (U. S. Highway Route 30) to the point of beginning, including points on the aforesaid boundaries, to the Philadelphia International Airport, in the City and County of Philadelphia and the Township of Tincum, Delaware County and vice versa; (b) that no right, power or privilege is granted to perform transportation to or from the Borough of Malvern and the Townships of Willistown and East Whiteland, Chester County and the Borough of Media and the Township of Newtown, Delaware County; (c) that no right, power or privilege is granted to provide service to or from those points in Chester County south of a line extending along Route 926 (Street Road) beginning at the Delaware County/Chester County line and extending westerly to the intersection of Routes 926 and 10, thence southerly on Route 10 to the intersection of Routes 10 and 896 and thence westerly on Route 896 to the Chester County/Lancaster County line and to or from those points in Delaware County in the Townships of Birmingham, Thornbury, Concord, Bethel, Upper Chichester, Lower Chichester and the Borough of Marcus Hook: *So As To Permit* the transportation of persons in airport transfer service from points in the City and County of Philadelphia; the Townships of East Whiteland, Easttown, Tredyffrin and Willistown and the Borough of Malvern, Chester County; the Townships of Haverford, Marple Newtown and Radnor, Delaware County, to the Philadelphia International Airport, in the City and County of Philadelphia and the Township of Tincum, Delaware County and to the Lehigh Valley International Airport in Lehigh County. Application for temporary authority has been filed at A-000110899, Folder 1, Am-A, seeking the following right: to transport persons in airport transfer service from: the Wayne Hotel, in the Township of Radnor, Delaware County; the Devon Courtyard by Marriott, in the Township of Tredyffrin, Chester County; and the Radnor Hotel, in the Township of Radnor, Delaware County, to the Philadelphia International Airport, in the City and County of Philadelphia and the Township of Tincum, Delaware County. *Attorney:* Richard T. Mulcahey, Jr., Two Penn Center, Suite 1400, 1500 John F. Kennedy Boulevard, Philadelphia PA 19102-1890.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1011. Filed for public inspection May 23, 2003, 9:00 a.m.]

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### Telecommunications

**A-311222F7001. Verizon North Inc. and Essex Communications Corp. f/k/a Essex Communications, Inc.** Joint petition of Verizon North Inc. and Essex Communications Corp. f/k/a Essex Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Essex Communications Corp. f/k/a Essex Communications, Inc., by its counsel, filed on May 2, 2003, 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. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Essex Communications Corp. f/k/a Essex Communications, 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. 03-1012. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Wastewater Service

**A-230240F0018. Little Washington Wastewater Company.** Application of Little Washington Wastewater Company for the approval of: (1) the acquisition by Little Washington Wastewater Company of the wastewater system assets of Eagle Rock Community Association, Inc.; and (2) the right of Little Washington Wastewater Company to begin to offer, render, furnish or supply wastewater service to the public in portions of East Union and North Union Townships, Schuylkill County and Black Creek and Hazle Townships, Luzerne County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 9, 2003. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* Little Washington Wastewater Company

*Through and By Counsel:* Mark J. Kropilak, Esquire, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1013. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Water Service

**A-210104F0028. Pennsylvania Suburban Water Company.** Application of Pennsylvania Suburban Water Company for approval to begin to offer, render, furnish or supply water service to the public in an additional portion of East Brandywine Township, Chester County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 9, 2003. The documents filed in support of the application are available for inspection and copying

at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* Pennsylvania Suburban Water Company

*Through and By Counsel:* Mark J. Kropilak, Esquire, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1014. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Water Service

**A-210104F0029. Pennsylvania Suburban Water Company.** Application of Pennsylvania Suburban Water Company for the approval of: (1) the acquisition by Pennsylvania Suburban Water Company of the water system assets of Eagle Rock Community Association, Inc.; and (2) the right of Pennsylvania Suburban Water Company to begin to offer, render, furnish or supply water service to the public in portions of East Union and North Union Townships, Schuylkill County and Black Creek and Hazle Townships, Luzerne County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 9, 2003. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* Pennsylvania Suburban Water Company

*Through and By Counsel:* Mark J. Kropilak, Esquire, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1015. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Water Service

**A-210104F0027 and A-210068F2000. Pennsylvania Suburban Water Company and Maple Crest Water Company.** Joint application of Pennsylvania Suburban Water Company and Maple Crest Water Company for approval of: (1) the acquisition by Pennsylvania Suburban Water Company of the water system assets of Maple Crest Water Company in Kingston Township, Luzerne County; (2) the right of Pennsylvania Suburban Water Company to begin to offer, render, furnish or supply water service to the public in portions of Kingston Township, Luzerne County; and (3) the abandonment by Maple Crest Water Company of public water service within Kingston Township, Luzerne County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 9, 2003. The documents filed in support

of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicants:* Pennsylvania Suburban Water Company and Maple Crest Water Company

*Through and By Counsel:* Mark J. Kropilak, Esquire, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1016. Filed for public inspection May 23, 2003, 9:00 a.m.]

## STATE POLICE

### Change in Enrollment Fees for Training under the Wiretapping and Electronic Surveillance Control Act

The Attorney General and the Commissioner of the Pennsylvania State Police (PSP), under 18 Pa.C.S. § 5724 (relating to training), shall establish a course of training in the legal and technical aspects of wiretapping and electronic surveillance as allowed or permitted by the act, shall establish regulations as they find necessary and proper for the training program and shall establish minimum standards for certification and periodic recertification of Commonwealth investigative or law enforcement officers as eligible to conduct wiretapping or electronic surveillance under the act. The PSP shall charge each investigative or law enforcement officer who enrolls in this training program a reasonable enrollment fee to offset the costs of training. Whenever necessary and possible, room and board shall be made available to attendees at a fee to be announced prior to the scheduled program.

The fees for investigative or law enforcement officers to attend this training have changed. The new fees are as follows:

Class A (enrollment only)	\$500.00
Class A (enrollment with room and board)	\$650.00
Class B (enrollment only)	\$800.00
Class B (enrollment with room and board)	\$1,200.00
Recertification	\$125.00

Comments, suggestions or questions may be directed to Pennsylvania State Police, Bureau of Emergency and Special Operations, 171 East Hersheypark Drive, P. O. Box 444, Hershey, PA 17033-0444.

COL. JEFFREY B. MILLER,  
*Commissioner*

[Pa.B. Doc. No. 03-1017. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Right-to-Know Law Request Policy

This written policy outlines the proper procedures for requesting records from the Pennsylvania State Police (PSP) under Pennsylvania's Right-to-Know Law (65 P. S. §§ 66.1—66.9). Questions regarding this policy should be directed to the Office of Chief Counsel, (717) 783-5568.

1. All requests for records must be in writing and signed by the requester. The request should identify or describe the records sought with sufficient specificity to enable the PSP to ascertain which records are being requested and shall include a name and address to which the PSP should address its response. The PSP will not accept oral or anonymous requests for records.

2. All requests for records shall be addressed to Pennsylvania State Police, Department Headquarters, Bureau of Research and Development, 1800 Elmerton Avenue, Harrisburg, PA 17110, ATTN: Supervisor, Policies and Procedures Section.

3. All requests shall be in writing and shall be sent to the PSP by mail, facsimile to (717) 772-1435 or delivered in person during the PSP's regular business hours of 8:15 a.m. to 4:15 p.m., Monday through Friday, excepting holidays and official office closings. The PSP will not accept verbal or e-mail requests for records.

4. Under the Right-to-Know Law, investigative reports are exempted from the definition of a "public record;" therefore, any request will be denied. Criminal history information is not accessible under the Right-to-Know Law but may be obtained through the submission of a Request for Criminal History, Form SP 4-164, which is available on the PSP website ([www.psp.state.pa.us](http://www.psp.state.pa.us)). The PSP does not possess or retain investigative or administrative information for other state or local agencies; therefore, such requests will be denied.

5. If a written request for records is granted, the following fees will be charged to the requestor:

*Copies:*

1-10 photocopies	No charge
11+ photocopies	\$0.15 per copy
Certified photocopies	\$1.00 per copy

*Redaction* \$1.00 per page

*PC Diskettes* \$1.00 per diskette

*Postage:*

Records fitting into standard letter envelope No charge

Other types of mailing Actual cost

A "photocopy" is either a single-sided copy or one side of a double-sided copy of a standard 8.5" × 11" page. "Redaction" is the eradication of a portion of a document while retaining the remainder where the public record contains information subject to access as well as information not subject to access. The PSP may require a requester to prepay an estimate of the fees listed if the fees required to fulfill the request are expected to exceed \$100. All costs must be paid by certified check or money order made payable to "Pennsylvania State Police."

COL. JEFFREY B. MILLER,  
*Commissioner*

[Pa.B. Doc. No. 03-1018. Filed for public inspection May 23, 2003, 9:00 a.m.]



## STATE BOARD OF BARBER EXAMINERS

Bureau of Professional and Occupational Affairs v.  
Ruben D. Otero; Doc. No. 0809-42-01

On February 26, 2003, the State Board of Barber Examiners (Board) assessed a civil penalty of \$750, based on operating a barber shop without a current license, and suspended indefinitely the barber license of Ruben D. Otero of East Stroudsburg, Monroe County.

Individuals may obtain a copy of the adjudication by writing to Carole L. Clarke, Board Counsel, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the final Board decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

LERROY D. CAMERONI,  
*Chairperson*

[Pa.B. Doc. No. 03-1019. Filed for public inspection May 23, 2003, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

Dirt and Gravel Road Pollution Prevention Maintenance Program

As required by 25 Pa. Code § 83.604(f) (relating to apportionment criteria), the State Conservation Commission (Commission) is providing public notice of the apportionment of Fiscal Year 2003 Dirt and Gravel Road Pollution Prevention Maintenance Program (program) funds to participating county conservation districts. This apportionment is authorized under 75 Pa.C.S. § 9106 (relating to dirt and gravel road maintenance).

### A. *Effective Date*

This apportionment is effective upon publication in the *Pennsylvania Bulletin*. Allocations will be disbursed when funds are released from the Treasury after July 1, 2003.

### B. *Background*

The Commission, at their public meeting on March 11, 2003, approved allocation of \$3,528,003 of Fiscal Year 2003 funds. These are apportioned according to stipulations in 75 Pa.C.S. § 9106(c). Copies of the referenced statement of policy contained in 25 Pa. Code § 83.604 and 75 Pa.C.S. § 9106(c) are available from Karl G. Brown, Executive Secretary, State Conservation Commission Office, Room 407 Agriculture Building, 2301 N. Cameron Street, Harrisburg, PA 17110-9408, (717) 787-8821.

The following allocations are being made to county conservation districts participating in the program. Listed alphabetically, they are:

Adams	\$15,000
Allegheny	\$15,000
Armstrong	\$112,454
Beaver	\$15,000
Bedford	\$39,844
Berks	\$15,000
Blair	\$20,067
Bradford	\$313,675
Bucks	\$18,736
Butler	\$30,881
Cambria	\$15,000
Cameron	\$33,085
Carbon	\$24,571
Centre	\$33,219
Chester	\$17,751
Clarion	\$62,903
Clearfield	\$65,926
Clinton	\$22,404
Columbia	\$77,591
Crawford	\$142,102
Cumberland	\$15,000
Dauphin	\$22,789
Elk	\$24,750
Erie	\$55,334
Fayette	\$32,182
Forest	\$21,274
Franklin	\$15,000
Fulton	\$29,616
Greene	\$37,470
Huntingdon	\$68,731
Indiana	\$88,028
Jefferson	\$43,251
Juniata	\$35,480
Lackawanna	\$28,240
Lancaster	\$16,580
Lawrence	\$15,000
Lebanon	\$15,000
Lehigh	\$26,520
Luzerne	\$24,608
Lycoming	\$81,354
McKean	\$21,745
Mercer	\$47,204
Mifflin	\$20,715
Monroe	\$15,000
Montgomery	\$15,000
Montour	\$17,696
Northampton	\$15,000
Northumberland	\$46,811
Perry	\$41,238
Pike	\$56,396
Potter	\$135,885
Schuylkill	\$49,527
Snyder	\$28,230
Somerset	\$32,936
Sullivan	\$70,808
Susquehanna	\$123,252
Tioga	\$313,643
Union	\$25,368
Venango	\$77,908
Warren	\$209,695
Washington	\$77,453
Wayne	\$111,268
Westmoreland	\$26,703
Wyoming	\$59,952
York	\$102,154.

KATHLEEN A. MCGINTY,  
*Acting Chairperson*

[Pa.B. Doc. No. 03-1020. Filed for public inspection May 23, 2003, 9:00 a.m.]

# STATE HARNESS RACING COMMISSION

## Procedures for New or Amended Pari-Mutuel License Applications

1. *License required for all horse race meets.* The Race Horse Industry Reform Act (4 P. S. §§ 325.101—325.402) (act) provides that no corporation shall have the right to conduct horse race meets except on obtaining a license from the State Harness Racing Commission (Commission).

2. *Limited number of harness racing licenses.* Section 205(b) of the act (4 P. S. § 325.205(b)) provides that no more than five corporations shall be licensed by the Commission to conduct a pari-mutuel meet.

3. *More applications filed than available licenses.* The Commission has received more applications for harness licenses than are authorized by the act. The Commission does not have the power under the act to issue licenses to all applicants for harness licenses. The Commission is not obligated to issue any license despite the availability of a license. The Commission will be charged with reviewing the pending applications submitted under its respective jurisdiction as set forth in the act.

4. *Information about application procedure.* The Commission believes that it is in the public interest under section 209 of the act (4 P. S. § 325.209) and the best interests of the racing industry in this Commonwealth to establish an administrative review process to treat the applicants as a comparative group for harness horse race meeting license applications presently pending before the Commissions as well as any new applications or renewals.

In considering the present pending applications and any new applications, the Commission adopts a policy to include the following steps:

A. *Consideration group. Application closing dates.* The Commission will consider applications for pari-mutuel racing licenses made under section 209 of the act comparatively as part of a consideration group identified by an application closing date that is published by the Commission. Application closing dates will be published anytime that the Commission receives or has pending before it more than one application for a license.

B. *Applications.* To qualify to be placed into the consideration group for an available license, each new or amended application must be made using the application form available from the Commission. At a minimum, each new or amended application must contain the standards set forth in Appendix A. (See 7 Pa. Code Chapter 133 (33 Pa.B. 2172 (May 3, 2003)).

No consideration shall be given to any application, which is deemed to be untimely filed or deficient by the Commission.

C. *Application closing date.* The Commission hereby establishes a 60-day application period which will begin on May 24, 2003, and close July 22, 2003. No new applications shall be accepted after the closing date. Within that same period, previously submitted applications, which the Commission has deemed deficient by notice to the applicant, must be resubmitted to the Commission with the deficiency corrected.

D. *Resubmission after notice of deficiency.* Applicants who submit new applications the Commission deems

deficient will be given the balance of the 60-day time period or 30 days, whichever is longer, to correct the deficiency.

E. *Amendment of application form.* The Commission reserves the right to amend license application forms at any time. If the Commission amends the application forms, the Commission will establish an amended application closing date at least 30 days after the date of the amendment. Applicants with applications pending at the time of the Commission's amendment to the license application form will have until the amended application closing date to resubmit or supplement their applications; however, no new applications can be received during the amended application period.

F. *Group consideration by respective commissions.* The Commission hereby establishes a policy in which all new and/or amended applications received by the application closing date shall be placed into a single group for comparative consideration by the Commission.

G. *Process.* The Commission will consider written applications within a consideration group, and, after consideration and comparison of all written applications, may issue available licenses in numbers authorized by the act to those applicants who, in the sole judgment of the Commission, will best serve the public interest, convenience and necessity.

H. *Issuance of licenses.* No license shall be issued until all new and/or amended written applications in the respective consideration group have been considered and examined by the Commission.

ANTON J. LEPLER,  
*Executive Secretary*  
State Harness Racing Commission  
DENNIS C. WOLFF,  
*Secretary*  
Department of Agriculture

[Pa.B. Doc. No. 03-1021. Filed for public inspection May 23, 2003, 9:00 a.m.]

# TURNPIKE COMMISSION

## Retention of an Engineering Firm

### Evaluation and Design of the Ceiling System in the Eastbound Tube of the Tuscarora Tunnel, Milepost 186.20, Huntingdon County

#### Reference No. 2-064

The Turnpike Commission (Commission) will retain an engineering firm to perform the evaluation and design of the ceiling system in the eastbound tube of the Tuscarora Tunnel, located at Milepost 186.20 in Huntingdon County. Study and design services for this contract will include, but not be limited to, cursory inspection of the existing ceiling slabs, evaluation of various ceiling slab replacements or elimination options, submission of a recommendations report and preparation of preliminary and final construction plans and specifications for the Commission to let one construction contract.

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. Firms should have sufficient qualified permanent full-time personnel to complete mapping work assignments with short delivery schedules utilizing current state-of-the-art photogrammetric instruments, equipment and software.

d. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.

e. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the Letter of Interest.

Questions and inquiries concerning this solicitation should be directed to James L. Stump, P. E., (717) 939-9551, Ext. 5540, [jstump@paturndpike.com](mailto:jstump@paturndpike.com). Contractual questions should be directed to George M. Hatalowich, (717) 986-8737, [ghatalow@paturndpike.com](mailto:ghatalow@paturndpike.com).

#### General Requirements and Information

Firms interested in providing the previously described work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

1. A 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 its ability to perform the specific requirements indicated for each project and provide explanation of the technical approach.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the Statement of Interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain, at a minimum, the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subs to follow primes):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer

and Related Services Questionnaire in its entirety, either 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 two 8 1/2" x 11" pages per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE certification, if applicable.

Small firms, DBE firms, and other firms who have not previously performed work for the Commission are encouraged to submit a statement of interest.

Firms interested in performing the previously described services are invited to submit a statement of interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The Statement of Interest and required information must be received by 12 p.m., Thursday, June 12, 2003. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Statements of Interest received in response to this solicitation, one firm will be selected 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. Technical Proposals will not be requested prior to the establishment of the final ranking.

The Commission reserves the right to reject all Statements of Interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

MITCHELL RUBIN,  
*Chairperson*

[Pa.B. Doc. No. 03-1022. Filed for public inspection May 23, 2003, 9:00 a.m.]

### Retention of an Engineering Firm

#### Open-End Contract Materials Inspection Services Districts 3, 4 and 5

**Berks, Bucks, Carbon, Chester, Cumberland,  
Dauphin, Lackawanna, Lancaster, Lebanon, Lehigh,  
Luzerne, Montgomery and York Counties**

#### Reference No. 5-038

The Turnpike Commission (Commission) will retain an engineering firm for an open-end contract for construction materials inspection and testing services both at the project site and at related plant locations in the eastern region (Milepost 200.0 to Milepost 359.0 and the North-east Extension) of the Turnpike. A testing laboratory capable of performing concrete, bituminous, aggregate and soils tests in a timely manner must be available throughout the life of the contract. The types of projects that materials inspection and testing will be conducted under this contract may include, but are not limited to,

roadway reconstruction, bituminous overlays, bridge construction and rehabilitations, service plaza parking lot expansions and toll plaza construction.

The contract will be for a maximum cost of \$750,000 or for a 36-month period. The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions and an individual experienced with materials inspection who also has experience in setting up and implementing computer programs relating to bituminous, concrete and aggregate testing. In addition, the firm selected may be required to attend construction meetings with the Commission.

The selected firm may be required to test materials at asphalt and concrete plants, perform soils and aggregate testing or perform testing associated with the manufacture of selected construction materials. Duties may also include the witnessing of onsite testing by the contractor. In addition, the selected firm may be required to keep records, document the construction work, attend monthly job conferences, determine from the project records the final quantities of certain contract items and perform other duties as may be required.

Direct inquiries to Eugene C. Mattson, (717) 939-9551 Ext. 3502, e-mail emattson@paturndpike.com. Contractual questions should be directed to George M. Hatalowich, (717) 986-8737, ghatalow@paturndpike.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. Other factors, if any, specific to the project.

#### **General Requirements and Information**

Firms interested in providing the previously described work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

1. A 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 its ability to perform the specific requirements indicated for each project and provide explanation of the technical approach.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any

deviation from the subconsultants listed in the Statement of Interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department of Transportation (Department) and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain, at a minimum, the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subs to follow primes):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either 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 two 8 1/2" x 11" pages per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE certification, if applicable.

Small firms, DBE firms, and other firms who have not previously performed work for the Commission are encouraged to submit a statement of interest.

Firms interested in performing the previously described services are invited to submit a statement of interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The statement of interest and required information must be received by 12 p.m., Thursday, June 12, 2003. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to this solicitation, one firm will be selected 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. Technical Proposals will not be requested prior to the establishment of the final ranking.

The Commission reserves the right to reject all statements of interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

MITCHELL RUBIN,  
*Chairperson*

[Pa.B. Doc. No. 03-1023. Filed for public inspection May 23, 2003, 9:00 a.m.]

# STATE CONTRACTS INFORMATION

## DEPARTMENT OF GENERAL SERVICES

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.


Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:  
 The payment date specified in the contract.  
 30 days after the later of the receipt of a proper invoice or receipt of goods or services.  
 The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center  
 PA Department of Community and Economic Development  
 374 Forum Building  
 Harrisburg, PA 17120  
 800-280-3801 or (717) 783-5700

### Reader's Guide



**Legal Services & Consultation**

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

**B-54137.** Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department:	General Services	③ Contract Information
Location:	Harrisburg, Pa.	④ Department
Duration:	12/1/93-12/30/93	⑤ Location
Contact:	Procurement Division 787-0000	⑥ Duration

⑦

(For Commodities: Contact:  
 Vendor Services Section  
 717-787-2199 or 717-787-4705

#### REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.  
  
(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

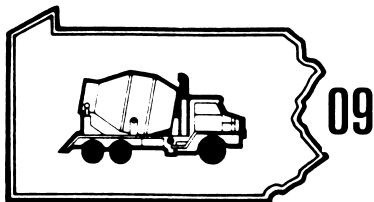
## GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**  
 Pennsylvania State Treasury  
 Room G13 Finance Building  
 Harrisburg, PA 17120  
 717-787-2990  
 1-800-252-4700

BARBARA HAFER,  
*State Treasurer*

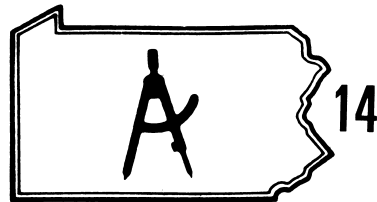
## SERVICES



### Construction & Construction Maintenance

**MI-820 Rebid** MI-820 REBID Dilworth Administration Building - Roof Replacement. Millersville University of the State System of Higher Education invites General Construction Contractors to request bid documents for this project. BRIEF SCOPE: removal of existing flat ballasted EPDM membrane roofing system. Provide and install new tapered modified bitumen roofing system; roof drains; flashing for existing roof curbs of mechanical units; flashing for electrical penetrations; perimeter metal; gutters, down-spouts and roof drains; all required blocking and insulation. Remove and relocate existing roof drains. Replace two low roofs over entrances. Contractor is responsible for maintaining a water tight building. Registered contractors may obtain bidding documents, at no charge, by submitting your request on-line at: [http://muweb.millersville.edu/purchase/current\\_bid\\_opportunities.html](http://muweb.millersville.edu/purchase/current_bid_opportunities.html). To become a registered contractor please complete a registration form on-line at: [http://muweb.millersville.edu/purchase/contractor\\_registration.html](http://muweb.millersville.edu/purchase/contractor_registration.html). The University will conduct a prebid meeting and site visit on Wednesday, May 28, 2003 at 10:00 a.m., Auditors Room, 2nd floor Dilworth. Proposals are due in the Construction Contracting Office by 10:00 a.m., Tuesday, June 17, 2003. A Public Bid Opening will be held in the Auditors Room, 2nd floor Dilworth. MBE/WBE Participation and Prevailing Wages are applicable. Non-Discrimination and Equal Opportunity are the policies of the Commonwealth of PA and the State System of Higher Education.

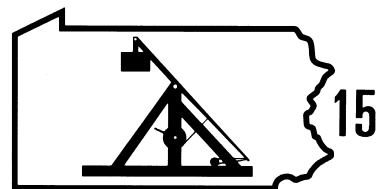
**Department:** State System of Higher Education  
**Location:** Millersville University, Millersville Borough  
**Duration:** 45 calendar days from the date of the Notice to Proceed  
**Contact:** Jill Coleman, (717) 872-3570



### Engineering Services

**PennDOT-ECMS** The Pennsylvania Department of Transportation has established a website advertising for the retention of engineering firms. You can view these business opportunities by going to the Department of Transportation's Engineering and Construction Management System at [www.dot2.state.pa.us](http://www.dot2.state.pa.us).

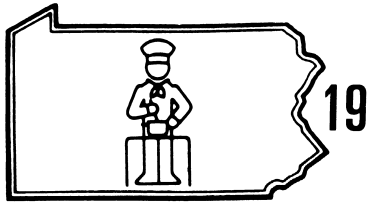
**Department:** Transportation  
**Location:** Various  
**Contact:** [www.dot2.state.pa.us](http://www.dot2.state.pa.us)



### Environmental Maintenance Service

**110113** Provide on-call drilling equipment and personnel for Geotechnical investigations in Allegheny, Beaver and Lawrence Counties. Bidders are required to be on PENNDOT'S list of Prequalified Drilling Contractors and, as a minimum, be certified as a Class B driller with Class E1 environmental certification. Complete specifications are available upon request.

**Department:** Transportation  
**Location:** Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017  
**Duration:** Contract will be for an original period of one year from the effective date. Contract will be renewable by mutual consent for a total of four one-year renewals. Escalation per year will be negotiated and shall not exceed the current Producer Price Index.  
**Contact:** Joseph W. Schultz, P. E., (412) 429-4923



## Food

**CN00003062** This bid is to cover the Fresh Cheese and Dairy needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003070** This bid is to cover the Fresh Meat and Meat Product needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003071** This bid is to cover the Miscellaneous breakfast, snack, and entree needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003072** This bid is to cover the Fresh Poultry needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**M-890** Fresh/frozen/chilled meat and meat products; poultry and poultry products; fish; and, cheeses, to be delivered only at request of facility.

**Department:** Labor and Industry  
**Location:** Hiram G. Andrews Center (FOB Shipping Platform), 727 Goucher St., Johnstown PA 15905  
**Duration:** JULY, AUGUST, SEPTEMBER, 2003  
**Contact:** Christine A. Sloan, Pur. Agt., (814) 255-8228

**CN00003061** This bid is to cover the Fresh Bread needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** New Castle Youth Development Center, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003065** This bid is to cover the Fresh Pastry needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003067** This bid is to cover the Fresh Fruit and Vegetable needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**G-2003-111** SCI Greene will be issuing a bid for fountain services (bag in a box) carbonated beverages. This bid will include a two-year period, beginning July 1, 2004, and ending June 30, 2006. Qualifying vendors will be expected to supply a minimum of five (5) various fountain flavors.

**Department:** Corrections  
**Location:** Department of Corrections, SCI Greene; 169 Progress Drive, Waynesburg, PA 15370.  
**Duration:** July 1, 2004 through June 30, 2006  
**Contact:** Carol Teegarden or Laura Mohr, (724) 852-5515/(724) 852-5534

**CN00003068** This bid is to cover the Frozen Fruit and Vegetable needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003064** This bid is to cover the Fish and Fish Products needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003066** This bid is to cover the Fresh Prepared Vegetable needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308

**CN00003069** This bid is to cover the Ice Cream needs of the Youth Development Center at New Castle for the Quarter July, August, September, 2003.

**Department:** Public Welfare  
**Location:** Youth Development Center at New Castle, RR 6 Box 21A, Frew Mill Road, New Castle PA 16101  
**Duration:** July, August, September, 2003  
**Contact:** Kathy Zeigler, (724) 656-7308



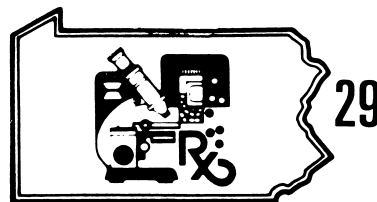
## Janitorial Services

**FM 8649** Furnish all labor, materials and equipment to perform janitorial services at the PA State Police, Trevoe Station, THREE (3) days per week. Detailed Work Schedule and Bid must be obtained from the Facility Management Division at 717-705-5951.

**Department:** State Police  
**Location:** Troop M, Trevoe Station, 3701 Old Trevoe Road, Bensalem, PA 19020 (US 1 to Neshaminy Exit [.25 mile north of PA Turnpike at Exit 28], .25 mile east on Rockhill Rd. Make right turn at intersection of Rockhill Rd. and Old Trevoe Rd.; then make immediate left turn)  
**Duration:** 07/01/03 to 06/30/06  
**Contact:** Sandy Wolfe, (717) 705-5951

**FM 8650** Furnish all labor, materials and equipment to perform janitorial services at the PA State Police, Franklin Aviation Patrol Unit, TWO (2) days per week. Detailed Work Schedule and Bid must be obtained from the Facility Management Division at 717-705-5951.

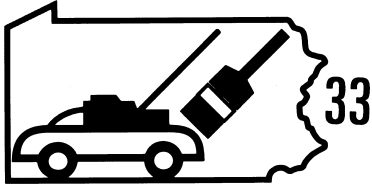
**Department:** State Police  
**Location:** Franklin Aviation Patrol Unit, 1526 Airport Road, Franklin, PA 16323  
**Duration:** 07/01/03 to 06/30/06  
**Contact:** Sandy Wolfe, (717) 705-5951



## Medical Services

**30776018** To provide for the services of a Spanish speaking clinician on an as needed bases. To be available at treatment team meetings, commitment hearings and therapy sessions. Information can be obtained by contacting the Purchasing Department at 610-740-3425 or by fax at 610-740-3424.

**Department:** Public Welfare  
**Location:** Allentown State Hospital, 1600 Hanover Avenue, Allentown, PA 18109-2498  
**Duration:** July 1, 2003 TO June 30, 2007  
**Contact:** Robert Mitchell, (610) 740-3425



Property Maintenance

**FM 8647** Furnish all labor, materials and equipment to cut, trim and maintain grass area at the PA State Police, Lehighton Station, THREE (3) cuttings per month, or as required by the Station Commander. Detailed Work Schedule and Bid must be obtained from the Facility Management Division at 717-705-5951.

**Department:** State Police  
**Location:** Troop N, Lehighton Station, 5730 Interchange Road, Lehighton, PA 18235 (US #209, 4.0 miles north of PA Turnpike, Northeast Extension, Exit 74.  
**Duration:** 07/01/03 to 06/30/06  
**Contact:** Sandy Wolfe, (717) 705-5951

**FM 8645** Furnish all labor, materials and equipment to cut, trim and maintain grass area at the PA State Police, Troop H, Harrisburg Headquarters, TWO (2) cuttings per month, or as required by the Station Commander. Detailed Work Schedule and Bid must be obtained from the Facility Management Division at 717-705-5951.

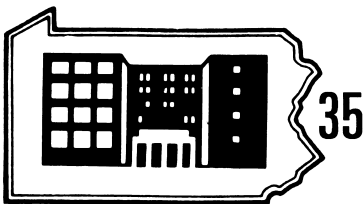
**Department:** State Police  
**Location:** Troop H, Harrisburg, 8000 Bretz Drive, Harrisburg, PA 17112 (Exit 77 of I-81, South on SR 0039, East on SR 0022, turn right on Bretz Drive)  
**Duration:** 07/01/03 to 06/30/06  
**Contact:** Sandy Wolfe, (717) 705-5951

**FM 8646** Furnish all labor, materials and equipment to cut, trim and maintain grass area at the PA State Police, Ephrata Station, THREE (3) cuttings per month, or as required by the Station Commander. Detailed Work Schedule and Bid must be obtained from the Facility Management Division at 717-705-5951.

**Department:** State Police  
**Location:** Troop J, Ephrata Station, 21 Springhouse Road, Ephrata, PA 17522 (200 feet east of SR 272)  
**Duration:** 07/01/03 to 06/30/06  
**Contact:** Sandy Wolfe, (717) 705-5951

**FM 8648** Furnish all labor, materials and equipment to cut, trim and maintain grass area at the PA State Police, Trevoise Station, THREE (3) cuttings per month, or as required by the Station Commander. Detailed Work Schedule and Bid must be obtained from the Facility Management Division at 717-705-5951.

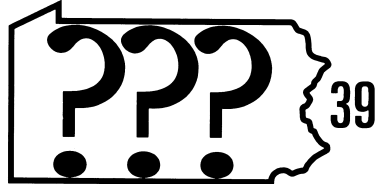
**Department:** State Police  
**Location:** Troop M, Trevoise Station, 3701 Old Trevoise Road, Bensalem, PA 19020 (US 1 to Neshaminy Exit [.25 mile north of PA Turnpike at Exit 28], .25 mile east on Rockhill Rd. Make right turn at intersection of Rockhill Rd. and Old Trevoise Rd.; then make immediate left turn)  
**Duration:** 07/01/03 to 06/30/06  
**Contact:** Sandy Wolfe, (717) 705-5951



Real Estate Services

**93580 STATE-OWNED REAL ESTATE FOR SALE: SCOTTDAL E ARMORY, SCOTTDAL E BOROUGH** The Department of General Services will accept bids for the purchase of 0.719 acres of property and two buildings located at 501 North Broadway, Scottdale Borough, Westmoreland County. Bids are due on July 14, 2003. Interested parties wishing to receive a copy of solicitation #93580 should view the Department of General Services' website at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call 717-705-6356

**Department:** General Services  
**Location:** 505 North Office Building, Harrisburg, PA 17125  
**Contact:** Timothy Wachter, (717) 705-6356



Miscellaneous

**RFA #020304** The Department of Transportation is issuing a Request for Applications (RFA) to solicit applicants who are interested in providing "On-Line Title Services for Qualified Pennsylvania Dealer Auctions/Dealer Associations." Functions which On-Line Title Services Providers will perform include, but are not limited to, reviewing and examining any documents/forms presented, performing data entries of the requisite information on a remote terminal, transmitting the data to the Department's mainframe in Harrisburg, and issuing the appropriate documentation to the customer. Award will be made to the first 10 contractors who submit applications that are received by the Department and meet all of the requirements as listed in the RFA. Interested applicants may request a copy of the RFA by FAXING or e-mailing their name, company name, address, telephone number, FAX number, and e-mail address to Vikki Mahoney, 717-783-7971 (FAX) or [vmahoney@state.pa.us](mailto:vmahoney@state.pa.us). Please reference RFA #020304 on your request.

**Department:** Transportation  
**Location:** Throughout the Commonwealth of Pennsylvania  
**Duration:** 60 months  
**Contact:** Darlene Y. Greenawald, (717) 705-6476

**1136000-007** This contract is for the repair of one (1) "Beaumont Bucket Coal Conveyor System" installed INSIDE the perimeter of the State Correctional Institution at Pittsburgh Correctional Facility. The contract will provide provisions including labor costs and parts cost to perform the following services: utilizing industry accepted procedures and/or practices to assure this equipment is repaired to the manufacturer's specifications in a safe and reliable manner, utilizing new parts and components to restore the conveyor system to safe, reliable operation. Contractors are subject to compliance with the SCI-Pittsburgh Construction Worker's Policy and the Security Policy in effect during work activities on DOC property. Interested contractors are encouraged to visit the institution prior to submitting their service bid contract. To schedule a visit, contact Mr. James Culbertson, Utility Plant Supervisor at (412) 761-1955, ext. 440.

**Department:** Corrections  
**Location:** State Correctional Institution at Pittsburgh, 3001 Beaver Avenue, Pittsburgh, PA 15233  
**Duration:** 1 year warranty on all parts and workmanship commencing at the date of acceptance of DOC personnel.  
**Contact:** Nancy Keller, (412) 761-1955 x378

**RFP #2003-1** House Resolution 159 of 2003 requires the LB&FC to conduct a study to determine the feasibility and cost effectiveness of placing public school employees under the Commonwealth's jurisdiction for the purposes of providing health benefits. For the purposes of this study, health benefits include medical, dental, vision, and prescription drug programs.

**Department:** Legislative Budget and Finance Committee  
**Location:** Room 400-A Finance Building, P.O. Box 8737, Harrisburg, PA 17105  
**Duration:** Proposals must be received by noon on June 11, 2003. Project must be completed by December 1, 2003.  
**Contact:** Ms. Terry Beam, Executive Secretary, (717) 783-1600

[Pa.B. Doc. No. 03-1024. Filed for public inspection May 23, 2003, 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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DONALD T. CUNNINGHAM, Jr.  
*Secretary*