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PENNSYLVANIA BULLETIN

Volume 28

Number 22

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The Courts

Board of Pardons

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Department of Conservation and Natural
Resources

Department of Corrections

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Securities Commission

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

No. 283, June 1998

PENNSYLVANIA



BULLETIN

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Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Documents

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

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

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

**SUBSCRIPTION INFORMATION: (717) 766-0211
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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 1998.

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THE GENERAL ASSEMBLY

Recent Actions During the 1998 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 1998 Regular Session.

1998 ACTS—ACTS 50 through 56 (numerical)

<i>Act No.</i>	<i>Enact. Date</i>	<i>Bill No.</i>	<i>Prntr's No.</i>	<i>Effective Date</i>	<i>Subject Matter</i>
1998-50	May 5	SB669	PN1970	Immediately*	General Local Government Code (53 Pa. C.S.)—omnibus amendments
1998-51	May 7	SB429	PN1525	Immediately	Pennsylvania Securities Act of 1972—security commission salaries of commissioners and members
1998-52	May 7	SB1310	PN1729	July 1, 1998	Capital Budget Act of 1998—1999—enactment
1998-53	May 7	HB439	PN2502	Immediately	Fiscal Code, The—investment of Commonwealth moneys
1998-54	May 7	HB964	PN3262	Immediately*	Borough Code, The—associations and organizations for mayors, ward council members decrease in number and general powers
1998-55	May 7	HB1347	PN3307	Immediately	Legislative Data Processing Committee—membership, meetings, persons outside General Assembly access to computer information systems
1998-56	May 7	HB1561	PN3179	July 1, 1998	Military and Veterans Code (51 Pa.C.S.)—veterans burial details, cooperative agreements, training areas and Fort Indiantown Gap operation

1998 APPROPRIATIONS—ACTS 20A through 40A (numerical)

<i>Act No.</i>	<i>Enact. Date</i>	<i>Bill No.</i>	<i>Prntr's No.</i>	<i>Effective Date</i>	<i>Subject Matter</i>
1998-20A	May 7	SB1315	PN1688	July 1, 1998	University of Pennsylvania—operation and instruction
1998-21A	May 7	SB1316	PN1891	July 1, 1998	Allegheny University of the Health Sciences—instruction, student aid, maintenance, minority education and recruitment and cardiovascular and heart failure/transplant studies
1998-22A	May 7	SB1317	PN1690	July 1, 1998	Thomas Jefferson University—maintenance, instruction, student aid, College of Allied Health Sciences and Children's Heart Hospital
1998-23A	May 7	SB1318	PN1691	July 1, 1998	Philadelphia College of Osteopathic Medicine—instruction
1998-24A	May 7	SB1319	PN1892	July 1, 1998	Drexel University—instruction and student aid
1998-25A	May 7	SB1320	PN1893	July 1, 1998	University of the Arts—instruction and student aid
1998-26A	May 7	SB1321	PN1894	July 1, 1998	Berean Training and Industrial School—operation, maintenance and debt services
1998-27A	May 7	SB1322	PN1695	July 1, 1998	Johnson Technical Institute—operation and maintenance

<i>Act No.</i>	<i>Enact. Date</i>	<i>Bill No.</i>	<i>Prntr's No.</i>	<i>Effective Date</i>	<i>Subject Matter</i>
1998-28A	May 7	SB1323	PN1696	July 1, 1998	Williamson Free School of Mechanical Trades—operation and maintenance
1998-29A	May 7	SB1324	PN1697	July 1, 1998	Pennsylvania College of Optometry—instruction
1998-30A	May 7	SB1337	PN1710	July 1, 1998	Arsenal Family and Children's Center—operation
1998-31A	May 7	SB1338	PN1711	July 1, 1998	Beacon Lodge Camp—services to the blind
1998-32A	May 7	SB1339	PN1895	July 1, 1998	University of Pennsylvania Museum—maintenance and purchases
1998-33A	May 7	SB1340	PN1896	July 1, 1998	Carnegie Museum of Natural History and Carnegie Science Center—operation, maintenance and purchases
1998-34A	May 7	SB1341	PN1897	July 1, 1998	Franklin Institute Science Museum—maintenance
1998-35A	May 7	SB1342	PN1898	July 1, 1998	Academy of Natural Sciences—maintenance
1998-36A	May 7	SB1343	PN1899	July 1, 1998	Afro-American Historical and Cultural Museum—operation, maintenance and purchases
1998-37A	May 7	SB1344	PN1900	July 1, 1998	Mercer Museum—operation, maintenance and purchases
1998-38A	May 7	SB1345	PN1901	July 1, 1998	Everhart Museum—operation, maintenance and purchases
1998-39A	May 7	SB1346	PN1902	July 1, 1998	Museum of Scientific Discovery—operation, maintenance and purchases
1998-40A	May 7	HB2359	PN3394	July 1, 1998	University of Pittsburgh—operation and instruction, etc.

1998 JOINT RESOLUTION—JR 1 (numerical)

<i>Jr No.</i>	<i>Filing Date</i>	<i>Bill No.</i>	<i>Prntr's No.</i>	<i>Subject Matter</i>
1998-JR1	May 5	HB1520	PN3470	Prisoners—bailable offenses

* with exceptions

Effective Dates of Statutes

The effective dates specified above for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified of 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, State Records Center Building, 1825 Stanley Drive, Harrisburg, PA 17103, accompanied by a check or money order in the sum of \$20, payable to the "Commonwealth of Pennsylvania."

Legislative Bills and Documents

Copies of Senate Bills and Documents may be obtained from: Document Room, Senate of Pennsylvania, Room 34A, Main Capitol Building, Harrisburg, PA 17120, (717) 787-6732.

Copies of House Bills and Documents may be obtained from: Document Room, House of Representatives, 35 Main Capitol Building, Harrisburg, PA 17120, (717) 787-5320.

CARL MEASE,
Director
Legislative Reference Bureau

[Pa.B. Doc. No. 98-847. Filed for public inspection May 29, 1998, 9:00 a.m.]

THE COURTS

Title 255—LOCAL COURT RULES

MONTGOMERY COUNTY

Rescission of Rules 212*(g)—(k); Adoption of Rules 212.1*, 212.1*(d) and 212.2(a)(7)*; Doc. No. 98-00001

Order

And Now, this 11th day of May, 1998, the Court rescinds Montgomery County Local Rules of Civil Procedure 212*(g), (h), (i), (j) and (k), and approves and adopts Montgomery County Local Rules of Civil Procedure 212.1*, Rule 212.1*(d) and Rule 212.2(a)(7)*. These Rules shall become effective thirty (30) days from the date of publication in the *Pennsylvania Bulletin*.

The Court Administrator is directed to publish this Order once in the *Montgomery County Law Reporter* and in the *Legal Intelligencer*. In conformity with Pa.R.C.P. 239, seven (7) certified copies of the within Order shall be filed by the Court Administrator with the Administrative Office of Pennsylvania Courts. Two (2) certified copies shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. One (1) certified copy shall be filed with the Civil Procedure Rules Committee. One (1) copy shall be filed with the Prothonotary, one (1) copy with the Clerk of Courts, and (1) copy with the Court Administrator of Montgomery County, one (1) copy with the Law Library of Montgomery County and one (1) copy with each Judge of this Court.

By the Court

JOSEPH A. SMYTH,
President Judge

Rule 212*(g). Settlement Conference. [Rescinded].

Rule 212*(h). Settlement Conference List. [Rescinded].

Rule 212*(i). Rules Pertaining to Settlement Conference List. [Rescinded].

Rule 212*(j). Conduct of Settlement Conferences. [Rescinded].

Rule 212*(k). Certification Required for Trial List Without Settlement Conference. [Rescinded].

Rule 212.1*. Civil Actions to be tried by jury. Civil Actions to be tried non-jury. Equity Actions. Notice of earliest trial date. Time for filing pre-trial statements.

(a)* The Court hereby extends Pa.R.C.P. 212.1 and 212.2 to apply to civil actions to be tried non-jury, and to equity actions. The notice of first listing for trial, generated by the Court Administrator's Office at least 50 days prior to said trial date, shall serve as notice of the earliest trial date required by Pa.R.C.P. 212.1(a).

(b)* All pre-trial statements are to be filed in the Prothonotary's Office not later than fourteen (14) days prior to the earliest trial date.

Comment: Pursuant to Pa.R.C.P. 212.1(c)(2), Montgomery County has altered the times set for the filing of pre-trial statements as set forth in Pa.R.C.P. 212.1(b). This Rule applies to matters that are certified for trial pursuant to Local Rule of Civil Procedure 212.1*(d).

Rule 212.1*(d). Certification Required for Trial List.

(1) Certification shall be by all parties.

(2) Certification shall state that no motions are outstanding and that all discovery has been completed.

(3) No discovery shall be permitted after certification unless by agreement of counsel or permission of Court.

(4) If any attorney refuses to join in certification of the case, counsel who wishes the case listed shall request a conference with the designated Judge, and give five days' notice of that appointment to other counsel. Thereafter the Judge shall rule on whether the case is ready for listing and may order the case listed on motion of counsel if in the opinion of the Court the case is ready for certification.

President Judge's note: Local Rule 212.1*(c) Conferences—Members of the Bar are advised that the Board of Judges has agreed to discontinue the practice of ordering cases on the civil trial list where discovery has not been completed, and allowing for discovery to be ongoing. Delays in completing discovery may be addressed through traditional available mechanisms; court orders, with sanctions for failure to comply.—President Judge Joseph A. Smyth, February 1998.

Rule 212.2(a)(7)*. Pre-Trial Statement. Content.

Pursuant to Pa.R.C.P. 212.2(a)(7), the pre-trial statement shall include the following additional information:

- (i) the estimated length of trial;
- (ii) any scheduling problems;
- (iii) any special evidentiary issues;
- (iv) a realistic settlement offer or demand.

[Pa.B. Doc. No. 98-848. Filed for public inspection May 29, 1998, 9:00 a.m.]

RULES AND REGULATIONS

Title 37—LAW

BOARD OF PARDONS

[37 PA. CODE CH. 81]

Recommendation for Clemency

The Board of Pardons (Board) hereby amends § 81.301 (relating to recommendation) to read as set forth in Annex A. The section is amended under the Board's authority in section 909(c) of The Administrative Code of 1929 (71 P. S. § 299(c)).

Background

A proposed amendment to PA. CONST., art. IV, § 9 changing provisions relating to pardons, commutations and the Board was approved by a majority of the qualified electors of this Commonwealth at an election held on November 4, 1997. The section of the Board regulations affected by this amendment to the Constitution is § 81.301. This section has been amended to reflect that a unanimous vote of the Board is required to send a recommendation for clemency to the Governor in cases when the person involved is under sentence of death or life imprisonment. The current § 81.301(a) calls for a majority vote of the members of the Board to recommend clemency to the Governor in these cases.

Amendment

Section 81.301 is amended to reflect the recent amendment to PA. CONST., art. IV § 9 which requires an unanimous vote of the Board to recommend clemency to the Governor when the applicant is under sentence of death or life imprisonment.

Notice

Notice of proposed rulemaking has been omitted under section 204(3) of the act of July 31, 1968 (P. L. 769, No. 204) (45 P. S. § 1204(3)) (CDL), which specifies that a regulation may be adopted without notice of proposed rulemaking if proposed rulemaking procedures are in the circumstances impracticable, unnecessary or contrary to the public interest. The proposed rulemaking procedures are unnecessary, since the rulemaking simply incorporates the recent amendments to the Constitution of Pennsylvania regarding the Board.

Cost and Paperwork Requirements

There is no fiscal impact or additional paperwork requirements associated with the amendment for the Commonwealth, local government, the private sector or the general public.

Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P. S. § 745.5a(c)), on April 13, 1998, the Board submitted a copy of this amendment with proposed rulemaking omitted to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House and Senate Judiciary Committees. On the same date, the final-omitted regulation was submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506).

In accordance with section 5(c) of the Regulatory Review Act, this final-omitted regulation was deemed ap-

proved by the House and Senate Committees on May 3, 1998. IRRC approved the final-omitted regulation on May 7, 1998.

Contact Person

For further information regarding the amendment, contact Nelson R. Zullinger, Secretary, Board of Pardons, 333 Market Street, 15th Floor, Harrisburg, PA 17126. (717) 787-2596

Finding

The Board finds that:

(1) The proposed rulemaking procedures in sections 201 and 202 of CDL (45 P. S. §§ 1201 and 1202), are unnecessary, since the final-form regulation simply incorporates provisions from the Constitution regarding the Board and public comments will have no impact upon the final-form regulation.

(2) That public notice of intention to adopt the final-form regulation has been omitted under section 204 of the CDL.

Order

The Board orders that:

(a) The regulations of the Board, 37 Pa. Code Chapter 81, are amended by amending § 81.303 to read as set forth in Annex A.

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

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

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

NELSON R. ZULLINGER,
Secretary

Fiscal Note: 56-2. No fiscal impact; (8) recommends adoption.

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 28 Pa. B. 2463 (May 23, 1998).)

Annex A

TITLE 37 LAW

PART III. AGENCIES AND OFFICES

CHAPTER 81. BOARD OF PARDONS

DISPOSITION

§ 81.301. Recommendation.

(a) An application for pardon, or for remission of fines and forfeitures, and the granting of reprieves, or commutation of sentence, shall be approved by the Board at a public hearing by a majority vote of the members, prior to delivery of the written recommendation to the Governor for a decision. An application for a pardon or commutation of a death or life imprisonment sentence must be approved at a public hearing by a unanimous vote of the members, prior to delivery of the written recommendation to the Governor for a decision.

(b) When the applicant is serving a sentence described in § 81.232 (relating to interview of the applicant), a

recommendation and Warrant of Commutation that is presented to the Governor shall include a requirement that the applicant serve at least 1 year in a prerelease center prior to release on parole unless transfer of the applicant to a prerelease center is not appropriate due to a certified terminal illness.

(c) Recommendations made to the Governor for commutation of sentence will be conditioned in subsection (e).

(d) Recommendations for a pardon may be made conditional by a majority vote by the Board.

(e) If it is the Board's desire that the commutation or pardon be conditional, any recommended Warrant of Commutation or Charter of Pardon presented to the Governor shall include the following language:

"Subsequent to this date, if it is determined, upon public hearing by the Board of Pardons, that (name) has committed a probation or parole violation or has been convicted of a new criminal offense, this grant of clemency may be rendered null and void by myself or by my successors in office."

(f) When notified of a subsequent criminal offense conviction, or probation or parole violation, the Secretary will inform the Board. The Board will then decide, on a case-by-case basis, whether to hold a public hearing regarding the suspected violation of the conditional pardon or commutation. After public hearing, a majority of the Board may recommend to the Governor that clemency be revoked.

[Pa.B. Doc. No. 98-849. Filed for public inspection May 29, 1998, 9:00 a.m.]

DEPARTMENT OF CORRECTIONS
[37 PA. CODE CH. 93]
Prison Medical Services Program

The Department of Corrections (Department) acting under the authority conferred by the Prison Medical Services Act (act) (61 P. S. §§ 1011-1017) (act) and section 903-B of The Administrative Code of 1929 (71 P. S. § 310-2) (AC) amends § 93.12 (relating to Prison Medical Services Program).

Background and Need for the Amendment

The amendment enables the Department to impose fees on inmates in State correctional institutions and facilities for the provision of certain medical services. The amendment also requires inmates who are covered by medical insurance to pay for the medical services through that insurance as far as the medical insurance policy may allow. Section 93.12 is amended to include subsections that contain definitions, specify what medical services will and will not be subject to a fee, require inmates who are covered by medical insurance to pay for the costs of those services through that insurance and describe the procedures to be used for the collection of the fees.

Section 93.12 is first amended by designating its current and only subsection as subsection (a). Subsection (b) is added to include definitions for the terms "Department," "fee," "inmate," "health care professional" and "medical service." Subsection (c) is added to designate the medical services for which a fee will be charged. Subsection (d) is added to designate the medical services for which a fee will not be charged. Subsection (e) is added to establish the amount of the fee to be charged for certain

medical services and when the fee will be assessed. Subsection (e) also confers upon the Department the authority to modify the fee through regulatory amendment. Subsection (f) is added to describe how payment of fees will be accomplished. Subsection (g) is added to require inmates who have medical insurance to pay for their own medical needs through that insurance. Subsection (h) is added to require the Department to include an explanation of the medical service fee program in the Inmate Handbook.

The amendment is adopted under the act and section 903-B of the AC. The act and the AC establish the Prison Medical Services Program (Program) within the Department and direct the Department to issue regulations to implement the program and to require inmates who are covered by medical insurance to pay for their medical needs through that insurance. The act states that the regulations shall specify the medical services which are subject to fees, the fee amounts, payment procedures, medical services that are not subject to fees and fees applicable to medical emergencies, chronic care and pre-existing conditions.

Implementation of the program will result in immediate savings to the taxpayers of this Commonwealth. Inmates will be required to pay for a portion of the medical services actually used. This is in contrast to the present system where inmates receive free medical services at taxpayer expense. Additionally, it is anticipated that inmates will be less likely to seek and use medical services unnecessarily when they will be partly responsible for paying for those services. The money earned through the assessment of fees for medical services for inmates will be placed in the General Fund.

Fiscal Impact

The amendment requires that inmates incarcerated within State correctional institutions and facilities pay a \$2 fee for certain medical services provided to them and to pay two-thirds of the total cost of medical services that are provided to another inmate as a result of the paying inmate's assaultive conduct. The amendment also requires inmates who are covered by medical insurance to pay for their medical needs through that insurance. The amendment has no other direct fiscal impact on the private sector, the general public or political subdivisions. The additional revenue generated through the collection of fees will be deposited in the General Fund as required by the act.

Paperwork Requirements

The amendment creates minimal additional paperwork for the private sector in that few inmates are covered by medical insurance that would require the filing of many medical claims with private insurance companies. The amendment does not create any additional paperwork for the general public or political subdivisions of this Commonwealth. Minimal additional paperwork is required for the Department. The Department will collect the fees through an inmate authorization form, which will describe the medical service to be provided and advise the inmate of the fee to be deducted from the inmate's account. The authorization form will then be forwarded to the institution's business office for debiting the inmate's account. The act also requires that the Department conduct an annual audit of the program and submit an annual report to the Chairperson and minority Chairperson of the Appropriations Committee and the Judiciary Committee of the Senate and the Chairperson and minority Chairperson of the Appropriations Committee and the Judiciary Committee of the House of Representatives.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on September 24, 1997, the Department submitted a copy of notice of proposed rulemaking, published at 27 Pa. B. 5095 (October 4, 1997) to the Independent Regulatory Review Commission (IRRC), and the Chairpersons of the House and Senate Judiciary Committees (Committees) for review and comment. In compliance with section 5(c) of the Regulatory Review Act, the Department also provided IRRC and the Committees with copies of the comments received, as well as other documentation. In preparing this final-form regulation, the Department has considered the comments received from IRRC, the Committees and the public.

Under section 5.1(d) of the Regulatory Review Act (71 P. S. § 745.5a(d)), the final-form regulation was deemed approved by the Committees on February 18, 1998. IRRC met on February 26, 1998, and approved the final-form regulation in accordance with section 5.1(e) of the Regulatory Review Act.

Statutory Authority

The Department's authority to establish the program and impose the fees established by the amendment is in section 3(b) of the act (61 P. S. § 1013(b)) and section 903-B of the AC.

Effective Date

The amendment to § 93.12 is effective upon final publication in the *Pennsylvania Bulletin*.

Contact Person

Interested persons are invited to submit written questions regarding the amendment to Kathleen Zwierzyna, Director, Bureau of Health Care Services, P. O. Box 598, 2520 Lisburn Road, Camp Hill, PA 17001-0598.

Findings

The Department finds that:

(1) Notice of proposed rulemaking was published at 27 Pa.B. 5095, as required by sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) A public comment period was provided as required by law and that the comments received were considered.

(3) The adoption of the amendment in the manner provided by this order is necessary and appropriate for the administration of the authorizing statutes.

Order

The Department, acting under the act orders that:

(a) The regulations of the Department, 37 Pa. Code Chapter 93, are amended by amending § 93.12 to read as set forth in Annex A.

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

(c) The Secretary of Corrections shall certify this order and Annex A and deposit them with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* as required by law.

(d) This order shall take effect upon publication in the *Pennsylvania Bulletin* and the program shall be imple-

mented 60 days after all current inmates receive written notice of the implementation of the program.

MARTIN F. HORN,
Secretary

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 28 Pa.B. 1362 (March 14, 1998).)

Fiscal Note: 19-1. (1) General Fund; (2) Implementing Year 1997-98 is \$30,000; (3) 1st Succeeding Year 1998-99 is \$180,000; 2nd Succeeding Year 1999-00 is \$185,000; 3rd Succeeding Year 2000-01 is \$191,000; 4th Succeeding Year 2001-02 is \$197,000; 5th Succeeding Year 2002-03 is \$203,000; (4) Fiscal Year 1996-97 \$735,771,000; Fiscal Year 1995-96 \$826,878,000; Fiscal Year 1994-95 \$720,826,000; (7) State Correctional Institutions; (8) recommends adoption. This amendment will also increase revenue to the General Fund from the \$2 inmate fee. The increased revenue is estimated at \$63,000 for Fiscal Year 1997-1998 and \$380,000 annually beginning in Fiscal Year 1998-1999. The increased revenue will augment the State Correctional Institutions Appropriation in the Department of Corrections.

Annex A**TITLE 37. LAW****PART III. AGENCIES AND OFFICES****CHAPTER 93. STATE CORRECTIONAL INSTITUTIONS AND FACILITIES CARE AND TREATMENT****§ 93.12. Prison Medical Services Program.**

(a) Every institution will establish procedures to permit inmates to have access to health care professionals, prescribed treatment for serious medical needs, appropriate nutrition, exercise and personal hygiene items.

(b) The following words and phrases, when used in this section, have the following meanings unless the context clearly indicates otherwise:

Department—The Department of Corrections of the Commonwealth.

Fee—The portion of the actual cost of a medical service provided to an inmate which the Department has determined shall be charged to the inmate.

Health care professional—Any physician, physician assistant, nurse, dentist, optometric professional or other person licensed to provide health care under the laws of the Commonwealth.

Inmate—A person confined to a correctional institution, motivational boot camp, community corrections center or other facility operated by the Department, its agent or contractor.

Medical service—The diagnosis, evaluation, treatment or preservation of the health of the human body, including its organs, structures and systems. The term includes diagnostic testing, prescribing and administering medication, surgical procedures, dental care, eye care, the furnishing of prosthetics and any other type of treatment or preventative care, whether performed on an inpatient or outpatient basis.

(c) The Department will charge a fee to an inmate for any of the following:

(1) Nonemergency medical service provided to an inmate at the inmate's request.

(2) Medical service provided to the inmate as the result of a self-inflicted injury or illness, including emergency medical service provided to the inmate as the result of a self-inflicted injury or illness.

(3) Initial medication prescription except as provided in subsection (d)(2), (14), (16) and (17).

(4) Medical service provided to another inmate as a result of assaultive conduct engaged in by an inmate to be charged the fee.

(5) Medical service provided to an inmate as a result of an injury or illness arising from the inmate's participation in a sport.

(6) Medical service provided to an inmate to determine whether his physical condition is suitable for participation in a sport unless the medical service is provided as part of an inmate's initial, annual or biennial physical examination.

(d) The Department will not charge a fee to an inmate for any of the following:

(1) Physical, dental or mental health screening provided to an inmate upon intake.

(2) Immunization, tuberculosis test, Hepatitis B vaccination or other treatment initiated by the Department for public health reasons.

(3) Institution transfer screening.

(4) Annual and biennial physical and dental examination.

(5) Medical service provided to an inmate during a follow-up appointment scheduled by a health care professional employed by the Department or its contractors.

(6) Mental health treatment.

(7) Medical treatment for a chronic disease or illness.

(8) Infirmary care in a Department of Corrections facility.

(9) Hospitalization outside of a Department of Corrections facility.

(10) Long-term care to an inmate not in need of hospitalization, but whose needs are such that they can only be met on a long-term basis and who needs the care because of age, illness, disease, injury, convalescence or physical or mental infirmity.

(11) Medical referral ordered by a health care professional employed by the Department or its contractors.

(12) Medical service provided to an inmate during a medical emergency unless the medical emergency resulted from a self-inflicted injury or illness as determined by the health care professional providing the medical service.

(13) Laboratory test, electrocardiogram, dressing change or other treatment ordered by a health care professional employed by the Department or its contractors.

(14) Prenatal care.

(15) Medical service provided as a result of an injury or illness arising from an inmate's institutional work assignment.

(16) Medication prescription subsequent to the initial medication prescription provided to an inmate for the same illness or condition.

(17) Social service program including, but not limited to, substance abuse groups and counseling.

(18) Psychotropic medication.

(19) Medication prescribed for an inmate for public health reasons.

(20) Physical, dental and mental health screening performed at the request of the Department.

(21) Medical service provided to an inmate to determine whether his physical condition is suitable for an institutional work assignment.

(22) Eyeglass prescription.

(23) Dentures.

(24) Prosthetic devices excluding customized items.

(e) The fee for any medical service in subsection (c) is \$2, except that an inmate is required to pay a fee equivalent to two-thirds of the total cost of medical services provided to another inmate as a result of the inmate's assaultive conduct.

(1) The fee will be assessed each time a medical service in subsection (c) is provided to an inmate.

(2) Each inmate shall receive 60 days written notice of the implementation of the Prison Medical Services Program.

(3) Each inmate shall receive written notice of any changes in medical service fees and payment procedures at least 60 days after the effective date of a regulation that modifies the fee for medical services and payment procedures.

(f) Payment for any medical service in subsection (c) shall be accomplished according to the following procedures:

(1) At the time any medical service is to be provided to an inmate, the inmate will be informed by the Department or a health care professional contracted by the Department whether a fee will be charged for the medical service and will be provided with an authorization form. The authorization form will describe the medical service to be provided and authorize the institution to deduct the fee from the inmate's account.

(2) An inmate who wishes to receive a medical service after being advised that a fee will be charged for the medical service, shall sign the authorization form acknowledging that his inmate account will be debited for the fee. A nonemergency medical service will not be provided to an inmate who refuses to sign the authorization form after having been advised that a fee will be charged for the medical service. An inmate will not be denied access to medical services because of an inability to pay the required fee. If an inmate lacks sufficient funds to pay a medical service fee, the inmate's account will be debited and the fee recouped as soon as sufficient funds are deposited in the inmate's account.

(3) The Department may seek to recover any amount owed for medical services fees by an inmate upon release under section 5 of the Prisoner Medical Services Act (61 P. S. § 1015).

(g) An inmate who has medical insurance shall pay for his own medical needs through that insurance by submitting the proper paperwork to the insurance carrier.

(h) The Department will include an explanation of the program in the Inmate Handbook.

[Pa.B. Doc. No. 98-850. Filed for public inspection May 29, 1998, 9:00 a.m.]

Title 58—RECREATION

GAME COMMISSION

[58 PA. CODE CHS. 135, 139 AND 141]

Bag Limits

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission), at its April 21, 1998, meeting, adopted the following changes:

Amend Chapter 135, Subchapter F, by amending § 135.104 (relating to restrictions on controlled goose hunting areas) by increasing the daily bag limit for Canada geese at Middle Creek Wildlife Management Area (MCWMA) to two birds, only in those years when the United States Fish and Wildlife Service closes the regular (fall) Canada Goose season in southeastern Pennsylvania.

Amend § 139.4 (relating to seasons and bag limits for the license year) to provide dates for the 1998-1999 hunting license year.

Amend Chapter 141, Subchapter B, by amending § 141.26 (relating to early Canada goose hunting season on Middle Creek Wildlife Management Area) by increasing the daily bag limit for Canada geese at the MCWMA to two birds, only in those years when the United States Fish and Wildlife Service closes the regular (fall) Canada goose season in southeastern Pennsylvania.

These amendments are adopted under the authority of 34 Pa.C.S. (relating to the Game and Wildlife Code) (code).

Amendments to §§ 135.104 and 141.26

1. *Introduction*

To effectively manage the wildlife resources of the Commonwealth, the Commission at its January 13, 1998, meeting proposed, and at its April 21, 1998, meeting finally adopted amendments to §§ 135.104 and 141.26 to allow a two goose bag limit during the early Canada goose season in the controlled area of the MCWMA. These amendments were adopted under sections 322(c)(1) and 2102(b)(1) of the code (relating to powers and duties of commission).

2. *Purpose and Authority*

The Commission is required to set hunting and furtaking seasons and bag limits on an annual basis. Section 322 of the code specifically empowers the Commission to fix seasons for any species of game or wildlife. Section 2102(b) of the code mandates that the Commission promulgate regulations relating to seasons and bag limits.

Because of concerns about the migratory populations of Canada geese, the United States Fish and Wildlife Service has closed the regular Canada goose season in most of this Commonwealth. At the same time, the population of resident Canada geese has dramatically increased resulting in numerous nuisance geese complaints. Increasing the early season bag limit in the controlled area of the MCWMA should help to decrease the resident population.

3. *Regulatory Requirements*

The adopted changes will relax current regulatory requirements.

4. *Comment and Paperwork Requirements*

No comments were received with regard to the adopted changes.

5. *Cost and Paperwork Requirements*

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

6. *Effective Date*

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

Amendments to § 139.4

1. *Introduction*

To effectively manage the wildlife resources of the Commonwealth, the Commission, at its January 13, 1998, meeting proposed, and at its April 21, 1998, meeting finally adopted, changes to § 139.4 to provide for seasons and bag limits for the 1998-1999 license year. These seasons and bag limits were adopted under sections 322(c)(1) and 2102(b)(1) of the code. Notable changes for the 1998—1999 year are a provision which will allow junior hunters to take an antlerless deer during antlered deer season, a provision which will increase the spring turkey bag limit to two on a contingent basis and longer small game seasons than in previous years.

2. *Purpose and Authority*

The Commission is required to set hunting and furtaking seasons and bag limits on an annual basis. Section 322 of the code specifically empowers the Commission to "... fix seasons ... and daily, season and possession limits for any species of game or wildlife." Section 2102(b) of the code mandates that the Commission promulgate regulations relating to seasons and bag limits.

Populations of rabbits, beavers, pheasants and squirrels are sufficiently abundant to justify extending their seasons and having a uniform start of small game season. Similarly, it appears that turkey populations are adequate to permit a bag limit of two in the spring, but this bag limit is contingent on a spring turkey license or stamp being created. Finally, to encourage junior hunters, the Commission will permit them to take antlerless deer, with the appropriate license, on the two Saturdays of the antlered deer season.

3. *Regulatory Requirements*

These seasons and bag limits establish when and where it is lawful to hunt and trap various game species and place limits on the numbers that can be legally taken.

4. *Persons Affected*

All persons wishing to hunt and trap in this Commonwealth will be affected by these seasons and bag limits.

5. *Comment and Response Summary*

The Commission received nearly 900 comments with regard to the proposal to allow junior license holders to take either an antlered or antlerless deer during the antlered deer season with nearly two-thirds of those comments being opposed. Most of the concerns expressed related to safety and to adults shooting the deer for the juveniles. As a result of the safety concerns, the Commission decided to restrict this change to Saturdays only of the antlered deer season.

The Commission also received over 550 comments with respect to increasing the spring turkey bag limit to two. Approximately three-fourths of these comments were opposed to the increase because of concerns about turkey populations. In response to these comments, the Commission decided to make the increase contingent on the establishment of a spring turkey license and to allow the taking of one turkey in each half of the season if the bag limit is two. Otherwise, the limit will be one.

Finally, the Commission received nearly 700 comments relating to extending the small game seasons, nearly three fourths of those comments being opposed. Most of the opposition comments expressed satisfaction with the current length of small game seasons and indicated concerns about impacts on small game populations, farmers and other hunting seasons. As a result of these comments, the Commission decided to shorten the originally proposed combined squirrel and rabbit seasons by 2 weeks.

6. *Cost and Paperwork Requirements*

The adopted new seasons and bag limits will not result in any additional cost either to the Commission or to hunters and furtakers with the exception of the contingency for a spring turkey license which will need to take place by Legislative action.

7. *Effective Dates*

The amendment is effective July 1, 1998 to June 30, 1999.

Contact Persons

For further information on the adopted changes the contact person is James R. Fagan, Director, Bureau of

Law Enforcement, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

The Commission finds that:

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

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

The Commission, acting under authorizing statute, orders that:

(a) The regulations of the Commission, 58 Pa. Code Chapters 135, 139 and 141, are amended by amending §§ 135.104 and 141.26 to read as set forth at 28 Pa.B. 1243 (March 7, 1998) and by amending § 139.4 to read as set forth in Annex A.

(b) The Executive Director of the Commission shall submit this order, 28 Pa.B. 1243 and Annex A and deposit them with the Legislative Reference Bureau as required by law.

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

DONALD C. MADL,
Executive Director

Fiscal Note: Fiscal Note 48-102 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 58. RECREATION

PART III. GAME COMMISSION

CHAPTER 139. SEASONS AND BAG LIMITS

§ 139.4. Seasons and bag limits for the license year.

**1998-1999 OPEN HUNTING AND FURTAKING SEASONS, DAILY LIMIT, FIELD POSSESSION LIMIT AND SEASON LIMIT
OPEN SEASON INCLUDES FIRST AND LAST DATES LISTED**

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Field Possession Limit After First Day</i>
Squirrels—(Combined) Eligible Junior Hunters only, with or without the required license, when properly accompanied as required by law	Oct. 10	Oct. 12	6	12
Squirrels—(Combined)	Oct. 17 and Dec. 26	Nov. 28 and Feb. 13, 1999	6	12
Ruffed Grouse—Statewide	Oct. 17 and Dec. 26	Nov. 28 and Jan. 23, 1999	2	4

Ruffed Grouse—There is no open season for taking ruffed grouse in that portion of State Game Lands No. 176 in Centre County which is posted "RESEARCH AREA—NO GROUSE HUNTING"

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Field Possession Limit After First Day</i>
Rabbits, Cottontail	Oct. 17	Nov. 28	4	8
	Dec. 26	and Feb. 13, 1999		
Ringneck Pheasant—Male only	Oct. 17	Nov. 28	2	4
Ringneck Pheasant—Male or female combined when hunting in designated hen shooting area only	Oct. 17	Nov. 28	2	4
	Dec. 26	and Jan. 23, 1999		
Bobwhite Quail—The hunting and taking of bobwhite quail is permitted in all counties except Adams, Chester, Cumberland, Dauphin, Delaware, Franklin, Fulton, Juniata, Lancaster, Lebanon, Perry, Snyder and York where the season is closed.	Oct. 17	Nov. 28	4	8
Hares (Snowshoe Rabbits) or Varying Hares	Dec. 26	Jan. 2, 1999	2	4
Woodchucks (Groundhog)	No closed season except during the antlered and antlerless deer season and until 12 noon daily during the spring gobbler turkey season		Unlimited	
<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Turkey—Male or Female				
Management Areas # 1-A, 1-B & 7-B	Oct. 31	Nov. 7	1	1
Management Areas # 2, 6, 7-A & 8	Oct. 31	Nov. 14	1	1
Management Areas # 3, 4 & 5	Oct. 31	Nov. 21	1	1
Management Area # 9-A	Closed to fall turkey hunting			
Management Area # 9-B	Nov. 2	Nov. 6	1	1
Turkey (Spring Gobbler) Statewide Bearded Bird only	May 1, 1999	May 29, 1999	1	1 #

#—Contingent upon Legislative approval of a Spring Turkey license or stamp, one bearded turkey may be taken between May 1, and May 15, 1999, while a second bearded turkey may be taken only between May 17, and May 29, 1999. If the spring turkey license or stamp is not authorized, the season limit for the 1999 Spring Turkey Season will remain at one bearded turkey.

MIGRATORY GAME BIRDS

Except as further restricted by this chapter, the seasons, bag limits, hunting hours and hunting regulations for migratory game birds shall conform to regulations adopted by the United States Secretary of the Interior under authority of the Migratory Bird Treaty Act (16 U.S.C.A. §§ 703—711) as published in the *Federal Register* on or about August 27 and September 28 of each year. Exceptions:

- (a) Hunting hours in § 141.4 (relating to hunting hours).
- (b) Nontoxic shot as approved by the Director of the United States Fish and Wildlife Service is required for use Statewide in hunting and taking of migratory waterfowl.
- (c) Subject to approval by the United States Fish and Wildlife Service, an early and late season for Canada geese will be held as defined in § 141.25.
- (d) There is no open season for taking Woodcock within the boundaries of State Game Land No. 69, located in Randolph, Richmond and Troy Townships in Crawford County, Pennsylvania.

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Field Possession Limit After First Day</i>
Crows (Hunting permitted on Friday, Saturday and Sunday only)	July 3 Dec. 26	and Nov. 29 Mar. 28, 1999		Unlimited
Starlings and English Sparrows	No closed season except during the antlered and antlerless deer seasons and until 12 noon daily during the spring gobbler turkey season			Unlimited

FALCONRY

Squirrels—(Combined)	Sep. 1	Mar. 31, 1999	6	12
Quail	Sep. 1	Mar. 31, 1999	4	8
Ruffed Grouse	Sep. 1	Mar. 31, 1999	2	4
Cottontail Rabbits	Sep. 1	Mar. 31, 1999	4	8
Snowshoe or Varying Hare	Sep. 1	Mar. 31, 1999	2	4
Ringneck Pheasant—Male and Female (Combined)	Sep. 1	Mar. 31, 1999	2	4

Migratory Game Birds—Seasons and bag limits shall be in accordance with Federal regulations.

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
DEER				
Deer (Archery), Antlered or Antlerless with the appropriate license	Oct. 3 Dec. 26	and Nov. 14 Jan. 9, 1999	1 Per Day	One antlered.** An antlerless deer with each required antlerless license
Deer (Buck), Statewide, Antlered with 2 or more points to an antler or a spike 3 or more inches long	Nov. 30	Dec. 12	1 Per Day	One antlered.**
Deer (Doe) Antlerless (Statewide) Junior License Holders Only with required antlerless license	Dec. 5	and Dec. 12 only	An antlerless deer with each required antlerless license.	
Deer (Doe) Antlerless (Statewide)	Dec. 14	Dec. 16	1 Per Day	An antlerless deer with each required antlerless license
Deer (Doe) Antlerless (Presque Isle State Park, Erie County)	Dec. 9	Dec. 11	One antlered deer.** An antlerless deer with each required antlerless license.	
Deer (Muzzleloading Firearms), (Flintlock only) Antlered or Antlerless	Dec. 26	Jan. 9, 1999	1 Per Day	One antlered ** or one antlerless—plus An antlerless deer with each required antlerless license

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Deer (Doe) Antlerless Only on those lands designated by the Executive Director as "Deer Damage Areas" and posted with approved signs	Nov. 30	Dec. 12	An antlerless deer with each required antlerless license.	
Deer (Doe) Antlerless (Letterkenny Army Depot, Franklin County and New Cumberland Army Depot, York County and Fort Ritchie, Raven Rock Site, Adams County)	Hunting is permitted on days established by the United States Department of the Army		An antlerless deer with each required antlerless license.	

**SPECIAL REGULATIONS AREAS
SOUTHEASTERN PENNSYLVANIA AND ALLEGHENY COUNTY**

Deer (Buck), Antlered	Nov. 30	Dec. 12	One antlered deer.**
Deer (Doe), Antlerless	Nov. 30 and Dec. 26	Dec. 16 Jan. 9, 1999	An antlerless deer with each required antlerless license.

BEAR

Bear, any age	Nov. 23	Nov. 25	1	1
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FURTAKING—TRAPPING

Minks and Muskrats—Statewide	Nov. 21	Jan. 10, 1999		Unlimited
Beaver—Statewide	Dec. 26	Mar. 15, 1999		
Zones 1, 2 & 3 (except Bradford, McKean, Potter, Susquehanna, Tioga and Wayne Counties)			10	20
Bradford, McKean, Potter, Susquehanna, Tioga and Wayne Counties			10	40
Zone 4 & 5			10	10
Zone 6			6	6
Coyotes, Foxes, Opossums, Raccoons, Skunks, Weasels—Statewide	Oct. 17	Feb. 27, 1999		Unlimited

FURTAKING—HUNTING

Coyotes—Statewide	No closed season. Coyotes may be taken during the regular antlered and antlerless deer seasons or extensions only by hunters who have a valid deer tag or during the spring gobbler turkey season by hunters who have a valid spring turkey tag and meet fluorescent orange and shot size requirements.			Unlimited
Opossums, Skunks, Weasels—Statewide	No closed season. These species may not be hunted prior to 12 noon during the spring gobbler turkey season.			

<i>Species</i>	<i>First Day</i>	<i>Last Day</i>	<i>Daily Limit</i>	<i>Season Limit</i>
Raccoons and Foxes—Statewide	Oct. 17	Feb. 27, 1999		Unlimited

No open seasons on other wild birds or wild mammals.

**Only one antlered deer (buck) may be taken during all seasons of the hunting license year.

[Pa.B. Doc. No. 98-851. Filed for public inspection May 29, 1998, 9:00 a.m.]

Title 64—SECURITIES

SECURITIES COMMISSION

[64 PA. CODE CH. 203]

Corrective Amendment to 64 Pa. Code § 203.141(b)(2)

The Securities Commission has discovered a discrepancy between the agency text of 64 Pa. Code § 203.141(b)(2), as deposited with the Legislative Reference Bureau and published at 24 Pa.B. 653 (January 29, 1994), and the official text as published in the May, 1994 *Pennsylvania Code Reporter* (Master Transmittal Sheet No. 234) and as currently appearing in the *Pennsylvania Code*. Words were omitted from the text of subsection (b)(2).

Therefore, under 45 Pa.C.S. § 901: The Securities Commission has deposited with the Legislative Reference Bureau a corrective amendment to 64 Pa. Code § 203.141(b)(2). The corrective amendment to 64 Pa. Code § 203.141(b)(2) is effective as of May 7, 1994, the date the defective official text was announced in the *Pennsylvania Bulletin*.

The correct version of 64 Pa. Code § 203.141(b)(2) appears in Annex A, with ellipses referring to the existing text of the regulation.

Annex A

TITLE 64. SECURITIES

PART I. SECURITIES COMMISSION

Subpart B. REGISTRATION OF SECURITIES

CHAPTER 203. EXEMPT TRANSACTIONS

§ 203.141. Sales to existing security holders.

* * * * *

(b) The exemption contained in section 203(n) of the act (70 P. S. § 1-203(n)) shall only be available for the offer and sale of equity securities when the following exist:

* * * * *

(2) The offer is made pro rata to all such security holders who are, of record, residents of this Commonwealth.

* * * * *

[Pa.B. Doc. No. 98-852. Filed for public inspection May 29, 1998, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF TRANSPORTATION

[67 PA. CODE CH. 449]

Liquid Fuels Tax Funds; Intent to Promulgate Regulation and Request for Public Participation

The Department of Transportation, Bureau of Municipal Services, pursuant to the authority contained in Act of June 1, 1956 (P. L. (1955) 1944, No. 655) (72 P. S. §§ 2615.1—2615.4), and consistent with the goals of Executive Order 1996-1, February 6, 1996, Regulatory Review and Promulgation, announces its intention to amend Title 67 of Department Regulations by amending Chapter 449, Liquid Fuels Tax Funds.

The purpose of this rulemaking is to update and revise the regulations for changes made by statute and policy since the last revision in 1987. The recent creation of the Department of Community and Economic Development (Act of June 27, 1996 (P. L. 403, No. 58)), has outdated numerous sections of the regulations which relate to the former Department of Community Affairs and the forms required by it for annual reporting purposes. In addition,

changes to municipal and county codes, effective September 8, 1990, have superseded certain provisions dealing with bidding thresholds, quotation procedures and evasion and need to be revised for clarity and consistency.

The Department anticipates that this rulemaking will affect the The Department of Community and Economic Development; Engineering Districts; state associations and their constituencies, including the State Association of Boroughs, the State Association of Township Supervisors, the State Association of County Commissioners, and the Pennsylvania League of Cities and Municipalities.

Accordingly, the Department is requesting that within thirty days of the publication of this notice in the *Pennsylvania Bulletin*, all interested persons desiring to participate in the development of this rulemaking or that have questions, suggestions, or comments, please contact Jeffrey Haste, Director, Bureau of Municipal Services, 555 Walnut Street, 8th Floor, Forum Place, Harrisburg, PA 17101-1900, (717) 787-2183.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-853. Filed for public inspection May 29, 1998, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of General Services

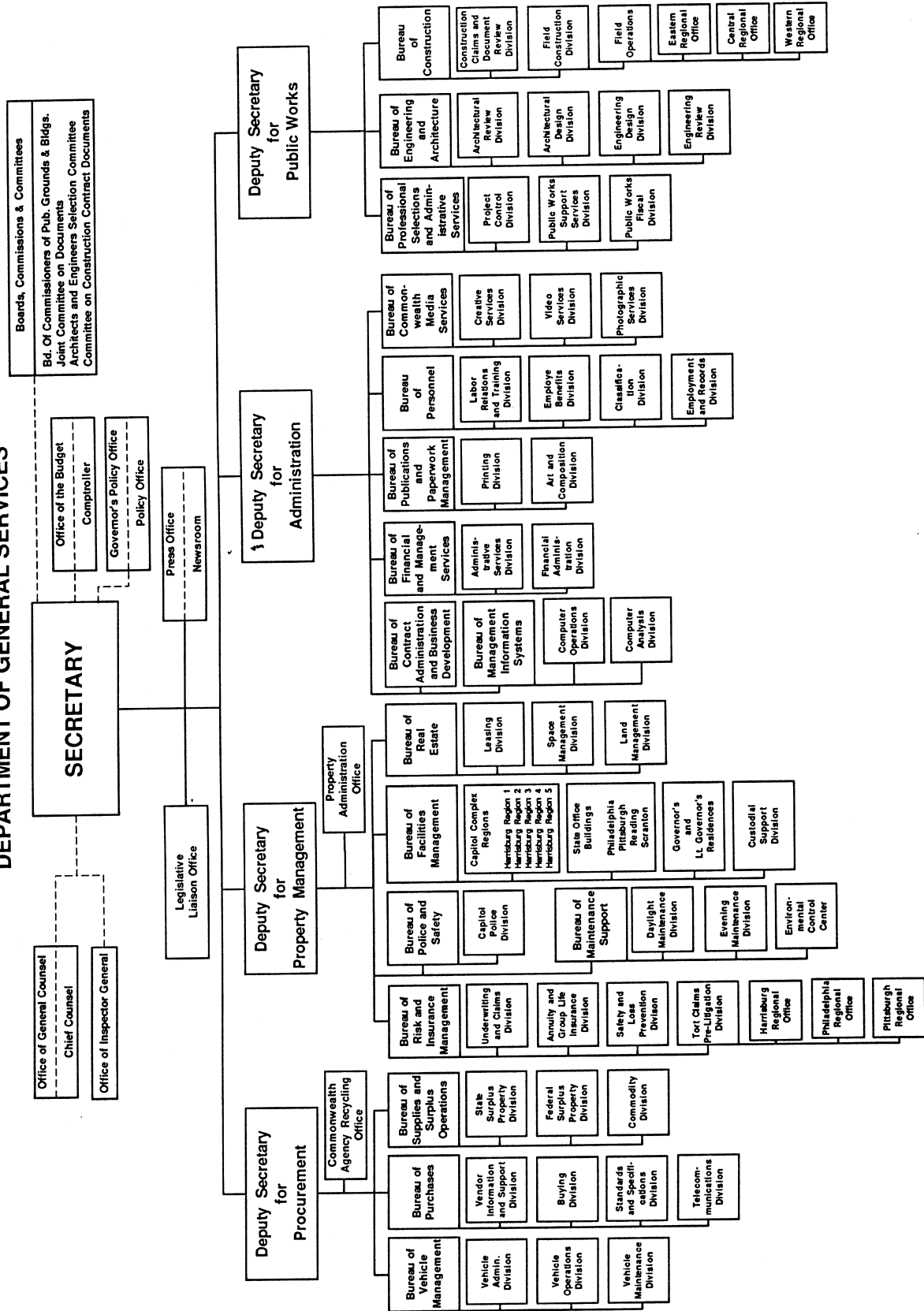
The Executive Board approved a reorganization of the Department of General Services effective May 6, 1998.

The organization chart at 28 Pa.B. 2511 (May 30, 1998) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)

[Pa.B. Doc. No. 98-854. Filed for public inspection May 29, 1998, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES



NOTICES

DEPARTMENT OF BANKING

Action of Applications

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

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
5-12-98	Citizens Bancshares, Inc., Salineville, Ohio, to Acquire 100% of the Voting Shares of Century Financial Corporation, Rochester, Pennsylvania	Salineville, OH	Effective

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-18-98	Farmers First Bank Lititz Lancaster County	Various Locations in Lancaster, Lebanon and York Counties ((2) Mobile Branch Facilities)	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-14-98	Summit Bank Bethlehem Northampton County	18 East Main Street Glen Lyon Luzerne County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
5-13-98	First County Bank Doylestown Bucks County	To amend Article Fifth, subparagraph A, reducing the par value of each share of Common Stock from \$5 per share to \$2.50 per share.	Approved and Effective
5-15-98	Prudential Trust Company Scranton Lackawanna County	To change the address of the principal place of business <i>from</i> : 30 E.D. Preate Drive, Moosic, PA 18507; <i>to</i> : 30 Scranton Office Park, Scranton, PA 18507.	Approved and Effective

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-855. Filed for public inspection May 29, 1998, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council; Meeting Notice

Notice is hereby given of a meeting of the Conservation and Natural Resources Advisory Council to the Depart-

ment of Conservation and Natural Resources on Monday, June 8, 1998. The meeting will be held at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

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

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Glenda Miller directly at (717) 772-9087 or

through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

RANDY COOLEY,
Chairperson

[Pa.B. Doc. No. 98-856. Filed for public inspection May 29, 1998, 9:00 a.m.]

DEPARTMENT OF EDUCATION

State Grant Funds for a Family Literacy Program, Act 143 of 1986 for Program Year 1998-99

Act 143 of 1986, as approved by the General Assembly of the Commonwealth of Pennsylvania and signed into law on October 22, 1986, established the Pennsylvania Adult Literacy Education Grant Program. A portion of the appropriation has been set aside for family literacy defined in the act as: "An educational program designed to provide literacy training for adults, educational services for children and activities for parents and children together, at the same or at different sites."

The purpose of the Pennsylvania Family Literacy Program is to break the cycle of poverty and illiteracy through an intergenerational instructional program, to improve the educational opportunities for children and adults by integrating early childhood and adult education for parents into a unified family program, and to implement collaborative relationships that build on existing community resources creating a new range of services. The program shall also assist children and adults to meet challenging education performance standards.

The Secretary shall consider, but not be limited to, the following factors when evaluating proposals for adult literacy instruction programs:

- 1) Percentage of eligible adults expected to be enrolled for instruction who are receiving either State or Federal public assistance, or who are unemployed workers or displaced homemakers.
- 2) Percentage of eligible adults in any local area who do not have certificates of graduation from a secondary school and who are not currently enrolled in adult literacy education programs.
- 3) Percentage of eligible adults expected to be enrolled who are members of minority groups.
- 4) Percentage of eligible adults with less than a fifth grade reading level to be served.

Eligible applicants include literacy councils, libraries, local education agencies, community colleges, and public and private nonprofit agencies, organizations and institutions. Priority consideration will be given to applications that will conduct programs that expect to enroll high numbers of eligible adults who are receiving public assistance; do not have high school diplomas; are members of minority groups; and/or have less than a 5th grade reading level. Priority also will be given to programs that provide client outreach and referral activities that are coordinated with other adult education literacy programs and early childhood education programs, county assist-

ance offices, social service agencies, offices of employment security, Job Training Partnership Act (JTPA) programs, and other community groups or agencies that provide services and assistance to persons in need of basic literacy skills.

Program applicants are required to collaborate with other local educational agencies and community-based organizations. Applicants should seek organizations with demonstrated and documented quality in providing adult literacy, early childhood education or parenting education building on existing community services and not duplicating services available in the community. Potential partners include adult education agencies, Head Start, Family Centers, and/or school district based K-4 programs. Given the limited size of the grant and the large number of other local, State and Federal programs focused on adult literacy or early childhood education, it is critical that applicants use these funds as the link to provide a comprehensive family literacy program created from among these various sources of support. The Program requires that applicants coordinate with some organizations for service delivery and collaborate with others for program planning. Working together with other agencies and building community partnerships is essential to the program's success. Interagency relationships may develop along a continuum of restructuring and redefining philosophies, roles and expectations.

Grant awards will range from \$60,000 to \$80,000 for a unit of family literacy. Each unit must serve a minimum of 20 families in the required four components for family literacy programs. Adult services of up to 25 hours per week must be made available in order to meet welfare to work requirements for welfare recipients that are in compliance with local welfare-to-work requirements.

Application due dates: Act 143 State Family Literacy Program Grant awards: July 17, 1998.

Application Procedures and Program Guidelines will be mailed to current adult basic education providers after June 1, 1998. Others desiring additional information or Application Procedures and Program Guidelines may obtain them by making a written request to: Chief, Special Programs and Projects Division; Bureau of Adult Basic and Literacy Education; Pennsylvania Department of Education; 333 Market Street, 12th Floor; Harrisburg, PA 17126-0333.

All potential applicants are urged to attend a proposal development workshop for the Family Literacy Initiative. These workshops will be conducted at the following times and places:

June 12—Radisson Motel, Sharon, PA	3 p.m.-5 p.m.
June 17—Centre Co.VoTech, Cafeteria, Pleasant Gap	10 a.m.-12 noon
June 18—Chester Co. IU, Diamond Rock Rm., Exton, PA	10 a.m.-12 noon

Please register by calling the Bureau at (717) 787-5532. In order to ensure timely administration and processing of applications, both grant writer and the fiscal officer should attend the workshop.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 98-857. Filed for public inspection May 29, 1998, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

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

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

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

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

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

PA 0050016. Industrial waste, **Markel Corporation**, 416 School Lane, P. O. Box 752, Norristown, PA 19404.

This application is for renewal of an NPDES permit to discharge contact and noncontact cooling water from the Markel Corporation facility in Plymouth Township, **Montgomery County**. This is an existing discharge to Diamond Run.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.06 mgd are as follows:

<i>Parameter</i>	<i>Maximum Daily (lb/d)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD ₅	13	monitor/report	
Suspended Solids	10	monitor/report	
Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		

<i>Parameter</i>	<i>Maximum Daily (lb/d)</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	7.5	15	30
Bis (2-Ethylhexyl) Phthalate		monitor/report	
Caprolactam		monitor/report	
Cyanide Free		monitor/report	
Total Silver		monitor/report	
Total Copper		monitor/report	

The EPA waiver is in effect.

PA 0026531. Sewage, **Downingtown Area Regional Authority**, P. O. Box 8, 347 North Pottstown Pike, Downingtown, PA 19341.

This application is for an amendment of an NPDES permit to discharge treated sewage from the Downingtown Regional Water Pollution Control Center in East Caln Township, **Chester County**. This is an existing discharge to East Branch Brandywine Creek.

The receiving stream is classified for warm water fish, migratory fish, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports and esthetics.

The proposed effluent limits for Outfall 001, based on an average flow of 7.134 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	10	15	20
(11-1 to 4-30)	20	30	40
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	2.0	3.0	4.0
(11-1 to 4-30)	6.0	9.0	12.0
Phosphorus (as P)	2.0	3.0	4.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 6.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

For permit issuance through third year:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine	monitor/report		monitor/report
Copper	monitor/report	monitor/report	monitor/report

From the fourth year through expiration:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine	0.5		1.6
Copper	.023	.046	.058

The EPA waiver is not in effect.

PA 0054216. Industrial waste, **Rockwood Spring Water Company**, P. O. Box 624, Harmonyville Road, Pottstown, PA 19464.

This application is for renewal of an NPDES permit to discharge treated process water from a bottle washing system in South Coventry Township, **Chester County**. This is an existing discharge to an unnamed tributary to Pigeon Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 8,000 gpd, from permit issuance through year three, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Influent CBOD ₅	monitor/report		
Effluent CBOD ₅	monitor/report		
Suspended Solids	30	60	75
Total Dissolved Solids	1,000	2,000	2,500
Total Residual Chlorine	monitor/report		monitor/report
Temperature Upstream	monitor/report		
Total Copper	monitor/report		
Total Lead	monitor/report		
Temperature Effluent	monitor/report		
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for Outfall 001, based on an average flow of 8,000 gpd from year four through expiration, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Influent CBOD ₅	monitor/report		
Effluent CBOD ₅	monitor/report		
Suspended Solids	30	60	75

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Dissolved Solids	123	246	308
Total Residual Chlorine	0.5		1.17
Temperature Upstream	monitor/report		
Temperature Effluent	monitor/report		
Total Copper	0.018		
Total Lead	0.003		
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

Northcentral Region: Environmental Program Manager; Water Management, 208 West Third Street Suite 101, Williamsport, PA 17701-6510, (717) 327-3666.

PA 0208547. SIC: 4952, **Joseph W. Frock-Coach Stop Inn**, R. R. 4, Box 137, Wellsboro, PA 16901-9226.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage to unnamed tributary of Pine Creek in Shippen Township, **Tioga County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the proposed downstream potable water supply (PWS) considered during the evaluation is City of Lock Haven located on Pine Creek 60.1 miles below the point of discharge.

Outfall 001: The proposed effluent limits, based on a design flow of 0.0028 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
TSS	20	40
TRC	2.0	4.6
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 200/100 ml as a geometric average	
pH	6.0—9.0 at all times	

Other conditions: none.

The EPA waiver is in effect.

PA 0209651. Sewerage, SIC: 4952, **Columbia Investment Corporation**, 6009 New Berwick Highway, Bloomsburg, PA 17815.

This proposed action is for issuance of an NPDES permit for a new discharge of treated sewage wastewater to Unnamed Tributary of Catawissa Creek in Main Township, **Columbia County**.

The receiving stream is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Danville Municipal Authority located at Danville.

Outfall 001: the proposed effluent limits, based on a design flow of 0.0112 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
TSS	30		60
Ammonia-N (6-1 to 10-31) (11-1 to 5-31)	5.2 16		10
Total Cl ₂ Residual	0.37		1.2
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	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0020486. Sewerage, SIC: 4952, **Bellefonte Borough**, 236 West Lamb Street, Bellefonte, PA 16823.

This proposed action is for an amendment of an NPDES permit for an existing discharge of treated sewage wastewater to Spring Creek in Spring Township, **Centre County**.

The receiving stream is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA American Water Company located at Milton.

Outfall 001: the proposed effluent limits, based on a design flow of 2.84 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
TSS	30	45	60
Ammonia-N (5-1 to 10-31)	3	4.5	6
(11-1 to 4-30)	9	13.5	18
Total Dissolved Phosphorus	1	1.5	2
Total Cl ₂ Residual	0.62		2
Fecal Coliforms (5-1 to 9-30)		200 col/100 ml as a geometric mean	
(10-1 to 4-30)		2,000 col/100 ml as a geometric mean	
pH		6.0—9.0 at all times	

The EPA waiver is not in effect.

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

PA 0205877. Sewage, **Redstone Township Sewer Authority**, R. D. 1, Box 210-C, Grindstone, PA 15442.

This application is for renewal of an NPDES permit to discharge treated sewage from the Redstone Township Sewer Authority Wastewater Treatment Plant in Redstone Township, **Fayette County**.

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

Outfall 001: new discharge, design flow of 0.30 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (May 1 to Oct 31)	3	4.5		6
(Nov 1 to Apr 30)	9	13.5		18
Fecal Coliform (May 1 to Sep 30)		200/100 ml as a geometric mean		
(Oct 1 to Apr 30)		35,000/100 ml as a geometric mean		
pH		not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

PA 0217832. Sewage, **John Edward Schmidt**, R. D. 2, Box 164A, Export, PA 15632.

This application is for issuance of an NPDES permit to discharge treated sewage from the Schmidt Office Building STP, in Washington Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an Unnamed Tributary of Thorn Run, which are classified as a high quality cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Westmoreland Municipal Authority Sweeny Plant.

Outfall 001: new discharge, design flow of 0.001035 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen (May 1 to Oct 31)	1.5			3
(Nov 1 to Apr 30)	4.5			9
Phosphorus	2			4
Fecal Coliform				

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
(May 1 to Sep 30)	200/100 ml as a geometric mean			
(Oct 1 to Apr 30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			4
Dissolved Oxygen	not less than 7 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA 0101117. Sewage, **Shady Acres MHP**, P. O. Box 358, Route 98, Edinboro, PA 16412.

This application is for renewal of an NPDES Permit to discharge treated sewage to the Dry/Intermittent Tributary to Cussewago Creek in Cussewago Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: Warm Water Fishes, aquatic life, water supply and recreation. (For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Franklin General Authority intake on French Creek located at Franklin, approximately 50 miles below point of discharge.)

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.0	2.3
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0222542. Sewage. **Faith Independent Baptist Church**, P. O. Box 863, Meadville, PA 16335.

This application is for a new NPDES Permit to discharge treated sewage to the Unnamed Tributary to Cussewago Creek in Hayfield Township, **Crawford County**. This is a new discharge.

The receiving water is classified for the following uses: Warm Water Fishes, aquatic life, water supply and recreation. (For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the City of Franklin on French Creek located in Franklin, approximately 36 miles below point of discharge.)

Outfall 001: The proposed effluent limits, based on a design flow of .0012 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
TSS	20	40
Ammonia-Nitrogen	6	12
Fecal Coliform	200/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0222526. Sewage, **Mark E. Donick/James E. McGeary**, 1030 East 5th Avenue, Warren, PA 16365.

This application is for a new NPDES Permit, to discharge treated sewage to Unnamed Tributary to Quaker Run in Glade Township, **Warren County**. This is a new discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. (For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed

downstream potable water supply considered during the evaluation is the Emlenton Municipal Water Authority on the Allegheny River located at Emlenton, approximately 100 miles below point of discharge.)

Outfall 001: The proposed effluent limits, based on a design flow of .0008 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
TSS	20	40
Ammonia-Nitrogen	6	12
Fecal Coliform	200/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0041564. Sewage, **S-2 Properties**, P. O. Box 234, New Brighton, PA 15066.

This application is for renewal of an NPDES Permit to discharge treated sewage to the Unnamed Tributary to Hereford Manor Lake in Lancaster Township, **Butler County**. This is an existing discharge.

The receiving water is classified for the following uses: Warm Water Fishes, aquatic life, water supply and recreation. (For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Beaver River located at Beaver Falls, approximately 10 miles below point of discharge.)

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
Phosphorus (4-1 to 10-31)	2.0	4.0
Ammonia-Nitrogen (5-1 to 10-31)	1.5	3
(11-1 to 4-30)	4.5	9
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	.2	.5
Dissolved Oxygen	minimum of 5 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0222577. Sewage. **Schmader Lumber Company, Inc.**, P. O. Box 24, Lumber Lane, Lucinda, PA 16235.

This application is for a new NPDES Permit, to discharge treated sewage to Unnamed Tributary to Step Creek in Knox Township, **Clarion County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fish, aquatic life, water supply and recreation. (For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, Fluoride and Phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Parker City Water System on the Allegheny River, located at RMI which is approximately 37.15 miles below point of discharge.)

Outfall 001: The proposed effluent limits, based on a design flow of 0.000900 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
TSS	20	40
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

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

**Applications under the Pennsylvania Clean
Streams Law**

(Part II Permits)

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

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

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

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

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

A. 3998402. Sewerage. **Salisbury Township**, 2900 S. Pike Avenue, Allentown, PA 18103. Application to construct, operate and maintain an interceptor sewer The Trout Creek Relief Interceptor to serve various locations within the City of Allentown and Salisbury Township, both in **Lehigh County**. Application received in the regional office April 29, 1998.

A. 4898401. Sewerage. **Borough of Northampton**, 1401 Laubach Avenue, P. O. Box 70, Northampton, PA 18067-0070. Application for construction and operation of an interceptor sewer to provide service to the Ultimate Service Area of Allen Township, **Northampton County**. Application received in the regional office May 12, 1998.

Permit No. 6698401. Sewerage. **Mehoopany Township**, Schoolhouse Hill Road, Mehoopany, PA 18629. Application to construct and operate a central sewage collection system utilizing a combination of grinder pumps and low pressure sewer collection systems, and a conventional gravity sewer system to serve Mehoopany Township, **Wyoming County**. Application received in the regional office May 11, 1998.

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

Sewage Application Number 4498401 submitted by the **Borough of Lewistown**, 2 East 3rd Street, Lewistown, PA 17044-1799 in Lewistown Borough, **Mifflin County** to rerate their existing sewage treatment plant was received in the Southcentral Region on May 7, 1998.

Sewage Application Number 3898402 submitted by **Eagles Peak Campground**, 397 Eagles Peak Road, Robesonia, PA 19551 in Millcreek Township, **Lebanon County** to construct a wastewater treatment plant was received in the Southcentral Region on May 11, 1998.

Sewage Application Number 0698402 submitted by **Amity Township**, 2004 Weavertown Road, Douglassville, PA 19518 in Amity Township, **Berks County** to construct a residential subdivision with public sewer and water to serve the Woods Edge (Phase 1 and 2) Development was received in the southcentral region on May 11, 1998.

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

A. 0287204, Amendment No. 2. Industrial waste. **Allegheny Department of Aviation**, Pittsburgh International Airport, Pittsburgh, PA 15231. Application for the installation of a leachate treatment system located in the Township of Findlay, **Allegheny County** to serve the Midfield Terminal-Greater Pittsburgh Airport.

A. 6570425, Amendment No. 1. Sewerage. **Placid Manor Mobile Homes, Inc.**, 13740 Route 30, N. Huntingdon, PA 15642. Application for the construction and operation of a sewage treatment plant located in the Township of Hempfield, **Westmoreland County** to serve the Placid Manor Mobile Home Park.

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

WQM Permit No. 2098405. Sewerage. **Bloomfield Township Sewage Authority**, 22978 Shreve Ridge Road, Union City, PA 16438. This project is for the modification of the existing Pump Station No. 2 in Bloomfield Township, **Crawford County**.

INDIVIDUAL PERMITS

(PAS)

NPDES INDIVIDUAL

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

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

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

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

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

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

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 657-4707.

Franklin County Conservation District, District Manager, Franklin County CD, 550 Cleveland Avenue, Chambersburg, PA 17201, (717) 264-17201.

NPDES Permit PAS-10-M100. Stormwater. **Frank C. Plessinger**, P. O. Box 712 McConnellsburg, PA 17233 has applied to discharge stormwater from a construction activity located in Antrim Township, **Franklin County**, to Muddy Run.

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

NPDES Permit PAS-10-4503. Stormwater. **PA Dept. of Transportation**, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830 has applied to discharge stormwater from a construction activity located in Oliver and Granville Townships, **Mifflin County**, to Wakefield Run, Strodes Run and unt to Juniata River.

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

Lehigh County Conservation District, District Manager, Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.

NPDES Permit PAS10Q154. Stormwater. **Charles J. Haaf Estate, Anna H. Tercha**, 1919 Tercha Road, Fogelsville, PA 18051-2029, has applied to discharge

stormwater from a construction activity located in Upper Macungie Township, **Lehigh County**, to Little Lehigh Creek.

Luzerne County Conservation District, District Manager, Smith Pond Road, P. O. Box 250, Lehman, PA 18627-0250, (717) 674-7991.

NPDES Permit PAS10R031. Stormwater. **Alfortene Golf Links**, P. O. Box 654, Blakeslee, PA 18610, has applied to discharge stormwater from a construction activity located in Buck Township, **Luzerne County** to Tributary to Stony Run.

Northampton County Conservation District, District Manager, R. R. 4, Greystone Building, Nazareth, PA 18064-9211, (610) 746-1971.

NPDES Permit PAS10U089. Stormwater. **Robert Ciccone**, P. O. Box 86, Bath, PA 18014, has applied to discharge stormwater from a construction activity located in Lower Saucon Township, **Northampton County**, to Cooks Creek.

NPDES Permit PAS10U090. Stormwater. **LDR Associates**, 179 Mikron Road, Bethlehem, PA 18020, has applied to discharge stormwater from a construction activity located in Bethlehem Township, **Northampton County**, to Monocacy Creek.

SAFE DRINKING WATER

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

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

A. 4698505. Public water supply. **Collegetown Park Water Association**, 3450 Baker Street, Collegetown, PA 19426. This proposal involves the permitting of the existing well No. 2 to be added as an additional water supply source for the Collegetown Park Water Association in Lower Providence Township, **Montgomery County**.

Southcentral Regional Office: Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.

A. 6798501. Public water supply. **Red Lion Area School District**, Chanceford Township, **York County**. *Responsible Official:* Jeff Bryan, Director, Building and Grounds, 696 Delta Road, Red Lion, PA 17356. *Type of Facility:* Installation of a proposed anion exchange system for nitrate removal at the Chanceford Elementary School. *Consulting Engineer:* William A. Sauserman, P. E., C. S. Davidson, Inc., 38 N. Duke Street, York, PA 17401.

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

A. 4398501. Public water supply. **Buhl Community Water Company**, 372 Old Ash Road, Mercer, PA 16137. This proposal involves replacing and upsizing the existing well pumps, installing four new filters, chemical storage tanks, a booster pump station, a 1 million gallon low service tank and emergency generator. Existing backwash recycle tank will be connected to the new sanitary sewer system in Springfield Township, **Mercer County**.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

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

Sections 302 and 303 of the Land Recycling and Environmental Remediation Standards Act require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate identifies 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 or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department must provide a brief description of the location of the site, a list of known contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards 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 and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

Southeast Regional Office: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken PA 19428, (610) 832-5950.

Martin E. Braam, III Property, Bensalem Township, **Bucks County**. Darryl D. Borrelli, Manko, Gold & Katcher, Suite 500, 401 City Avenue, Bala Cynwyd, PA 19004, has submitted a Notice of Intent to Remediate site groundwater contaminated with solvents. The applicant proposes to remediate the site to meet background standards.

Staats Oil (Heating Oil Partners, L. P.) Malvern Borough, **Chester County**. Michael J. Cody, Cody Ehlers Group, 140 Sherman Street, Fairfield, CT 06430, has submitted a Notice of Intent to Remediate site soil contaminated with BTEX and polycyclic aromatic hydrocarbons and site groundwater contaminated with polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide health standards.

Phoenixville Technical Center, Phoenixville Borough, **Chester County**. Paul White, Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Road, West Chester, PA 19380, has submitted a Notice of Intent to

Remediate site soil and groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide health standards.

Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

Hart Metals, Inc., Tamaqua Boro, **Schuylkill County**. Douglas J. Shenk, Project Manager, ERM, 855 Springdale Drive, Exton, PA 19341 has submitted a Notice of Intent to Remediate (on behalf of his client, Reade Manufacturing Company, 100 Ridgeway Boulevard, Lakehurst, NJ 08733) concerning the remediation of site soils suspected to be contaminated with metals, petroleum hydrocarbons and polyaromatic hydrocarbons. In addition to those constituents, groundwater is also suspected to be contaminated with solvents and BTEX (benzene, toluene, ethylbenzene and xylenes). The applicant proposes to remediate the site to meet the Statewide human health standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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 304 and 305 of the Land Recycling and Environmental Remediation Standards Act require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use a site-specific standard or who intend to remediate a site in 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 contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards 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 and 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 cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified, a municipality 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 a municipality may request that the person identified, as the

remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

Southeast Regional Office: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken PA 19428, (610) 832-5950.

Moyer Packing Company, Upper Makefield Township, **Bucks County**, Hudson S. Green, Jr., Earth Data, Inc., 924 Springdale Drive, Exton, PA, 19341, has submitted a Notice of Intent to Remediate site groundwater contaminated with 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 Intelligencer* on April 14, 1998.

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

Kerr Group, Inc., City of Lancaster, **Lancaster County**. Kerr Group, Inc., 500 New Holland Avenue, Lancaster, PA has submitted a Notice of Intent to Remediate site groundwater contaminated with BTEX and solvents and site soils contaminated with BTEX. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lancaster Intelligencer Journal* on April 30, 1998.

Harrisburg International Airport, Lower Swatara Township and Middletown Borough, **Dauphin County**. Paul J. Bruder, Jr., Esq. has submitted a Notice of Intent to Remediate site soils contaminated with PCBs, heavy metals, solvents and PAHs and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Harrisburg Patriot News* on May 1, 1998.

SOLID AND HAZARDOUS WASTE

RESIDUAL WASTE PROCESSING FACILITIES

Permit modification request 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 the residual waste regulations for a general permit to operate residual waste processing facilities.

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

General Permit No. WMGR053. Private Recycling Services, Inc., R. D. 2, Box 250A-1, Cochranon, PA 16314. A permit modification has been requested for the processing of off-specification or out-of-date consumer commodity-type materials in recyclable containers prior to

beneficial use of the container materials. The requested revision would allow the use of mixed batch waste from PPG Industries as a solidification/stabilization agent. Mixed batch waste is composed primarily of sand, soda ash, dolomite, limestone and cullet dust. The modification request was received in this office on May 12, 1998.

Comments concerning modification of General Permit No. WMGR053 should be directed to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit and requested modification may contact the Division at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice.

AIR POLLUTION

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

The Pennsylvania 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. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not trigger major new source review or prevention of significant deterioration requirements.

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

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

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

OPERATING PERMITS

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

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

09-318-076: Legendary Cars, Inc. (2065 Bunnell Road, Warrington, PA 18976) for the operation of a Spray Booth in Warrington Township, **Bucks County**.

46-322-009: Waste Management Disposal Serv of PA (1425 Sell Road, Pottstown, PA 19464) for the operation of a Landfill Gas Combustion in West Pottsgrove Township, **Montgomery County**.

15-312-029: Sun Company, Inc. (R & M) (601 East Lincoln Highway, Exton, PA 19341) for the operation of a Vapor Recovery Unit in West Whiteland Township, **Chester County**.

46-318-051: Wesco Manufacturing Company (206 Progress Drive, Montgomeryville, PA 18936) for the operation of a Paint Spray Booth in Montgomery Township, **Montgomery County**.

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

21-310-032: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201) for the operation of an aggregate processing plant controlled by a wet suppression system in Southampton Township, **Cumberland County**.

28-03003: Martin's Famous Pastry Shoppe, Inc. (1000 Potato Roll Lane, Chambersburg, PA 17201) for the operation of two potato chip fryers controlled by individual mist eliminator systems in Antrim Township, **Franklin County**.

28-304-030: Casting Technologies, Inc. (P. O. Box 598, Waynesboro, PA 17268) for the operation of a casting grinding and finishing system controlled by a fabric filter in Waynesboro, **Franklin County**.

36-03027: Acorn Press, Inc. (P. O. Box 5319, Lancaster, PA 17601) for the operation of a sheetfed nonheatset printing operation in Manheim Township, **Lancaster County**.

36-317-083A: M&M/Mars, Inc. (295 Brown Street, Elizabethtown, PA 17022) for the operation of a dry milk process system in Elizabethtown, **Lancaster County**.

36-399-036: Bollman Hat Co. (P. O. Box 517, Adamstown, PA 19501) for the operation of a hat manufacturing operation in Adamstown, **Lancaster County**.

Northcentral Regional Office, Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

49-318-031A: Pennsylvania Department of Corrections (P. O. Box 598, Camp Hill, PA 17001-0598) for the operation of wood furniture surface coating and stripping operations at SCI Coal Township in Coal Township, **Northumberland County**.

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

OP-32-00013: Indiana Hospital (P. O. Box 788, Hospital Road, Indiana, PA 15701) for the operation of a hospital in White Township, **Indiana County**.

OP-04-00117: Envirotrol, Inc. (432 Green Street, P. O. Box 61, Sewickley, PA 15143) for the operation of carbon regeneration units at Beaver Falls Plant in Beaver Falls, **Beaver County**.

OP-04-00675: Aliquippa Terminals, Inc. (390 Glade Mill Road, Valencia, PA 16059) for the operation of a river terminal at the Aliquippa Plant in Aliquippa Borough, **Beaver County**.

OP-04-00443: Envirotrol, Inc. (P. O. Box 61, 432 Green Street, Sewickley, PA 15143) for the operation of carbon regeneration units at the Darlington Plant in Darlington Township, **Beaver County**.

OP-11-00420: General Kinetics, Inc. (110 Sunray Drive, Johnstown, PA 15905) for the operation of surface coating at the GKI Electronic Enclosure Division in Westmont Borough, **Cambria County**.

OPERATING PERMITS

Notice of Intent to Issue Title V Operating Permits

Under 25 Pa. Code § 127.521, notice is given that the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements; and title V operating permits).

Copies of the Title V application, proposed permit and other relevant information are available for public inspection and additional information may be obtained by contacting the regional office noted.

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

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

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, Attn: Michael Safko, (717) 826-2531.

54-00008: Northeastern Power Company (P. O. Box 7, McAdoo, PA 18237) located in Kline Township, **Schuylkill County**. The facility's major source of emissions is the CFB Boiler which primarily emits nitrogen oxides.

39-00017: G & T Industries, Inc. (3413 Eastern Avenue SE, Grand Rapids, MI 49508) located in Upper Macungie Township, **Lehigh County**. The facility's major source of emissions is glue lines which primarily emit VOCs.

Reading District Office: Air Quality Program, 1005 Crossroad Boulevard, Reading, PA 19605, Attn: Roger Fitterling, (610) 916-0100.

06-05029: Reading Body Works, Inc. (P. O. Box 650, Reading, PA 19607-0650) located in Reading, **Berks County**. The facility's major source of emissions is a surface coating line which primarily emits VOCs.

OPERATING PERMITS

Notice of Intent to Issue Synthetic Minor State-Only Operating Permits for Certain Gasoline Distribution Facilities

Under 25 Pa. Code § 127.424, the Department of Environmental Protection (Department) is providing notice of its intent to issue synthetic minor State-only operating permits to the gasoline distribution facilities shown below. These facilities have the physical and operation capacity to emit major source amounts of regulated pollutants, but are not considered major sources because the owners or operators of these facilities have taken Federally enforceable emission limits below major source thresholds to avoid requirements of Title III and/or Title V of the Clean Air Act. The Federally enforceable emission restrictions apply to the gasoline throughput for each facility.

To qualify as an area source for Title III purposes or a nonmajor source under Title V in moderate ozone nonattainment areas, the maximum allowable emissions (after controls) shall be less than 50 tons per year of volatile organic compounds (VOCs) and 10 tons of a single hazardous air pollutant (HAP) or 25 tons per year of any combination of HAPs. The HAP emissions from these facilities include benzene, hexane, toluene, xylene and methyl-tertiary butyl-ether (MTBE). For purposes of Title V, other pollutants including carbon monoxide, sulfur dioxide, nitrogen oxides and PM-10 must also be emitted below the major source thresholds (see "Title V facility" definition in 25 Pa. Code § 121.1).

The Department will issue the synthetic minor permits no later than June 15, 1998. As a result the gasoline distribution maximum achievable control technology (MACT) standard in 40 CFR Part 63, Subpart R will not apply to the gasoline bulk terminals and/or pipeline breakout stations listed in this notice. Title V operating permits will not be issued to these facilities. Copies of the "synthetic minor" application, the proposed permit and other relevant documents are available for public inspection during normal business hours in the Department's regional offices identified in this notice.

Any person wishing to provide the Department with additional information which they believe should be considered prior to the issuance of these synthetic minor permits may submit the information to the appropriate Department's Regional Office. A 30-day comment period, from the date of this publication, will exist for the submission of protests or comments on the proposed permits. Each written protest or comment must include the name, address and telephone number of the commentator, the proposed permit number and a concise statement of the objections to the issuance of the permit and relevant facts which serve as the basis for the objections. If the Department schedules a public hearing, a notice of the date, time and location of the hearing will be published in the *Pennsylvania Bulletin* at least 30 days prior to the hearing.

The final synthetic minor State-only operating permits will contain terms and conditions to ensure that these facilities comply with applicable requirements including monitoring, recordkeeping and reporting requirements.

Southeast Regional Office: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, Attn: Edward Brown, (610) 832-6242.

15-00043: Sun Company, Inc. (R&M)—Malvern Terminal (41 Malin Road, Malvern, PA 19355) located in East Whiteland Township, **Chester County**. This is a Bulk Gasoline Terminal consisting of five Gasoline Storage Tanks and one Loading Rack. This is a major facility for volatile organic compounds (VOC) emissions and Synthetic Minor for hazardous air pollutants (HAP). The VOC emissions occur mainly during the gasoline loading operation.

Notice of Intent to Issue Synthetic Minor Operating Permit Philadelphia County

No later than June 15, 1998, the City of Philadelphia Air Management Services (AMS) intends to issue a synthetic minor operating permit (Permit Number M98-101) for hazardous air pollutants (HAPS) to **Amoco Oil Company** for the gasoline terminal located at 6310 West Passyunk Avenue, Philadelphia, PA 19153.

The facility is a bulk gasoline terminal subject to the operating permit requirements under 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements). It applied for a synthetic minor operating permit for HAPS and accepted emission limitations to avoid being a major HAP facility subject to the Gasoline Terminal MACT requirements of 40 CFR 63.420. Its major sources of emissions include five gasoline storage tanks and a gasoline loading rack which without emission limitations would have the potential to emit major source levels of HAPS.

Copies of the application, proposed permit and other relevant information are available for public inspection at Air Management Services, Spelman Building, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104. An appointment to review the documents may be scheduled by contacting Brenda Bonner at (215) 685-7572 between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments, suggestions or objection concerning the proposed Synthetic Minor permit to Thomas Huynh, Chief of Source Registration, Air Management Services, 321 University Avenue, Philadelphia, PA 19404 within 30 days of publication of this notice. Written comments submitted to AMS during the 30 day public comment period shall include the name, address and telephone number of the persons submitting the comments.

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

No later than June 15, 1998, the City of Philadelphia Air Management Services (AMS) intends to issue a synthetic minor operating permit (Permit Number M98-103) for HAPS to **Bayway Refining Company** for the gasoline terminal located at G Street and Hunting Park Avenue, Philadelphia, PA 19124.

The facility is a bulk gasoline terminal subject to the operating permit requirements under 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit

requirements). It applied for a synthetic minor operating permit for HAPS and accepted emission limitations in order to avoid being a major HAP facility subject to the Gasoline Terminal MACT requirements of 40 CFR 63.420. Its major sources of emissions include five gasoline storage tanks and a gasoline loading rack which without emission limitations would have the potential to emit major source levels of HAPS.

Copies of the application, proposed permit and other relevant information are available for public inspection at Air Management Services, Spelman Building, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104. An appointment to review the documents may be scheduled by contacting Brenda Bonner at (215) 685-7572 between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments, suggestions or objection concerning the proposed Synthetic Minor permit to Thomas Huynh, Chief of Source Registration, Air Management Services, 321 University Avenue, Philadelphia, PA 19404 within 30 days of publication of this notice. Written comments submitted to AMS during the 30 day public comment period shall include the name, address and telephone number of the persons submitting the comments.

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

No later than June 15, 1998, the City of Philadelphia Air Management Services (AMS) intends to issue a synthetic minor operating permit (Permit Number M98-102) for Hazardous Air Pollutants (HAPS) to **Exxon Company, USA** for the gasoline terminal located at 6850 Essington Avenue, Philadelphia, PA 19153.

The facility is a bulk gasoline terminal subject to the operating permit requirements under 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements). It applied for a synthetic minor operating permit for HAPS and accepted emission limitations in order to avoid being a major HAP facility subject to the Gasoline Terminal MACT requirements of 40 CFR 63.420. Its major sources of emissions include five gasoline storage tanks and a gasoline loading rack which without emission limitations would have the potential to emit major source levels of HAPS.

Copies of the application, proposed permit and other relevant information are available for public inspection at Air Management Services, Spelman Building, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104. An appointment to review the documents may be scheduled by contacting Brenda Bonner at (215) 685-7572 between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments, suggestions or objection concerning the proposed Synthetic Minor permit to Thomas Huynh, Chief of Source Registration, Air Management Services, 321 University Avenue, Philadelphia, PA 19404 within 30 days of publication of this notice. Written comments submitted to AMS during the 30 day public comment period shall include the name, address and telephone number of the persons submitting the comments.

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

PLAN APPROVALS

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

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

PA-15-0027B: Johnson Matthey, CSDNA (456 Devon Park Drive, Wayne, PA 19087) for a Drum Dryer in Tredyffrin Township, **Chester County**.

PA-23-0004: American Ref-Fuel of Delaware Co., L. P. (10 Highland Avenue, Chester, PA 19013) for a Mass Burn Resource Recovery Facility in City of Chester, **Delaware County**.

PA-46-0020A: Superior Tube Company (3900 Germantown Pike, Collegeville, PA 19426) for the installation of a Radial Cut Off Saws in Lower Providence Township, **Montgomery County**.

PA-46-0154: Eye Designs LLC (245 West Fifth Avenue, Trappe, PA 19426) for the construction of two Spray Booths in Trappe Borough, **Montgomery County**.

PA-46-0025E: Lonza, Inc. (900 River Road, Conshohocken, PA 19428) for the installation of Additional Process Equipment in Upper Merion Township, **Montgomery County**.

AQ-SE-0007: Devault Crushed Stone Company (Route 29 and Charlestown Road, Devault, PA 19432) for the construction of a Portable Mineral Processing Equipment in Charlestown Township, **Chester County**.

PA-46-0155: Sermatech International, Inc. (155 South Limerick Road, Limerick, PA 19468) for the installation of three Paint Spray Booths in Limerick Township, **Montgomery County**.

PA-46-0155A: Sermatech International, Inc. (155 South Limerick Road, Limerick, PA 19468) for the installation of two ATR CEW Spray Booths in Limerick Township, **Montgomery County**.

PA-46-0155B: Sermatech International, Inc. (155 South Limerick Road, Limerick, PA 19468) for the installation of a Thermal Spray Unit in Limerick Township, **Montgomery County**.

PA-46-0155C: Sermatech International, Inc. (155 South Limerick Road, Limerick, PA 19468) for the installation of a Binder Mix Tank in Limerick Township, **Montgomery County**.

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

01-310-052: Carmeuse Pennsylvania, Inc. (P. O. Box 160, Annville, PA 17003) for the construction of a lime silo and loadout controlled by a fabric filter in Oxford Township, **Adams County**.

07-308-001E: Fry Metals (4100 6th Avenue, Altoona, PA 16602) for the installation of two, five-ton melting kettles controlled by a fabric filter in Altoona, **Blair County**.

28-304-011C: T. B. Wood's, Inc. (440 North Fifth Avenue, Chambersburg, PA 17201) for the installation of a fabric filter to control emissions from a foundry sand molding system and shakeout in Chambersburg, **Franklin County**.

67-309-015F: The J. E. Baker Co. (320 N. Baker Road, York, PA 17404) for the modification of a limestone storage, packaging and handling system in West Manchester Township, **York County**.

67-309-083A: The J. E. Baker Co. (320 N. Baker Road, York, PA 17404) for the replacement of a fabric filter controlling a lime pelletizing plant in West Manchester Township, **York County**.

67-318-123: Tate Access Floors, Inc. (P. O. Box 398, South Main Street Extension, Red Lion, PA 17356) for the installation of an Electrodeposition (EDP) System in Windsor Township, **York County**.

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

PA-30-089A: CNG Transmission Corp. (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222) for the installation of a natural gas turbine No. 1 at Crayne Station in Franklin Township, **Greene County**.

PA-04-044B: Zinc Corp. of America (300 Frankfort Road, Monaca, PA 15061) for the installation of a bulk material storage building at the Monaca Zinc Smelter in Potter Township, **Beaver County**.

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

PA-37-243A: The International Metals Reclamation Co., Inc. (INMETCO) (245 Portersville Road, Ellwood City, PA 16117) for construction of a Thermal Oxidation Furnace for combusting consumer nickel-cadmium batteries (4.5 MM Btu/hr), in Ellwood City, **Lawrence County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Public Hearings

Cyprus Cumberland Resources Corporation

Allegheny Ludlum Corporation, Washington Plant

The Department reviewed the Reasonably Available Control Technology (RACT) plans and Emission Reduction Credits (ERC) application and made a preliminary determination to approve these plans and amendments to the State Implementation Plan (SIP) for the listed facilities.

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

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

Cyprus chose a case-by-case approach to meeting the requirements of 25 Pa. Code § 129.92 for the thermal dryer, the frothing operations, solvent cleaning operation, storage tanks and fuel dispensing. Cyprus proposed low NOx burners as add-on controls for the thermal dryers as

they were determined to be cost effective through a top-down analysis. Cyprus proposes there are no additional control technologies available for the frothing and degreasing operations. Cyprus proposes to meet the presumptive RACT requirements of 25 Pa. Code § 129.93 for all other sources at this facility.

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

A public hearing will be held to receive comments on the RACT plan and ERC approval on July 7, at 10 a.m. at the Department of Environmental Protection Allegheny Conference Room, 400 Waterfront Drive, Pittsburgh. Deadline to register to speak is July 6, 1998.

Allegheny Ludlum Corporation (Allegheny)

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

Allegheny has applied for ERC's for the reduction of 7.78 tons/year of NOx and 8.7 tons/year of VOC emissions generated through the shutdown of three electric arc furnaces at the Washington Plant as provided for in 25 Pa. Code § 127.207(5)(i).

A public hearing will be held to receive comments on the RACT plan and ERC approval on July 7, 10 a.m. for Allegheny Ludlum at the Department of Environmental Protection Allegheny Conference Room, 500 Waterfront Drive, Pittsburgh. Deadline to register to speak: July 6.

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

The public is invited to comment on the proposed plan and SIP revision. Persons wishing to present testimony at the hearings should contact Community Relations Coordinator Rita Zettelmayer at (412) 442-4182 by July 6, 1998.

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

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

Those unable to attend the hearings, but wishing to comment, should provide written comments to the Department of Environmental Protection Regional Air Quality Program Manager Joseph Pezze, The Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Comments should be submitted within 30 days of the date of this publication notice.

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

United Coaters (Centria), Ambridge Plant

The Department reviewed the RACT plan and made a preliminary determination to approve this plan and amendment to the State Implementation Plan (SIP) for the above listed facilities.

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

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

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

A public hearing will be held to receive comments on the RACT plan on July 7, at 10 a.m. at the Department of Environmental Protection Allegheny Conference Room, 500 Waterfront Drive, Pittsburgh. Deadline to register to speak is July 6, 1998.

Persons wishing to present testimony at the hearings should contact Community Relations Coordinator Rita Zettelmayer at (412) 442-4183 by July 6, 1998.

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

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

Those unable to attend the hearings, but wishing to comment, should provide written comments to the Department's Regional Air Quality Program Manager Joseph Pezze, 400 Waterfront Drive, Pittsburgh, PA 15222. Comments should be submitted within 30 days of the date of this publication notice.

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

Carnegie Natural Gas, Fisher Compressor Station Indiana University of Pennsylvania Ebensburg Power Company, Cogeneration Plant Anchor Glass Container Corp.

As per 40 CFR 51.102(d), notice is hereby given that the Department of Environmental Protection (Department) will hold a public hearing on July 7, 1998, at 10 a.m. in the Allegheny Conference Room, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Those who are unable

to attend the hearing, but wish to comment, should provide written comments to the person listed below at the Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Comment period is open for 30 days after the appearance of this public notice.

The hearing is to take testimony concerning the Department's intent to issue the following RACT operating permits or plan approvals:

RACT Operating Permit 03-000-182 to Carnegie Natural Gas (Fisher Compressor Station) located in Redbank Township, Armstrong County. This facility uses two (2) engines to operate in compressing natural gas produced in Armstrong, Indiana, and Jefferson Counties. RACT for this station has been the installation of an AJAX Original Equipment Manufacture (OEM) lean combustion retrofit modification on the AJAX 600 DPC engine and implementation of Presumptive RACT on the Cooper GMVH-6 (1,350 BHP) engine. Comments should be addressed to Francis D. Condrick, air pollution control engineer.

RACT Operating Permit 32-000-200 to Indiana University of Pennsylvania (Cogeneration Facility) located in Indiana, Indiana County. This facility provides both electric and thermal energy to the main university campus. RACT for this facility has been determined to be the installation of Cooper-Bessemer Cleanburn Combustion systems on the four dual fuel reciprocating engines and presumptive RACT on two coal fired boilers. Comments should be addressed to Francis D. Condrick, air pollution control engineer.

RACT Operating Permit 11-000-318 to Ebensburg Power Company (Cogeneration Plant) located in Cambria Township, Cambria County. This RACT Operating Permit will establish final RACT emission limitations and permit conditions. This RACT Operating Permit will be submitted to the United States Environmental Protection Agency as a revision to Pennsylvania's State Implementation Plan (SIP). The proposed revision to the SIP does not adopt any new state of Pennsylvania Regulations. Comments should be addressed to Noor Nahar, air pollution control engineer.

RACT Plan Approval to Anchor Glass Container for Plant No. 5 located in Connellsville, Fayette County. RACT for this facility has been determined to be the immediate implementation of manual control of Air-to-Fuel ratios on Furnaces No. 1, No. 2, and No. 3 for a 15% reduction in NOx emissions. Additionally, Anchor shall install Combustion Staging on Furnaces No. 1 and No. 2 to reduce NOx emissions to 5.5 lbs. per ton of glass pulled. RACT for all sources at this facility will include their operation and maintenance in accordance with manufacturer's recommendations, and accepted air pollution control practices. Comments should be addressed to Joseph Pezze, Regional Air Quality Program Manager.

Those wishing to present testimony during the hearing should contact Community Relations Coordinator Rita Zettelmayer at (412) 442-4183 by July 6, 1998, to register.

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

Copies of all related information is available at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

**Air Quality Plan Approval Application No.
03-000-180**

The Pennsylvania Department of Environmental Protection (Department) will hold a public hearing on July 7, 1998, at 10 a.m. in the Department's Allegheny Conference Room, 400 Waterfront Drive, Pittsburgh, PA 15222. The hearing is for the Department to take testimony concerning Reasonably Available Control Technology (RACT) for the Consolidated Natural Gas Transmission Corporation's (CNGT) South Bend Compressor Station in South Bend Township, Armstrong County.

The purpose of the hearing is to issue a RACT Operating Permit for Air Quality Plan **Approval No. 03-000-180**.

CNGT has complied with RACT requirements by retrofitting six Clark HLA-8 internal combustion engines driving natural gas compressors with lean emission combustion technology. Oxides of Nitrogen (NO_x) emissions from these engines have been reduced to 3 g/bhp-hr at full load/full speed conditions.

CNGT has retarded the ignition timing by four degrees relative to standard timing on an Ingersoll Rand JVG-6 internal combustion engine used for moving natural gas through the facility's dehydration system. In addition, an operating limit of 500 hours per year has been accepted for the company's Caterpillar G3512 internal combustion engine which is used for auxiliary electric power generation. These actions satisfy the presumptive RACT requirements pursuant to 25 Pa. Code § 129.93 for these engines.

Those wishing to present testimony during the hearing should contact community relations coordinator Rita Zettelmayer at (412) 442-4183 to register.

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

Those unable to attend the hearing, but who wish to comment, should provide written comments to Nicholas J. Waryanka, Air Pollution Control Engineer, DEP, 400 Waterfront Drive, Pittsburgh, PA 15222. Comments should be submitted by July 2, 1998.

Copies of the RACT application, the Department's analyses and other documents used in evaluation of the application are available for review from 8 a.m. to 4 p.m. in the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review may be made by calling (412) 442-4000.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

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

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

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

Coal Applications Received:

56813019. Permit Renewal, **Scurlfield Coal, Inc.** (228 Main Street, Berlin, PA 15530), commencement, operation and restoration of bituminous strip mine, reclamation, only in Paint Township, Windber Borough, **Somerset County**, affecting 56.3 acres, receiving stream unnamed tributaries to Seese Run; tributaries to Paint Creek; and to Paint Creek, application received May 12, 1998.

11830103. Permit Renewal, **Laurel Land Development, Inc.** (P. O. Box 629, Carrolltown, PA 15722), commencement, operation and restoration of bituminous

strip mine, reclamation only in West Carroll Township, **Cambria County**, affecting 46.0 acres, receiving stream unnamed tributary to West Branch of Susquehanna River, application received May 8, 1998.

11980202. Smith Energy, Inc. (1075 Chestnut Street, Nanty Glo, PA 15943), commencement, operation and restoration of bituminous strip-coal refuse reprocessing mine in Blacklick Township, **Cambria County**, affecting 10 acres, receiving stream Coalpit Run to South Branch Blacklick Creek, application received May 14, 1998.

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

63930101R. Twilight Industries (Division of U. S. Natural Resources, Inc., 212 State Street, Belle Vernon, PA 15012). Renewal application received for continued operation and reclamation of a bituminous surface mine located in Somerset Township, **Washington County**. Receiving streams: North Branch of Pigeon Creek to Pigeon Creek to the Monongahela River. Renewal application received April 27, 1998.

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

54980101. Reilly Mineral Resources, Inc. (P. O. Box 989, Pottsville, PA 17901), commencement, operation and restoration of an anthracite surface mine in Walker Township, **Schuylkill County**, affecting 817 acres, receiving stream Schuylkill River and Wabash Creek. Application also includes NPDES No. PA0223921. Application received May 11, 1998.

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

Noncoal Applications Received

65980401. New Enterprise Stone & Lime Co., Inc. (Box 77, Church Street, New Enterprise, PA 16664). Application received for commencement, operation and reclamation of a large noncoal (limestone) surface mine located in Donegal Township, **Westmoreland County**, proposed to affect 76.7 acres. A social and economic justification is included. Receiving streams two unnamed tributaries to Indian Creek, Indian Creek. Application received April 23, 1998.

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

52980301. McKean & Son, Inc., (R. R. 1, Box 628, Hawley, PA 18428-9751), commencement, operation and restoration of a quarry operation in Lackawaxen Township, **Pike County** affecting 9.72 acres, receiving stream Little Blooming Grove Creek. Application received May 11, 1998.

ABANDONED MINE RECLAMATION

Under Act 181 of 1984, the Department of Environmental Protection solicits letters of interest from the landowners and/or licensed mine operators for the reclamation of the following abandoned strip mine project:

<i>Project</i>	<i>Municipality</i>	<i>County</i>	<i>Acre</i>
BF 431-101.1	Lower Tyrone Township	Fayette	27

Letters of interest must be received by Ernest F. Giovannitti, Director, Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, P. O. Box 8476, Harrisburg, PA 17105-8476, no later than 4 p.m., Local Time, July 2, 1998, to be considered.

Telephone inquiries shall be directed to B. P. Rao, Chief, Division of Acid Mine Drainage Abatement, at (717) 783-1311.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

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

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

E09-769. Encroachment. **Morrisville Borough**, 35 Union Street, Morrisville, PA 19067. To construct and maintain a 27.5-foot × 24.33-foot dechlorination facility at the Wastewater Treatment Plant which is located in the 100 year floodplain of the Delaware River. The site is located at the southeast corner of the intersection of Riverview Avenue and Delaware Avenue (Trenton West PA-NJ Quadrangle, N: 14.00 inches; W: 2.5 inches) in the Borough of Morrisville, **Bucks County**.

E09-770. Encroachment. **Jon and Angela Hinton**, P. O. Box 74, Springtown, PA 18081-0074. To construct and maintain a 15 foot long × 6 foot wide × 3.33 high wooden pedestrian bridge across the channel of Silver Creek (EV). The site is located approximately 600 feet southeast of the intersection of Drifting Drive and Main Street (Hellertown, PA Quadrangle N: 10.25 inches; W: 4.45 inches) in Springfield Township, **Bucks County**.

E15-575. Encroachment. **West Chester United Soccer Club**, P. O. Box 1842, West Chester, PA 19380-0065. To construct and maintain a 45-foot long pedestrian bridge with an underclearance of 7 feet across the East Branch of Chester Creek (TSF). The site is located approximately 1,000 feet southwest of the intersection of Route 926 and Creek Road at the West Chester United Soccer Club's fields (West Chester Quadrangle N: 10.6 inches; W: 5.95 inches) in Thornbury Township, **Chester County**.

E23-371. Encroachment. **Ridley Park Borough**, 105 E. Ward Street, Ridley Park, PA 19078-3099. To remove an existing 22-foot long, 5-foot wide pedestrian bridge and to construct and maintain a 42-foot long, 5-foot wide pedestrian bridge to accommodate the increased width of the creek; dredge existing lake bed and new sediment basins; widen the streambed at entrance area to lake and miscellaneous maintenance work activities such as repair of 950 linear feet of gabion bank stabilization, installation

of riprap for stormwater outfall scour protection, install an aerator fountain etc. The site is located upstream from Ridley Park Dam (D23-53A) across Little Crum Creek (WWF) (Lansdowne USGS Quadrangle N: 0.50 inches; W: 11.25 inches) in Ridley Park Borough, **Delaware County**.

E51-166. Encroachment. **PA DOT**, 200 Radnor-Chester Rd., St. Davids, PA 19087. To provide major maintenance to 166 existing Schuylkill Expressway (S. R. 76) support columns by placing concrete encasement protection around the lower exposed portion of these steel pile supports. R-6 riprap will be used to protect the base of these columns and provide scour protection. Scour protection utilizing R-6 riprap will also be installed at stormwater outfalls. This work extends approximately 6500 linear feet along the west bank of the Schuylkill River (WWF, MF) in the vicinity of Walnut Street (Philadelphia, PA-NJ Quadrangle N: 11.0 inches; W: 8.8 inches) in the City of Philadelphia, **Philadelphia County**.

Southcentral Region: Section Chief, Department of Environmental Protection, Southcentral Regional Office, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

E21-280. Encroachment. **Eugene Giza**, 440 Criswell Drive, Boiling Springs, PA 17007. To construct and maintain about 475 feet of rock riprap along the right bank of Yellow Breeches Creek to prevent further stream bank erosion located about 4,500 feet downstream of T-545 Bridge (Mechanicsburg, PA Quadrangle N: 4.5 inches; W: 15.3 inches) in Monroe Township, **Cumberland County**.

E28-252. Encroachment. **Waynesboro Country Club, Inc.**, Rob Bostic, 11000 Country Club Road, Waynesboro, PA 17268. To construct and maintain steel beams at the banks of East Branch Antietam Creek for the purpose of supporting overhead pipelines which runs over the creek for irrigation purposes located about 1,000 feet east of Roadside Village (Waynesboro, PA Quadrangle N: 2.4 inches; W: 3.9 inches) in Washington Township, **Franklin County**.

E36-652. Encroachment. **Lancaster County Commissioners**, David McCudden, 50 N. Duke St., Lancaster, PA 17608. To construct and maintain a bridge having three clear spans of 72.25, 69.75 and 67.5 feet each of prestressed concrete beams with a concrete slab deck for the superstructure, with a low-chord underclearance of 31 feet at midcenter over the Conestoga River, supported by two reinforced concrete piers and abutments. Rock slope protection will be placed adjacent to both bridge abutments along the river banks. The bridge is for access to a proposed juvenile detention facility to be located on the Sunnyside peninsula, connecting Circle Avenue to Broad Street (Lancaster, PA Quadrangle N: 5.9 inches; W: 5.2 inches) in the City of Lancaster, **Lancaster County**.

E67-626. Encroachment. **Joseph Bene**, 60 Crestwood Lane, York, PA 17402. To place 260 linear feet of fill in the floodway of an unnamed tributary to Mill Creek for the purpose of flood control for new medical offices located between Memory Lane and Pleasant Valley Road (York, PA Quadrangle N: 20.3 inches; W: 8.3 inches) in Springettsbury Township, **York County**.

E67-627. Encroachment. **Springettsbury Township**, Paul Amic, 1501 Mt. Zion Rd., York, PA 17402. To place fill in a 0.3 acre pond and to construct and maintain 60 linear feet of 42-inch diameter reinforced concrete pipe in an unnamed tributary to Mill Creek for the purpose of constructing the Pleasant Valley Road extension west of Memory Lane (York, PA Quadrangle N: 20.6 inches; W: 8.6 inches) in Springettsbury Township, **York County**.

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

E14-325. Encroachment. **PA Department of Environmental Protection**, 208 W. Third St., Williamsport, PA 17701. To install and maintain an agricultural stream crossing for livestock and streambank fencing along Pine Creek located on Richard and Linda Burd property (N: 2.125 inches; W: 2.375 inches) in Haines Township, **Centre County**. Pine Creek is designated an Exceptional Value stream.

E49-417. Encroachment. **Ralph Knorr**, R. R. 3, Box 183A, Sunbury, PA 17801. To extend a 15 inch storm drain pipe and to place about 6 inches of fill along approximately 300 feet of eroded stream bank in Little Shamokin Creek. The project is located on Bush Hollow Road off Rt. 890 approximately 500 feet south of Augustaville (Treverton, PA Quadrangle N: 9.5 inches; W: 16.2 inches) in Rockefeller Township, **Northumberland County**. Estimated stream disturbance is approximately 300 feet with no wetland impacts; stream classification is Cold Water Fishery.

E53-312. Encroachment. **Gospel Tabernacle Inc.**, 31 Port Allegheny Rd., Coudersport, PA 16915. To place and maintain fill in 0.24 acre of a 2.7 acre Palustrine emergent wetland for the purpose of constructing an elderly housing complex. To compensate for impact, the applicant proposes to meet the wetland replacement requirement by participating in the Pa. Wetland Replacement Project. The project site is located directly north of SR 006, approximately 0.1 mile east of the Eulalia Township boundary (Coudersport, PA Quadrangle N: 2.4 inches; W: 6.0 inches) in Coudersport Borough, **Potter County**.

E59-359. Encroachment. **PA Dept. of Transportation**, 715 Jordan Ave., Montoursville, PA 17754. To permanently encroach upon 4.6 acres of wetland and to construct, operate and maintain 10 permanent stream encroachments for the upgrade of a 5.4 mile corridor of an existing highway to a limited access four lane highway. The stream encroachments shall consist of: 1) the enclosure of Flower Run with a 66 inch x 591 foot culvert pipe and a 100 foot long rock apron; 2) the 200 feet of an unnamed tributary to Johnson Creek channel relocation; 3) a six span bridge across Johnson Creek having a total span of 758 feet and width of 50 feet for the northbound lane; 4) a six span bridge across Johnson Creek having a total span of 754 feet and a width of 50 feet for the southbound lane; 5) the enclosure of Mills Creek with a 14 foot x 7 foot x 336 foot box culvert and a 50 foot long rock apron; 6) the 80 feet of Mills Creek channel relocation; 7) the enclosure of Bone Run with a 14 foot x 7 foot x 515 foot box culvert and a 50 foot long rock apron; 8) the 30 feet of Bone Run channel relocation; 9) the 90 feet of an unnamed tributary to Johnson Creek channel relocation; and 10) the placement of roadway embankment in the floodway of an unnamed tributary to the Tioga River. This permit also authorizes the temporary impact to 1.6 acres of wetland and 1905 feet of waterway for the associated construction crossings and stream diversions. The project is located along the eastern right-of-way of existing SR 0015 approximately 0.5 mile south of the Blossburg Borough corporate boundary (Blossburg, PA Quadrangle N: 6.0 inches; W: 12.0 inches) in Bloss, Covington, Hamilton, and Liberty Townships and Blossburg Borough, **Tioga County**. The permittee shall fully restore all temporarily impacted waterways and wetlands. Permanent wetland impacts shall be mitigated by the construction of 5.6 acres of replacement wetlands.

E59-364. Reissuance. Encroachment. **Department of Conservation and Natural Resource**, P. O. Box 8451, Harrisburg, PA 17105. To remove an existing structure and to construct, operate and maintain a single span prestressed concrete spread box beam bridge to carry Asaph Run Road across Asaph Run. The bridge shall be constructed with a clear single span of 60 feet, an average underclearance of 5.0 feet and a clear roadway width of 20.1 feet. The project is located along the northern right-of-way of SR 0006 approximately 1.9 miles northwest of the intersection of SR 3022 and Asaph Run Rd. (Asaph, PA Quadrangle N: 5.8 inches; W: 8.0 inches) in Shippen Township, **Tioga County**. Estimated stream disturbance is 150 linear feet with no wetland impact; stream classification is high quality-cold water fishery.

E59-372. Encroachment. **Corey Creek Golf Club**, P. O. Box 444, Mansfield, PA 16901. To excavate and place fill in a 0.8 acre Palustrine emergent wetland for the purpose of constructing an irrigation pond. To compensate for impact, the applicant proposes to construct 0.8 acre of onsite replacement wetlands. The project site is located north of SR 006, approximately 1.5 miles east of the SR 549 and SR 006 intersection (Mansfield, PA Quadrangle N: 8.25 inches; W: 2.95 inches) in Sullivan Township, **Tioga County**.

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

E63-424. Encroachment. **Monongahela Iron & Metal Company Inc.**, P. O. Box 250, Monongahela, PA 15063-1401. To expand and maintain the existing barge loading facility 350 feet channel and along the left bank of the Monongahela River (WWF) located at river mile 32.8. The new total length of the facility will now be 525 feet (Monongahela, PA Quadrangle N: 12.8 inches; W: 4.8 inches) in the City of Monongahela, **Washington County**.

E65-686. Encroachment. **DeNunzio Properties, Inc.**, P. O. Box 74, Jeannette, PA 15644. To construct and maintain a single span bridge having a normal span of 33.0 feet and an underclearance of 5.0 feet across Zellers Run (WWF) for the purpose of accessing future garage rental units. The project is located on Weaver Street (Greensburg, PA Quadrangle N: 7.0 inches; W: 7.1 inches) in the Borough of Southwest Greensburg, **Westmoreland County**.

DAM SAFETY

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.

Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor; P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

D30-047. Dam. **Cyprus Emerald Resources Corporation** (145 Elm Drive, Waynesburg, PA 15370). To construct, operate and maintain sedimentation pond no. 1 across a tributary to Smith Creek (WWF) to control sediment from coal refuse disposal area 2 at Cyprus Emerald Resources Corporation's Emerald Mine No. 1 (Waynesburg, PA Quadrangle N: 1.4 inches; W: 7.0 inches) in Franklin Township, **Greene County**.

D48-141A. Dam. **Kravco Company** (234 Mall Boulevard, King of Prussia, PA 19406). To modify, operate and

maintain the Palmer Park Mall Dam across a tributary to Bushkill Creek (HQ-CWF) across Park Avenue from Hackett Avenue at the entrance road to Palmer Park Mall for the purpose of stormwater detention (Nazareth, PA Quadrangle N: 13.2 inches; W: 0.9 inch) in Palmer Township, **Northampton County**.

ENVIRONMENTAL ASSESSMENT

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

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

D44-044EA. Environmental Assessment. **Bureau of Facility Design and Construction** (Department of Conservation and Natural Resources, 8th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101). To breach and remove an unnamed dam across Laurel Creek (HQ-CWF, MF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 1,900 feet west of the intersection of S. R. 322 and Filter Plant Road (Laurel Creek Reservoir) (Burnham, PA Quadrangle N: 19.25 inches; W: 16.65 inches) in Armagh Township, **Mifflin County**.

WATER ALLOCATIONS

Applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

Southcentral Regional Office: Field Operations, Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.

WA 01-1006. Water Allocation. **Possum Valley Municipal Authority, Adams County**. The applicant is requesting the right to withdraw 72,000 gpd from Big Hill Springs.

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514), and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice

of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audio tape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

NPDES Permit No. PA 0110485. Sewerage. **Columbia County Industrial Development Authority**, has renewed their NPDES permit to discharge treated waste water. Facility located at South Centre Township, **Columbia County**.

NPDES Permit No. PA 0112950. Sewerage. **Con-Way Central Transportation Services Inc.** has been granted an NPDES permit to discharge treated wastewater from facility located at Bradford Township, **Clearfield County**.

WQM Permit No. 4192403 Amendment. Sewerage. **Hughesville Wolf Township Joint Municipal Authority** P. O. Box 207, R. R. 3, 167 Woolen Mill Road, Hughesville, PA 17737. The Authority proposes to convert two of their existing sludge drying beds into a belt filter press building. The facility is located at Wolf Township, **Lycoming County**.

WQM Permit No. 1798401. Sewerage. **Con-Way Central Transportation Service Inc.**, 3240 Hillview Ave., Palo Alto, California 94304. Applicant has been granted permission to construct and maintain a small flow treatment facility to serve a truck terminal. Facility located at Bradford Township, **Clearfield County**.

WQM Permit No. 1496411-T2. Sewerage. **Jennifer A. Sinisi**, 770 Steele Hollow Road, Julian, PA 16844. Transfer of above permit has been completed. Facility located at Huston Township, **Centre County**.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS106606	United Salt Northeast LLC 4800 San Felipe Houston, TX 77056	Tioga County Tioga Twp.	Crooked Crk.

INDIVIDUAL PERMITS

(PAR)

The following parties have submitted Notices of Intent (NOIs) for Coverage under (1) General NPDES Permit(s) to discharge wastewater into the surface waters of this Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania. The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective general permit. The Department of Environmental Protection approves the following coverages under the specified General Permit.

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

NPDES Permit No. PA0097268. Sewerage, **Unison Health Care**, 8800 North Gainey Center Drive, Suite 245, Scottsdale, AZ 85258 is authorized to discharge from a facility located at Henry Clay Villa Nursing Home STP, Henry Clay Township, **Fayette County** to unnamed tributary of Hall Run.

Permit No. 0297412. Sewerage, **McCandless Township Sanitary Authority**, 9600 Perry Highway, Pittsburgh, PA 15237-5597. Construction of a sanitary relief sewer located in the Township of Marshall, **Allegheny County** to serve the Wexford Run Road.

Permit No. 5698404. Sewerage, **John C. Bishop**, R. D. 3, Box 17A, Hickory Hollow Rd., Somerset, PA 15501. Construction of a sewage treatment plant located in the Township of Somerset, **Somerset County** to serve the Bishop's Mobile Home Court No. 1.

Permit No. 6598402. Sewerage, **Numis Corporation, Hamill Manufacturing Company**, 500 Pleasant Valley Road, Trafford, PA 15085. Construction of a small flow sewage treatment facility located in the Township of Penn, **Westmoreland County** to serve the Hamill Manufacturing Company Sewage Treatment Plant.

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

WQM Permit No. 3798401. Sewerage. **Praxair Surface Technologies, Inc.**, 3225 Honeybee Lane, New Castle, PA 16105. This project is for the construction of a wastewater treatment plant including septic tanks, dosing tank, sand filtration, tablet chlorination, equalization tanks, dosing tank and spray irrigation field in Wilmington Township, **Lawrence County**.

INDIVIDUAL PERMITS

(PAS)

The following approvals from coverage under NPDES Individual Permit for Discharge of Stormwater from Construction Activities have been issued.

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

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

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

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

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

General Permit Type—PAG-2

Facility Location

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Lackawanna Co. Throop Boro., Olyphant Boro., Jessup Boro., Archbald Boro.	PAR10N064	Vincent A. Bonaddio P. G. Energy Inc. One PEI Center Wilkes-Barre, PA 18711	Lackawanna River	Lackawanna CD (717) 587-2607
Northampton Co. Williams Twp.	PAR10U084	Federal Development Co. of the Lehigh Valley 14 Paoli Court Paoli, PA 19301	Delaware River (U.N.T.)	Northampton CD (610) 746-1971
Northampton Co. Lehigh Twp.	PAR10U086	Bruce Lack 3730 Peach Drive Danielsville, PA 18038	Hokendauqua Crk.	Northampton CD (610) 746-1971
Northampton Co. City of Bethlehem	PAR10U090	PennDOT, Dist. 5-0 1713 Lehigh St. Allentown, PA 18013	Lehigh River (U.N.T.)	Northampton CD (610) 746-1971
Lehigh Co. Upper Saucon Twp.	PAR10Q104	Southern Lehigh Sch. Dist. Paula Fantaski 5775 Main St. Center Valley, PA 18034	Saucon Crk.	Lehigh CD (610) 391-9583
Spring Twp. Berks Co.	PAR-10-C209	Stephen Najarian President Estate Properties Inc. 825 Wyomissing Blvd., Suite 203 Wyomissing, PA 19610	Cacoosing Crk.	Berks County CD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Fermanagh Twp. Juniata Co.	PAR-10-3501-1	Juniata Business & Industry Inc. P. O. Box 70 Mifflintown, PA 17059	Schweyer Run	Juniata County CD R. R. 3, Box 302 (Smith Rd.) Mifflintown, PA 17059 (717) 436-17059
Fayette Twp. Juniata Co.	PAR-10-3502	Michael Dressler Marjorie Z. Graybill 5 East Industrial Dr. Mifflintown, PA 17059	Cocolamus Crk.	Juniata County CD R. R. 3, Box 302 (Smith Rd.) Mifflintown, PA 17059 (717) 436-17059

*Facility Location
County and
Municipality*

Permit No.

*Applicant Name
and Address*

*Receiving Stream
or Body of Water*

*Contact Office and
Telephone No.*

West Hempfield Twp.
Lancaster Co.

PAR-10-O-298

Regency V
1899 Lititz Pike
Lancaster, PA 17601

UNT Swarr Run

Lancaster County CD
1383 Arcadia Road,
Room 6
Lancaster, PA 17601
(717) 299-5361

General Permit Type—PAG 3

*Facility Location
County and
Municipality*

Permit No.

*Applicant Name
and Address*

*Receiving Stream
or Body of Water*

*Contact Office and
Telephone No.*

Carbon County
Borough of Lehighton

PAR202230

Blue Ridge Pressure
Castings, Inc.

Mahoning Crk.

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

Milesburg Boro.
Centre Co.

PAR144803

Sonoco Products
P. O. Box 258
Milesburg, PA 16853-0258

Bald Eagle Crk.

Northcentral
208 W. Third St.
Williamsport, PA 17701
(717) 327-3664

General Permit Type—PAG 4

*Facility Location
County and
Municipality*

Permit No.

*Applicant Name
and Address*

*Receiving Stream
or Body of Water*

*Contact Office and
Telephone No.*

Lebanon County
North Londonderry
Twp.

PAG043594

Dale and Kathleen Huffman
1195 Syner Road
Annville, PA 17003

UNT to
Quittapahilla Crk.

Southcentral Region
Water Management
909 Elmerton Ave.
Harrisburg, PA 17110
(717) 705-4707

Centre Co.
Huston Twp.

PAG044899

Jennifer A. Sinisi
770 Steel Hollow Rd.
Julian, PA 16844

Steel Hollow

Northcentral
208 W. Third St.
Williamsport, PA 17701
(717) 327-3664

Allegheny Co.
Indiana Twp.

PAG046149

Louis F. Beatty
135 Dennis Dr.
Glenshaw, PA 15116

Unnamed
Tributary of
Pine Creek

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

E. Mead Twp.
Crawford Co.

PAG048502

Pedro J. Figueroa
22368 W. Oil Creek Rd.
Meadville, PA 16335

Mill Run

DEP
Northwest Region
Water Management
230 Chestnut St.
Meadville, PA
16335-3481
(814) 332-6942

Fairview Twp.
Mercer Co.

PAG048488

Howard Brittner
1831 N. Vernon Rd.
Fredonia, PA 16124

Unnamed
Tributary
Little Shenango
River

DEP
Northwest Region
Water Management
230 Chestnut St.
Meadville, PA
16335-3481
(814) 332-6942

*General Permit Type—PAG-5**Facility Location*

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Schuylkill Co. Tremont Twp.	PAG052201	D & A Environmental Inc. 120 N. Abington Rd. Clarks Summit, PA 18411	Middle Crk.	Northeast Region (717) 826-2511
McKean Twp. Erie Co.	PAG058316	Erie Petroleum Inc. P. O. Box 6345 Erie, PA 16512	Unnamed Tributary to Elk Creek	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942

*General Permit Type 4—PAG 8**Facility Location*

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Snake Spring Twp. Bedford Co.	PAG-08-3516	Snake Spring Twp. WWTP 624 Pennknoll Rd. Everett, PA 15537		DEP SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707

*General Permit Type-4—PAG 9**Facility Location*

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Bethel Twp. Lancaster Co.	PAG-09-3514	Peterman Brothers Septic Ser. 8240 Lancaster Ave. Bethel, PA 19507		DEP SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Location: Conestoga Township, Lancaster County, P. O. Box 98, Conestoga, PA 17516.

The approved plan amendment modified new land development procedures in Township areas having elevated nitrate contamination in the groundwater. Specifically, it provides for the use of Component 1, new land development procedures in specific areas of the Township not demonstrating characteristics found in § 71.62 and provide for the use of de-nitrification technology for individual residential OLDS systems. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

SAFE DRINKING WATER

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

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

A. M. A. The Department issued an operating permit to Rolling Hills Manor Nursing Home (R. D. 1, Box 646, Millmont, PA 17845; Hartley Township, **Union County**) for operation of the rehabilitated Well No. 1.

A. 1492504. The Department issued an operating permit to State College Borough Water Authority (1201 West Branch Road, State College, PA 16801-7697, State College Borough, **Centre County**) to approve use of Wells 17, 18 and 19 (Gray's Wood Well Field or Well Field #2), disinfection and fluoridation facilities, tank #7 and associated transmission lines and electrical controls.

A. M. A. The Department issued an operation permit to State College Borough Water Authority (1201 West Branch Road, State College, PA 16801-7697, State College Borough, **Centre County**) to approve use of 580 feet of 48-inch transmission line for use as a detention volume at the Gray's Woods Well Field Facility.

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

Permit No. 6198502. Public water supply. **Sugarcreek Borough**, 212 Fox Street, Franklin, PA 16323 has been issued a permit for upgrading a previously unpermitted public water supply serving several commercial establishments along Rts. 8 and 62 (Allegheny Avenue) in Sugarcreek Borough, **Venango County**. *Type of Facility:* Community water supply. *Consulting Engineer:* Rolfe Porter, P. E., Northwest Engineering, Inc., R. D. 1, P. O. Box Q, Tidioute, PA 16451. Permit to construct issued May 12, 1998.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

The following final reports were submitted to the Department of Environmental Protection 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 require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* a notice of submission of any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the Act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

The Department has received the following final reports:

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

JLG Industries/Standard Register Plant, Bedford Township, **Bedford County**. Mountain Research, Inc., 825 25th Street, Altoona, PA 16601 has submitted a final report concerning remediation of site soils and groundwater contaminated with solvents. The report is intended to document remediation of the site to meet the Statewide health standard.

Financial Trust Regional Headquarters, Carlisle Borough, **Cumberland County**. TETHYS Consultants, Inc., 2933 North Front Street, Harrisburg, PA 17110, has submitted a final report concerning remediation of site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet the background standard.

AIR POLLUTION OPERATING PERMITS

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

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

OP-15-0011. Pierce & Stevens Corp. (Route 113 and Coldstream Road, Kimberton, PA 19442) issued March 27, 1998, for the operation of a Facility VOCs RACT in East Pikeland Township, **Chester County**.

OP-09-0040. Piccari Press, Inc. (315 A West Street Road, Warminster, PA 19874) issued April 29, 1998, for the operation of a Facility VOC/NOx RACT in Warminster Township, **Bucks County**.

OP-46-0036. Ford Electronics and Refrigeration Corp. (2750 Morris Road, Lansdale, PA 19446) issued April 30, 1998, for the operation of a Facility VOCs/NOx RACT in Worcester Township, **Montgomery County**.

OP-46-0072. Department of the Air Force (2164 McGuire Street, Willow Grove, PA 19090) issued May 1, 1998, for the operation of a Facility VOC/NOx RACT in Horsham Township, **Montgomery County**.

OP-09-0020. Naval Air Warfare Center Aircraft Div. (Street Road and Jacksonville Road, Warminster, PA 18974) issued May 1, 1998, for the operation of a Facility VOCs/NOx RACT in Warminster Township, **Bucks County**.

TVOP-09-00025. Delbar Products, Inc. (7th and Spruce Streets, Perkasie, PA 18944) issued May 1, 1998, for the operation of a Facility Title V Operating Permit in Perkasie Borough, **Bucks County**.

OP-46-0079. Naval Air Station Joint Reserve Base (Route 611, Horsham, PA 19044) issued May 4, 1998, for the operation of a Facility VOC/NOx RACT in Horsham Township, **Montgomery County**.

46-399-111A. McNeil Consumer Products Co. (7050 Camp Hill Road, Fort Washington, PA 19034) issued for the operation of a Glatt 15 Fluidized Bed Processor in Whitmarsh Township, **Montgomery County**.

OP-15-0004. Reynolds Metals Co. (520 Lincoln Avenue, Downingtown, PA 19335) issued May 8, 1998, for the operation of a Facility VOCs RACT in Downingtown Borough, **Chester County**.

OP-09-0028. Endura Products (45 North Fourth Street, Quakertown, PA 18951) issued May 13, 1998, for the operation of a Facility VOCs/NOx RACT in Quakertown Borough, **Bucks County**.

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

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

CP-46-0005. Merck & Company, Inc. (770 Summeytown Pike, West Point, PA 19486) issued April 21, 1998, for Facility VOCs/NOx RACT in Upper Gwynedd Township, **Montgomery County**.

23-301-099A. Foamex, L. P. (1500 East Second Street, Eddystone, PA 19013) revoked May 5, 1998, for an Incinerator in Eddystone Borough, **Delaware County**.

46-313-007. Hammond Lead Products, Inc. (10 S. Grosstown Road, Pottstown, PA 19464) issued May 11, 1998, for a Lead Oxide Plant in Pottstown Borough, **Montgomery County**.

OP-46-0052. Pottstown Memorial Medical Center (1600 East High Street, Pottstown, PA 19464) issued May 12, 1998, for Facility VOC/NOx RACT in Pottstown Borough, **Montgomery County**.

23-301-085D. Taylor Hospital (175 East Chester Pike, Ridley Park, PA 19078) revoked May 7, 1998, for an Hospital Waste Incinerator in Ridley Park Borough, **Delaware County**.

PLAN APPROVALS

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

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

PA-46-0005E. Merck & Company, Inc. (770 Sumneytown Pike, West Point, PA 19486) issued April 20, 1998, for the operation of a Waste Heat Incinerator in Upper Gwynedd Township, **Montgomery County**.

PA-23-0006B. Foamex LP (1500 E. Second Street, Eddystone, PA 19022) issued April 29, 1998, for the operation of a Felt Press (E5) in Eddystone Borough, **Delaware County**.

23-313-003C. Esschem, Inc. (4000 Columbia Avenue, Linwood, PA 19061) issued April 29, 1998, for the operation of a Methacrylate Based Polymer Process in Lower Chichester Township, **Delaware County**.

46-313-146. Penn Color, Inc. (2755 Bergey Road, Hatfield, PA 19440) issued May 7, 1998, for the operation of a Base Pigment Dispersion Facility in Hatfield Township, **Montgomery County**.

09-313-074B. Solkatronic Chemicals, Inc. (351 Philadelphia Ave., Morrisville, PA 19067) issued May 7, 1998, for the operation of a Specialty Gas Plant in Falls Township, **Bucks County**.

PA-46-0018. Brown Printing Company (668 Gravel Pike, East Greenville, PA 18041) issued May 11, 1998, for the operation of a Web Offset/Heat Set Printing Press in Upper Hanover Township, **Montgomery County**.

PA-46-0142. Fluid Energy Processing & Equipment Co. (2629 Penn Avenue, Hatfield, PA 19440) issued May 11, 1998, for the operation of a 8" Jet-O-Dryer Flash Drying System in Hatfield Township, **Montgomery County**.

PA-46-0069. Highway Materials, Inc. (500 Stenton Avenue, Plymouth Meeting, PA 19462) issued May 11, 1998, for the operation of a Portable Crushing Plant in Whitmarsh Township, **Montgomery County**.

PA-46-0011. Lukens Steel Company (Conshohocken Road, Conshohocken, PA 19428) issued May 11, 1998, for the operation of a Scale From Plate Leveling in Plymouth Township, **Montgomery County**.

PA-09-0052. Giles & Ransome, Inc. (200 Rittenhouse Circle South, Bristol, PA 19007) issued May 13, 1998, for the operation of a Spray Paint Booth in Bristol Township, **Bucks County**.

PA-09-0024A. Waste Management of PA, Inc. (200 Bordertown Road, Tullytown, PA 19007) issued May 13, 1998, for the operation of a Permitted Landfill in Tullytown Borough, **Bucks County**.

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

05-399-005E. Bedford Reinforces Plastics, Inc. (R. D. 2, Box 225, Bedford, PA 15522) issued May 14,

1998, for the modification of the fiberglass pultrusion operations in East St. Clair Township, **Bedford County**.

06-1003C. Lucent Technologies, Inc. (P. O. Box 13396, Reading, PA 19612-3396) issued May 8, 1998, for the construction of a two silicon etcher systems controlled by an oxidizer at their Reading Plant in Muhlenberg Township, **Berks County**.

07-310-024A. Penn Mag, Inc. (R. D. 1, Box 22, Adrian, PA 16210) issued May 14, 1998, for the modification of the iron chromite crushing and classifying operation controlled by fabric filters at their Plant #2 in Greenfield Township, **Blair County**.

67-318-122. Pennsylvania Heirlooms (100-110 Carlisle Avenue, York, PA 17404) issued May 14, 1998, for the construction of the wood furniture surface coating operation consisting of a stain booth, sealer booth, touchup booth and lacquer booth in York City, **York County**.

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

PA-04-445A. VEKA, Inc. (100 Veka Drive, Fombell, PA 16123) issued May 15, 1998, for the construction of PVC lineals facility in Marion Township, **Beaver County**.

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

PA-25-069A. Englehard Corporation (1729 East Avenue, Erie, PA 16503) issued May 8, 1998, for the construction of a blender in Erie, **Erie County**.

PA-61-187A. OMG Americas (671 Colbert Avenue, Franklin, PA 16301) issued May 11, 1998, for the construction of powder coat system in Oil City, **Venango County**.

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

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

09-302-065A: Rohm and Haas Co. (Rte. 413 and Old Route 13, Bristol, PA 19007) issued May 7, 1998, for the operation of two Boilers/to amend waste in Bristol Township, **Bucks County**.

09-313-093: Cleveland Steel Container Corp. (350 Mill Street, Quakertown, PA 18951) issued for the operation of two Web Offset Presses in Quakertown Borough, **Bucks County**.

46-318-048: Naval Air Station Joint Reserve Base (Naval Air Station, Route 611, Willow Grove, PA 19090) issued May 13, 1998, for the operation of a Paint Spray Booth in Horsham Township, **Montgomery County**.

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

07-313-007A: Appleton Papers, Inc. (100 Paper Mill Road, Roaring Spring, PA 16673) issued April 22, 1998, to authorize temporary operation of the bleach plant operations controlled by a packed-column wet scrubber covered by this Plan Approval until August 19, 1998, in Roaring Spring Borough, **Blair County**.

28-318-012D: Department of the Army (Letterkenny Army Depot, SDSLE-EN, Chambersburg, PA 17201-4150)

issued March 26, 1998, to authorize temporary operation of the chrome plating tank controlled by a fume scrubber covered by this Plan Approval until July 24, 1998, at their Building 1—North in Greene Township, **Franklin County**. This source is subject to 40 CFR 63, Subpart N, National Emission Standards for Hazardous Air Pollutants.

36-02027A: R. R. Donnelley & Sons Co. (216 Greenfield Road, Lancaster, PA 17601) issued May 11, 1998, to authorize temporary operation of the rotogravure press area controlled by a carbon adsorption solvent recovery system covered by this Plan Approval until September 7, 1998, at their Lancaster East Plant in Lancaster City, **Lancaster County**.

36-308-027I. C & D Charter Power Systems, Inc. (82 East Main Street, Leola, PA 17540) issued May 1, 1998, to authorize temporary operation of the paste mixing facility covered by this Plan Approval until August 29, 1998, in Upper Leacock Township, **Lancaster County**. This source is subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Administrative amendment of operating permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations for an operating permit to comply with 25 Pa. Code § 127.450 for reasonable available control technology.

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

OP-46-0031. SmithKline Beecham Research Co. (1250 S. Collegeville Road, Collegeville, PA 19426) revised May 1, 1998, for Facility NOx RACT in Upper Providence Township, **Montgomery County**.

OP-23-0006A. Foamex International, Inc. (1500 East Second Street, Eddystone, PA 19022) revised May 5, 1998, for Facility VOC/NOx RACT in Eddystone Borough, **Delaware County**.

OP-46-0075. American Bank Note Co. (680 Blair Mill Road, Horsham, PA 19044) SIP OPP conditions revised May 7, 1998, for Facility VOC/NOx RACT in Horsham Township, **Montgomery County**.

OP-15-0017. Transcontinental Gas Pipeline Corp. (Station 200 60 Bacton Hill Rd., Frazer, PA 19355) issued May 7, 1998, for Facility VOCs/NOx RACT in East Whiteland Township, **Chester County**.

OP-09-0027. Fres-Co System USA, Inc. (3005 State Road, Telford, PA 18969) issued May 8, 1998, for Facility VOC/NOx RACT in West Rockhill Township, **Bucks County**.

OP-46-0068. Centennial Printing Corp. (875 First Avenue, King of Prussia, PA 19406) issued May 11, 1998, for Facility VOC RACT in Upper Merion Township, **Montgomery County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and

Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Coal Applications Issued

56813019. Permit Renewal, Scurfield Coal, Inc. (228 Main Street, Berlin, PA 15530), commencement, operation and restoration of bituminous strip mine, reclamation, only in Paint Township, Windber Borough, **Somerset County**, affecting 56.3 acres, receiving stream unnamed tributaries to Seese Run; tributaries to Paint Creek; and to Paint Creek, application received May 12, 1998. Issued May 12, 1998.

11830103. Permit Renewal, Laurel Land Development, Inc. (P. O. Box 629, Carrolltown, PA 15722), commencement, operation and restoration of bituminous strip mine, reclamation only in West Carroll Township, **Cambria County**, affecting 46.0 acres, receiving stream unnamed tributary to West Branch of Susquehanna River, application received May 8, 1998. Issued May 12, 1998.

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

Coal Permits Issued

65890108R. V.P. Smith Co., Inc. (P. O. Box 242, Ligonier, PA 15658). Renewal permit issued for continued reclamation of a bituminous surface mine located in Ligonier Township, **Westmoreland County**, affecting 71.5 acres. Receiving streams unnamed tributary to Hannas Run to Hannas Run to Loyalhanna Creek to the Conemaugh River. Renewal application received March 6, 1998. Renewal permit issued April 28, 1998.

02773005T. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Transfer issued from Pangersis Coal Company to Amerikohl Mining, Inc. of an existing bituminous surface mine located in North Fayette Township, **Allegheny County**, affecting 104.0 acres. Receiving streams unnamed tributary to North Branch of Robinson Run to Chartiers Creek to the Ohio River. Transfer application received March 2, 1998. Transfer permit issued May 1, 1998.

04880103R. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal permit issued for continued reclamation of a bituminous surface mine located in South Beaver Township, **Beaver County**, affecting 194.2 acres. Receiving streams unnamed tributaries to Brush Run. Renewal application received March 26, 1998. Renewal permit issued May 7, 1998.

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

Coal Permits Issued

35920101R. Maco Associates, Inc. (400 Mill Street, Dunmore, PA 18512), renewal of an existing anthracite surface mine operation in Fall Township, **Lackawanna**

County, affecting 1700.0 acres, receiving stream Wilson Creek. Renewal issued May 13, 1998.

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

Industrial Minerals NPDES Permit Renewal Applications Issued

29940301. H. B. Mellott Estate, Inc. (Route 1, Box 25, Warfordsburg, PA 17267), renewal of NPDES Permit No. PA0607908, Bethel and Thompson Townships, **Fulton County**, receiving streams Little Tonoloway Creek. NPDES renewal application received March 25, 1998. Issued May 12, 1998.

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

Noncoal Permits Issued

3174SM10(T). Pennsylvania Power Co. (One East Washington Street, P. O. Box 891, New Castle, PA 16103). Transfer from Standard LaFarge to Pennsylvania Power Co. issued on an existing large noncoal (sand and gravel) mine located in Greene Township, **Beaver County**, affecting 77.6 acres. Receiving streams Mill Creek to the Ohio River. Transfer application received July 25, 1997. Transfer permit issued May 5, 1998.

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

Noncoal Permits Issued

7974SM3C4. New Hope Crushed Stone & Lime Co., (P. O. Box 248, New Hope, PA 18938), renewal and correction of NPDES Permit No. PA0595853 in Solebury Township, **Bucks County**, receiving stream Primrose Creek. Renewal/Correction issued May 11, 1998.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

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

Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), (*Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.*)

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

E15-543A. Encroachment. Whitford Corporation, P. O. Box 2347, West Chester, PA 19380. To construct and maintain a 6-inch PVC sanitary sewer line crossing a de minimis amount of wetlands (PFO) and 10 L. F. of an unnamed tributary to Valley Creek (EV) located approximately 2,000 feet southeast of the intersection of U. S. Route 30 and S. R. 352 (Malvern, PA Quadrangle N: 6.5 inches; W: 7.5 inches) in East Whiteland Township, **Chester County**.

E46-798. Encroachment. PA Department of Transportation, 200 Radnor-Chester Road, St. Davids, PA 19087-5178. To remove an existing deteriorated single-span reinforced concrete slab bridge and to install and maintain a 47-foot long twin-cell precast concrete box culvert. Each cell will have a 12-foot span and an underclearance of 9 feet. The culvert invert will be depressed one foot and a one foot weir will be placed in the south cell. This stream crossing is located along Schoolhouse Run (TSF) at a point near the intersection of Gravel Pike (S. R. 0029, Section M02) and Schoolhouse Road (Collegeville, PA Quadrangle N: 15.9 inches; W: 10.9 inches) in Perkiomen Township, **Montgomery County**.

Southcentral Region: Section Chief, Department of Environmental Protection, Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, (717) 657-4590.

E01-186. Encroachment. New Oxford Municipal Authority, Earl Mummert, 409 Water Works Road, New Oxford, PA 17350. To relocate 540 feet of stream channel of an unnamed tributary to South Branch Conewago Creek by means of constructing and maintaining a 48-inch diameter by 698-foot long reinforced concrete pipe (RCP) enclosure in order to construct additional facilities at the existing waste water treatment plant located about 3,000 feet northwest of New Oxford Borough (McSherrystown, PA Quadrangle N: 21.0 inches; W: 9.3 inches) in Oxford Township, **Adams County**. This permit also includes 401 Water Quality Certification.

E05-256. Encroachment. Bedford County Development Association, Bette Slayton, 203 S. Juliana Street, Bedford, PA 15522. To construct and maintain a corrugated structural plate, arch pipe, 189-foot long stream enclosure having a span of 15.83 feet and a rise of 9.83 feet in Brush Run and to place fill in 0.16 acre of associated wetlands for a public access road into Bedford County Business Park located about 200 feet east of old US Route 220 about 2.4 miles north of PA Turnpike Interchange 11 (Bedford, PA Quadrangle N: 14.88 inches; W: 2.95 inches) in Bedford Township, **Bedford County**. The permittee is required to provide a minimum of 0.40 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

E06-503. Encroachment. **Kutztown Borough**, Keith Hill, 45 Railroad Street, Kutztown, PA 19530. To construct settling tanks at the Kutztown Borough Sewage Treatment Plant in the floodplain of Sacony Creek at a point approximately 400 feet downstream of Route 222 (Kutztown, PA Quadrangle N: 5.0 inches; W: 4.65 inches) in Maxatawny Township, **Berks County**. This permit was issued under § 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E44-090. Encroachment. **PA Department of Transportation**, Engineering District 2-0, Kim Bartoo, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830. To remove an existing bridge and to construct and maintain a single cell reinforced concrete box culvert having a span of 7.11 meters and a rise of 2.370 meters in Little Kishacoquillas Creek located on SR 0655, Section A01, Segment 150, Offset 297 in the center of Belleville (Belleville, PA Quadrangle N: 14.1 inches; W: 19.1 inches) in Union Township, **Mifflin County**. This permit also includes 401 Water Quality Certification.

PERMITS ISSUED AND ACTIONS ON 401 CERTIFICATIONS

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

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

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

E02-1010. Encroachment. **The Lane Construction Company**, 965 East Main Street, Meriden, CT 06450-6006. To reissue and amend Permit No. E02-1010 to construct and maintain a 800 foot long barge docking facility consisting of embedded barges and maintain fill in 0.29 acres of wetlands (PFO) in and along the right bank of the Allegheny River (WWF), to perform slope restoration along the right bank of Riddle Run (WWF) from its confluence with the Allegheny River, upstream approximately 300 feet for the purpose of unloading gravel. The project is located near River Mile 17.0 New Kensington West, PA Quadrangle N: 7.0 inches; W: 3.0 inches) in Springdale Borough, **Allegheny County**. Permittee has fulfilled wetland replacement requirements by contributing to the Wetland Replacement Project.

E02-1216. Encroachment. **Foltz Development Corporation**, P. O. Box 401, Bridgeville, PA 15017. To place and maintain fill in approximately 0.08 acre of wetlands adjacent to an unnamed tributary to Chartiers Creek for the purpose of constructing the Ridgewood Condominium development. The project is located at the intersection of Boyce Road and Hunting Ridge Trail (Bridgeville, PA Quadrangle N: 14.1 inches; W: 17.4 inches) in South Fayette Township, **Allegheny County**. The permittee has met their wetland replacement obligation by contributing to the Wetland Replacement Project.

E02-1223. Encroachment. **Chatfield Properties, LP**, South Pittsburgh Technology Park, 3117 Washington Pike, Bridgeville, PA 15017-1496. To construct and main-

tain a 118 feet long by 11 feet high concrete gabion wall along the right bank of Coal Run (WWF). The project is located on the south side of Bursca Drive near its intersection with Washington Pike Road (S. R. 0519) Bridgeville, PA Quadrangle N: 17.8 inches; W: 15.6 inches) in South Fayette Township, **Allegheny County**. This permit was issued under § 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E65-688. Encroachment. **Hempfield Township Supervisors**, R. R. 6, Box 500, Woodward Drive, Greensburg, PA 15601-9310. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 16.0 feet and an underclearance of 6.3 feet across an unnamed tributary to Jacks Run for the purpose of improving transportation safety and roadway standards. The project is located on Bothwell Road (Greensburg, PA Quadrangle N: 13.7 inches; W: 3.7 inches) in Hempfield Township, **Westmoreland County**. This permit was issued under § 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E65-689. Encroachment. **Hempfield Township Supervisors**, R. R. 6, Box 500, Woodward Drive, Greensburg, PA 15601-9310. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 12.0 feet and an underclearance of 5.5 feet across an unnamed tributary to Brush Creek for the purpose of improving transportation safety and roadway standards. The project is located on Old Route 66, approximately 0.25 mile north of its intersection with Route 66 (Greensburg, PA Quadrangle N: 17.0 inches; W: 8.5 inches) in Hempfield Township, **Westmoreland County**. This permit was issued under § 105.13(e) "small projects." This permit also includes 401 water Quality Certification.

WATER QUALITY CERTIFICATION

Final actions under Section 401 of the Federal Water Pollution Control Act.

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

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

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

The Port of Philadelphia & Camden, Inc., 3460 N. Delaware Avenue—Room 207, Philadelphia, PA 19134. The project involves the discharge of supernatant from

the Ft. Mifflin Dredge Disposal Basin. The supernatant will be generated through the disposal of approximately 20,000 cubic yards of sediment dredged from the Delaware River at Pier 2 of the Philadelphia Naval Shipyard. Certification granted.

SPECIAL NOTICES

Public Hearing Notice

102/NPDES/Stormwater Construction Activities

The Department of Environmental Protection (Department) Water Management Program will be holding a fact finding hearing on the following Stormwater NPDES permit application: David P. Spencer, Spencer Subdivision, PAS10-G319.

The hearing is scheduled for June 30, 1998 at 1:30 p.m. at Chester County Conservation District Office, Government Services Center, Conference Room 380, 610 Westtown Road, West Chester, PA 19382-4519, **Chester County**. The hearing is being held to solicit pertinent comments on this application. The application is for stormwater construction activities, with a discharge to the White Clay Creek Watershed. A copy of this application is available for review in the Southeast Regional Office's Record Management Section. Telephone number (610) 832-6268. Those interested in reviewing the application should call to schedule a date to review the file. The project sponsor is: David P. Spencer, 2745 Umatilla Street, Denver, CO 80211.

Comments received will be considered by DEP in completing its review and prior to taking final action concerning the application. The hearing will not be a question and answer session.

Anyone intending to make a presentation at the hearing should submit written notice to the Regional Manager, Water Management Program at the above address. The notice should include your name, address and phone number, whether you are opposed or in favor of the project and a brief statement about your presentation. Comments should be kept brief and, depending on the number of speakers, may be limited to 10 minutes per speaker. Where groups are represented, a spokesperson is requested to present the group's concerns. Anyone wishing to present written material directly to the Department may do so within 30 days following the hearing.

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodations to participate in the proceedings, please contact Sharon Moore, at (610) 832-6073. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

[Pa.B. Doc. No. 98-858. Filed for public inspection May 29, 1998, 9:00 a.m.]

Availability of Technical Guidance

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

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

Ordering Paper Copies of DEP Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Notice of Intent to Develop Technical Guidance

Title: Policy for Sampling and Determination of Compliance with Low RVP Gasoline Requirements in the Pittsburgh-Beaver Valley Ozone Non-attainment Area Description: Clarifies the procedures the Department uses to implement provisions of Chapter 126, Subchapter C in the Pittsburgh-Beaver Valley Area from May 1 to September 15. Anticipated Effective Date: June 30, 1998 Anticipated Draft Development Date: May 1, 1998 Contact: Scott Kepner at (717) 772-2330.

Title: DEP Mediation Confidentiality Description: DEP's policy to honor the necessity of its trained mediators to maintain confidentiality throughout the mediation process. Anticipated Effective Date: July 17, 1998 Anticipated Draft Development Date: Jun 12, 1998 Contact: Karen Mitchell: (717) 783-5787.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-859. Filed for public inspection May 29, 1998, 9:00 a.m.]

Low-Level Waste Advisory Committee

The date for the next meeting of the Department of Environmental Protection's Low-Level Waste Advisory Committee (LLWAC) is June 11, 1998. The meeting will begin at 9 a.m., and end at 4 p.m. at the Rachel Carson State Office Building, Room 105.

Questions concerning the meeting should be addressed to Rich Janati at 1 (800) 232-2786 or e-mail at janati.rich@al.dep.state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marianne Hansen directly at (717) 787-2480 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-860. Filed for public inspection May 29, 1998, 9:00 a.m.]

Pennsylvania Wetland Replacement Project

The Department of Environmental Protection has presented the following wetland restoration projects to the Environmental Review Committee for review and concurrence. Authorization for these projects has been received and construction is anticipated during June, July and August of 1998. These wetland restoration projects are funded by the Pennsylvania Wetland Replacement Project, a jointly managed fund between the Department of Environmental Protection and the National Fish and Wildlife Foundation. Further information on the Pennsylvania Wetland Replacement Project may be obtained by contacting Kelly Heffer, Department of Environmental Protection, Division of Waterways, Wetlands and Erosion Control, P. O. Box 8775, Harrisburg, PA 17105-8775 or telephone (717) 787-6827.

Project No. S11B31-002—The objectives of the Hemlock Council of Girl Scouts' Golden Pond wetland restoration project are to provide environmental education opportunities for the Girl Scout Camp and to provide aquatic habitat. This one acre wetland restoration in Subbasin 11, (the Upper Juanita River watershed), is an integral part of a Conservation Reserve Program plan. The restoration will include blocking an existing field drain that was originally installed to divert water off the site, and the construction of a small berm to retain water. The project is located in West Township, Huntingdon County. (Franklinville, PA Quadrangle, N: 1.1 inches, W: 0.4 inch)

Project No. D02E09-001—Sponsored by the Bucks County Audubon Society, the primary objective of the 1 acre Honey Hollow wetland restoration in Subbasin 2, the Central Delaware River watershed, is to provide environmental education opportunities about wetlands at a well established environmental education center. The center has a pond and a creek, but presently no wetland. The project will be designed to have areas of saturated soil to areas of 3-8" of standing water. After the site is constructed, the Center, in cooperation with the County Conservation District and the Department will design a planting scheme and the site will be planted by students. The project is located in Solebury Township, Bucks County. (Buckingham, PA Quadrangle, N: 22.0 inches, W: 1.9 inches)

Project No. O20C10-001—The objectives of the 3.9 acre wetland restoration sponsored by Ron Layton in Subbasin 20, the Ohio River watershed, are to provide wildlife habitat and improve water quality in the Conoquenessing Creek by intercepting, filtering, and cleansing runoff from adjacent cultivated areas. The project is located on the Layton farm in West Township, Butler County. (Evans City, PA Quadrangle, N: 9.4 inches, W: 7.0 inches)

Project No. O16A25-001—The primary objective of the wetland restoration sponsored by Jack Pfadt is to restore 2.9 acres of prior converted cropland in Subbasin 16, the Upper Allegheny River watershed. The wetland will provide habitat for waterfowl and act as a buffer to the West Branch French Creek by trapping nutrients and sediment thereby improving water quality. The project is located on the Pfadt farm in Venango Township, Erie County. (Wattsburg, PA Quadrangle, N: 8.4 inches, W: 4.0 inches)

Project No. 16C53-001—The objective of the restoration of 5 acres of riparian floodplain depression sponsored by John Wiley farm in Subbasin 16, the Upper Allegheny River watershed, is to improve water quality in the Oswayo Creek by trapping nutrients and sediment. Addi-

tionally the wetland will help detain flows in small summer storms, and provide critical aquatic habitat in a predominately agricultural area. The project is located on the Wiley farm in Sharon Township, Potter County. (Shinglehouse, PA Quadrangle, N: 11.3 inches, W: 4.0 inches)

For further information contact: Department of Environmental Protection, Bureau of Water Quality Protection, Division of Waterways Wetlands and Erosion Control, 400 Market Street, 10th Floor, P. O. Box 8775, Harrisburg, PA 17105-8775, (717) 787-6827.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-861. Filed for public inspection May 29, 1998, 9:00 a.m.]

Proposed Monitoring Plan Revisions; Notice of Availability

The Department of Environmental Protection, Bureau of Air Quality, is proposing to revise its ambient air pollution monitoring system and is seeking comments on this proposal.

The Environmental Protection Agency (EPA) has established new standards for fine particles (under 2.5 microns in size). States will need to measure the amount of fine particles to which their citizens are exposed. The Department of Environmental Protection (Department) is proposing to install new PM_{2.5} monitors to fulfill this need. The Department has also taken this opportunity to review the Commonwealth's entire air quality monitoring program in order to propose necessary changes that will make the program more effective. The current monitoring program exceeds minimum EPA requirements, consistently measures levels for many pollutants well below Federal health based standards, and measures for total suspended particulate (TSP) for which a Federal standard no longer exists. The Department is proposing to restructure the program to measure the pollutants most likely to violate the National Ambient Air Quality Standards (NAAQS).

The proposal is available on the Department web site at <http://www.dep.state.pa.us> (choose Information by Subject/Air Quality/Pennsylvania's Clean Air Plans). To obtain a hard copy, call Vickie Walters at (717) 787-4310. Persons interested in submitting written comments should send the comments to J. Wick Havens, Chief, Division of Air Resource Management, P. O. Box 8468, Harrisburg, PA 17105-8468 by the close of business, June 1, 1998. Comments may also be submitted electronically to J. Wick Havens at havens.wick@al.dep.state.pa.us.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-862. Filed for public inspection May 29, 1998, 9:00 a.m.]

Suspension of Implementation of a Certain Provision of the Coal Refuse Disposal Control Act

On April 22, 1998, the Office of Surface Mining Reclamation and Enforcement (OSM), Department of Interior published in the *Federal Register* its findings regarding a program amendment to Pennsylvania's permanent mining regulatory program submitted by the Pennsylvania De-

partment of Environmental Protection. By the act of December 7, 1994 (P.L. 792, No. 114), the General Assembly amended Pennsylvania's Coal Refuse Disposal Control Act (CRDCA). These amendments were submitted to OSM for approval as an amendment to Pennsylvania's permanent regulatory program for coal mining.

The CRDCA prohibits the disposal of coal refuse within 100 feet of the bank of a stream. However, it authorizes the Department to grant a variance to allow disposal of coal refuse within this buffer zone if the operator demonstrates to the Department that there will be "no significant adverse hydrologic or water quality impacts."

In approving the program amendment, the Secretary of the United States Department of the Interior found that the word "significant" in section 6.1(h)(5) of the CRDCA, as it pertains to granting of variances to the 100-foot stream buffer zone, was inconsistent with Federal law.

Section 15.1 of the Coal Refuse Disposal Control Act provides, in pertinent part:

"In order to maintain primary jurisdiction over surface coal mining in Pennsylvania, the department shall suspend implementation of any provision of this act found to be inconsistent with Federal law by the Secretary of the United States Department of the Interior under section 505 of the Surface Mining Control and Reclamation Act of 1977 (Public Law 95-87, 30 U.S.C. § 1201 et seq.) or the Administrator of the Environmental Protection Agency under section 402 of the Federal Water Pollution Control Act (62 Stat. 1155, 33 U.S.C. § 1251 et seq.)."

52 P. S. § 30.65a.

Consequently, on May 19, 1998, and in accordance with section 15.1 of the Coal Refuse Disposal Control Act (52 P. S. § 30.65a), the Department suspended implementation of the word "significant" found in section 6.1(h)(5) of the Coal Refuse Disposal Control Act.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-863. Filed for public inspection May 29, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Cigarette Tax

Under section 227-A of the Fiscal Code (72 P. S. § 227-A) (relating to administration powers and duties), the Department of Revenue (Department) announces the lowest cost of the stamping agent, wholesaler and retailer, respectively, effective upon publication of this notice, as follows:

	<i>Premium Brands</i>	<i>Generic Brands</i>
<i>(a.k.a. Kings & Regulars)</i>		
Cost of the Stamping Agent (for sales to wholesalers)	\$17.44	\$14.74
Cost of the Wholesaler (for sales to retailers)	\$18.14	\$15.33
Cost of the Retailer (for sales to retail customers)	\$19.23	\$16.25

The Department considers these costs as presumptive minimum costs. Cigarette stamping agents, wholesalers and retailers are prohibited from selling cigarettes at a price lower than their respective presumptive minimum costs. These costs are listed on a per carton basis, ten packs of cigarettes per carton, 20 cigarettes per pack. To determine the presumptive minimum price per pack of cigarettes, one should divide the costs listed above by ten and round to the nearest hundredth of a percent. For example, the presumptive minimum price of a pack of cigarettes sold by a retailer to a consumer is \$1.93 for premium brands (\$19.23/10), \$1.63 for generic brands (\$16.25/10).

Cigarette dealers who either sell cigarettes under a different packaging setup (that is, eight packs per carton) or sell cigarettes that do not qualify as premium or generic brands (that is, subgeneric, foreign or specialty cigarettes) as described above are prohibited from selling cigarettes at a price lower than the cost of the stamping agent, cost of the wholesaler or cost of the retailer, respectively, as further defined and explained in 61 Pa. Code Part I, Subpart B, Article III (relating to cigarette and beverage taxes).

Cigarette dealers wishing to prove a cost different from the Department's presumptive costs stated above must follow the procedures listed in 61 Pa. Code Chapter 76 (relating to unfair sales of cigarettes).

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-864. Filed for public inspection May 29, 1998, 9:00 a.m.]

Pennsylvania Harley-Davidson Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314), and the provisions of 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 Harley-Davidson.

2. *Price:* The price of a Pennsylvania Harley-Davidson instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Harley-Davidson instant lottery game ticket will contain one play area featuring one "Winning Numbers" area and one "Your Numbers" area. The play symbols and their captions located in the "Winning Numbers" area and "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SNTN), 18 (EGTN), 19 (NINTN) and 20 (TWTY).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$4.⁰⁰ (FOUR DOL), \$6.⁰⁰ (SIX DOL), \$8.⁰⁰ (EIGHT DOL), \$16\$ (SXTN DOL), \$24\$ (TWY FOUR), \$40\$ (FORTY), \$80\$ (EIGHTY), \$400 (FOUR HUN), \$12,000 (TWLV THO) and a Motorcycle Symbol (MTRCYCL).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$6, \$8, \$16, \$24, \$40, \$80, \$400, \$12,000 and a

Harley-Davidson Sportster 1200 Custom Motorcycle. The player can win up to eight times on a ticket.

6. *Second Chance Drawing:* The Pennsylvania Lottery will conduct a Second Chance drawing for nonwinning Pennsylvania Harley-Davidson instant lottery tickets as provided for in paragraph 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 6 million tickets will be printed for the Pennsylvania Harley-Davidson instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of a Motorcycle Symbol (MTRCYCL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of a Harley-Davidson Sportster 1200 Custom Motorcycle.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$12,000 (TWLV THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$12,000.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$400 (FOUR HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$80\$ (EIGHTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$80.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$40\$ (FORTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning

Numbers" plays symbols and a prize play symbol of \$24\$ (TWY FOUR) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$24.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$16\$ (SXTN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$16.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$8⁰⁰ (EIGHT DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$6⁰⁰ (SIX DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$4⁰⁰ (FOUR DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$2⁰⁰ (TWO DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" plays symbols and a prize play symbol of \$1⁰⁰ (ONE DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1.

9. *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:

Match The Winning Number To Any Of Your Numbers, With Prize(s) Of:

	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 6 Million Tickets</i>
\$1+ \$1	\$2	1:10	600,000
\$2	\$2	1:18.75	320,000
\$1 x 4	\$4	1:41.67	144,000
\$1 x 2 + \$2	\$4	1:44.12	136,000
\$2 x 2	\$4	1:53.57	112,000
\$4	\$4	1:68.18	88,000
\$1 x 8	\$8	1:375	16,000
\$1 x 4 + \$4	\$8	1:750	8,000
\$4 x 2	\$8	1:750	8,000
\$8	\$8	1:750	8,000
\$2 x 8	\$16	1:375	16,000
\$2 x 4 + \$4 x 2	\$16	1:750	8,000
\$1 x 4 + \$4 + \$8	\$16	1:750	8,000
\$16	\$16	1:750	8,000
\$2 x 6 + \$4 + \$8	\$24	1:750	8,000
\$4 x 2 + \$16	\$24	1:750	8,000
\$8 + \$16	\$24	1:750	8,000

*Match The Winning Number
To Any Of Your Numbers,
With Prize(s) Of:*

<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 6 Million Tickets</i>
\$2 x 6 + \$6 x 2	1:750	8,000
\$24	1:750	8,000
\$4 x 6 + \$8 x 2	1:2,400	2,500
\$8 x 3 + \$16	1:2,400	2,500
\$8 x 5	1:3,000	2,000
\$8 + \$16 x 2	1:3,000	2,000
\$16 + \$24	1:3,000	2,000
\$40	1:12,000	500
\$8 x 6 + \$16 x 2	1:4,800	1,250
\$40 x 2	1:10,000	600
\$16 + \$24 + \$40	1:12,000	500
\$8 x 3 + \$16 + \$40	1:12,000	500
\$80	1:30,000	200
\$80 x 5	1:60,000	100
\$400	1:60,000	100
\$12,000	1:1,000,000	6
Motorcycle Symbol	1:1,000,000	6

*Motorcycle is valued at \$14,000. No cash equivalent for motorcycle prize.

10. *Second Chance drawing procedures:*

(a) To be eligible for the Second Chance drawing, a player must mail exactly three nonwinning Pennsylvania Harley-Davidson instant lottery tickets in a preaddressed envelope available at participating retailers or in an envelope no larger than 4 1/8 by 9 1/2 inches addressed to Pennsylvania Lottery, Harley-Davidson Second Chance Drawing, Post Office Box 999, Middletown, PA 17057-0999.

(b) Envelopes containing less than or more than three nonwinning Pennsylvania Harley-Davidson instant lottery tickets shall be disqualified.

(c) Nonwinning Pennsylvania Harley-Davidson instant lottery tickets received in an envelope larger than 4 1/8 by 9 1/2 inches shall be disqualified.

(d) The back of each nonwinning Pennsylvania Harley-Davidson instant lottery ticket entered in the Second Chance drawing must be completed in a legible manner, including the player's name, street address, city, state, zip code and signature. Incomplete tickets shall be disqualified.

(e) Winning lottery tickets submitted for entry in a Harley-Davidson Second Chance Drawing envelope or to the Harley-Davidson Second Chance Drawing address will not be paid or honored. Winning lottery tickets shall be submitted for payment in accordance with the game regulations for that game.

(f) Nonwinning Pennsylvania Harley-Davidson instant lottery tickets must be received by Lottery Headquarters no later than October 19, 1998.

(g) The Second Chance Drawing will be held at Lottery Headquarters on Friday, October 23, 1998, or on a date to be determined by the Secretary. The Second Chance Drawing will consist of randomly selecting envelopes from each mail container received by the Lottery prior to the date of the Second Chance Drawing. There will be 11,012 Second Chance Drawing winners. The odds of winning depend upon the number of entries received. Winners will be notified by mail.

11. *Number and Description of Prizes for Second Chance Drawing:* The following table sets forth the

number of winners and description of prizes for the Second Chance drawing:

<i>Description of Prizes</i>	<i>Number of Winners</i>
Harley-Davidson Sportster 1200 Custom Motorcycle	2
Gift Certificate—\$400 Value	10
Harley-Davidson Stadium Blanket	500
Harley-Davidson Telephone	1,000
Harley-Davidson Umbrella	2,000
Harley-Davidson Baseball Cap	2,500
Harley-Davidson Play Cards Set	5,000

12. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Harley-Davidson instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Harley-Davidson, prize money from winning Pennsylvania Harley-Davidson 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 Harley-Davidson 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.

14. *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.

15. *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 Harley-Davidson or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-865. Filed for public inspection May 29, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Berks, Carbon, Lehigh, Monroe, Northampton and Schuylkill Counties Project Reference No. 08430AG2200

The Department of Transportation will retain three (3) separate engineering firms for three (3) separate Open-End Contracts for various engineering and/or environmental services on various projects located in Engineering District 5-0, that is Berks, Carbon, Lehigh, Monroe, Northampton and Schuylkill Counties. Each Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of each Open-End Contract will be \$1.0 million. The major emphasis will be on highway final design work.

The Department will establish an order of ranking of a minimum of seven (7) firms for the purpose of negotiating the Open-End Contracts based on the Department's evaluation of the letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.
- b. Past record of performance (timeliness, responsiveness, quality, cost control, and ability to meet schedules.
- c. Diversity of experience and technical competence.
- d. Location of consultant in respect to the District.
- e. Relative size of firm to size of potential assignments that may be completed under these contracts.

The work and services required under these Contracts may encompass a wide range of environmental studies and engineering efforts with the possibility of several different types of projects with short completion schedules being assigned concurrently. The anticipated types of projects include, but not limited to, bridge replacements or bridge rehabilitation with minor approach work, environmental studies, roadway betterments (3R type,) minor capital improvement projects (bridges or roadway), railroad grade crossing projects, and minor location studies, etc.

The engineering work and services which may be required under these Contracts include, but are not limited to, perform field surveys; plot topography and cross sections; prepare submission for utility verification and relocations engineering; prepare all pertinent submis-

sions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs and reports; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; prepare roadway plans for in-house bridge designs and prepare construction plans, specifications, and estimates.

The areas of environmental study required under these Contracts may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materials, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations. The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under these Open-End Contracts. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under these Open-End Contracts.

The second copy of the letter of interest and required forms (see "General Requirements and Information" section) shall be sent to: Mr. Walter E. Bortree, P.E., District Engineer, District 5-0, 1713 Lehigh Street, Allentown, PA 18103.

Any technical questions concerning the requirements for this project should be directed to: Mr. Donald E. Lerch, P.E., District 5-0, at (610) 791-6019.

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

Westmoreland, Butler, Armstrong and Allegheny Counties

Project Reference No. 08430AG2201

The Department of Transportation will retain an engineering firm, for a multi-phase, specific project Agreement, to perform preliminary engineering and environmental studies; final design and services during construction (shop drawing review, construction consultation, plans recordation and project management) for S.R. 0356, Section 06M, the rehabilitation of the Freeport Bridge carrying S.R. 0356 over the Allegheny River, ConRail tracks, Township Road 784, State Route 2019 and Buffalo Creek in Westmoreland, Butler, Armstrong

and Allegheny Counties. The design of this project is expected to have an overall duration of approximately thirty-six (36) months with shorter, varying schedules for individual phases. This Agreement will be administered by Engineering District 12-0. The estimated construction cost of the project is \$20.0 million.

The selected engineering firm will be required to provide a variety of engineering services including the following: environmental studies for environmental document preparation and public involvement; preliminary engineering studies involving field survey, utility contacts, H&H studies, joint permit preparation; line, grade and typical section development; type, size and location submissions; geologic studies; erosion and sedimentation control plans and narratives; hydraulic computations; safety reviews; and Step 9 submission final design activities including drainage and highway lighting design, right-of-way and traffic control plans, foundation submissions, structure designs and plan preparation, various field and office meetings, and plans, specifications, and estimate preparation; and services during construction including shop drawing review, construction consultation, plans recordation and project management.

The Department is seeking a moderate to large, multi-disciplined engineering firm with multi-span bridge design capability.

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

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section of the *Pennsylvania Bulletin*.
- b. Specialized experience and technical competence.
- c. Project team composition.
- d. Project team experience.
- e. Ability to expedite project and maintain schedule and budget.
- f. Past Performance.
- g. Current Workload.
- h. Location of Consultant.

The District will announce the shortlisted firms at an open public meeting to be held in Engineering District 12-0, North Gallatin Avenue Extension, P. O. Box 459, Uniontown, Pennsylvania 15401. All candidates that have submitted a letter of interest will be notified of the date. Specify a contact person in the letter of interest submission.

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

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Michael H. Dufalla, P.E., District Engineer, Engineering District 12-0, P. O. Box 459, North Gallatin Avenue Ext., Uniontown, PA 15401.

Any technical questions concerning the requirements for this project should be directed to: Mr. Jerry Bendo, Engineering District 5-0, at (724) 439-7377.

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

General Requirements and Information

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

The first copy of the Letter of Interest and required information must be submitted to: Mr. Charles W. Allwein, P.E., Chief, Consultant Selection Committee, 7th Floor, Forum Place, 555 Walnut Street, P. O. Box 3060, Harrisburg, Pennsylvania 17105-3060. Note: The Zip Code for express Mailing is 17101-1900.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

5. Workload Projection Graph (Not required for Construction Inspection Services)

Separate Workload Projection Graphs for the prime and each subconsultant shown in Item 6 of the Form 255 must be included and must indicate the firm's current and anticipated workload compared to the anticipated capacity available for the next two-year time frame. The Workload Projection Graphs must be submitted for the office(s) where the work would be performed and must only include the personnel classifications required for providing the advertised services and work.

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

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

7. Registration To Do Business

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

8. Overhead Rates (one page)

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

9. Additional Information

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

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who

submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-866. Filed for public inspection May 29, 1998, 9:00 a.m.]

Training Certification of Municipal Police Officers

The Department of Transportation, Bureau of Maintenance and Operations, under the provisions of Section 4704(f) of the Vehicle Code (75 Pa.C.S. § 4704(f)), certifies the following municipal police officers have successfully completed the training prescribed by the Department of Transportation and are hereby certified as "Qualified Commonwealth Employees" as defined in Section 4102 of the Vehicle Code (75 Pa.C.S. § 4102) for the calendar year ending December 31, 1998. Accordingly, local police so qualified are authorized to conduct systematic vehicle inspections of any vehicle, driver, documents, equipment and load and enforce any law or regulation pertaining to same.

William F. Gearhart	Northern York Regional, York County
Thomas J. Kauffman	Upper Allen Township, Cumberland County
Kenneth J. McNally	Bedminster Township, Bucks County
Gary F. Moore	West Whiteland Township, Chester County
Robert M. Peloquin	Moore Township, Northumberland County
Eric D. Ruggeri	West Caln Township, Chester County

The above listing of Qualified Commonwealth Employees is being published as an addendum to the listing of Qualified Commonwealth Employees which was published at 28 Pa.B. 847 (February 15, 1998). The Department of Transportation, from time to time, during the calendar year, will publish addenda to the listing of Qualified Commonwealth Employees as the same become certified.

Comments, suggestions, or questions may be directed to Daniel R. Smyser, P.E., Chief, Motor Carrier Division, Bureau of Maintenance and Operations, P. O. Box 8210, Harrisburg, PA 17105-8210, telephone number (717) 787-7445.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-867. Filed for public inspection May 29, 1998, 9:00 a.m.]

FISH AND BOAT COMMISSION

Consideration of Change to Special Regulation Designation Kettle Creek, Potter County

At its April 1998 meeting, the Fish and Boat Commission (Commission) approved guidelines with regard to encouraging public participation on possible changes to the designation of stream sections for special regulation programs. Under 58 Pa. Code Chapter 65, the Commission designates certain streams and stream sections as being subject to special trout fishing regulations. These designations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the new guidelines, a notice concerning the proposed designation or redesignation of a stream section under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

A Commissioner has asked the staff to publish a notice and solicit public input on his concept for a possible change to special regulations on a 1.7 mile section of Kettle Creek, Potter County. Accordingly, notice is hereby given that the Fish and Boat Commission, acting under 58 Pa. Code Ch. 65, may consider the deletion of a section of Kettle Creek from 500 ft. downstream of SR0144 upstream a distance of 1.7 miles from the list of Delayed Harvest Artificial Lures Only areas designated under 58 Pa. Code § 65.6. Instead, the Commission may be asked to consider placing this section under Delayed Harvest Fly Fishing Only Regulations, (58 Pa. Code § 65.2).

This section of Kettle Creek is located on Commission property. At the July 1970 Commission meeting, the Commission voted to acquire the Thompson tract along Kettle Creek. This is the property surrounding the special regulations area. During the May 1971 Commission meeting, the Commission voted to approve a special regulation area on Kettle Creek along the entire 1.7 mile distance of the newly acquired Thompson tract. Under the so-called "fish-for-fun program," this water was stocked several times throughout the spring and summer. Regulations provided for year-round angling and the harvest of one trout per day, 20 inches in length or longer. Gear was restricted to flies only and fishing hours extended from 1 hour before sunrise to 1 hour after sunset. This regulatory option was discontinued prior to the 1981 season in favor of more resource-based program options.

Starting in 1981, this section was managed under the, then, fly-fishing-only option of the catch-and-release program. The catch-and-release program as we know it today (barbless hook, artificial lures only) went into effect for the 1984 season. At that time (1984) three of the former catch-and-release (FFO waters) were moved into the no-harvest, FFO program (Spring, Kettle, and Little Lehigh Creeks). Because it was made an exception in 1984, Kettle Creek regulations were essentially unchanged: barbless fly-fishing-only, season open year around with no harvest permitted. During the period from 1981 until 1988, this area was managed as a Class A wild trout fishery with no stocking as inventory information recorded a brown trout biomass of 84.45 kg/ha in 1981.

Biomass steadily declined from 51.77 kg/ha in 1982 to a low of 16.64 kg/ha in 1984. The 1984 estimate was conducted during the summer that followed the February 1984 St. Valentine's Day flood. Subsequent inventories

conducted during 1985 and 1986 recorded biomass Class B wild brown trout populations lower than the levels that had been observed prior to flooding. Mediocre habitat, combined with an unstable environment (flood, drought and elevated summer water temperatures) were limiting factors constraining the wild trout populations.

Management recommendations in 1987 were to propose regulation changes to artificial lures only and to stock this section as a "Class B" catch-and-release area. Therefore, from 1988 through 1997, this stream section was managed as a stocked biomass Class B water under the catch-and-release program (at the time, one of only three stocked Class B catch-and-release areas in the state). Catch-and-release regulations provided for year-round angling with no harvest. Tackle was restricted to the use of barbless flies and artificial lures only. Since 1988, fishing with artificial lures and spinning gear has been permitted on this section of Kettle Creek.

Recent inventories (1994 and 1997) confirmed that this section no longer supports the biomass Class B wild brown trout densities that were recorded during the mid-1980s. Therefore, if the provision of a recreational sport fishery is desired under special regulations, stocking is necessary and management under the Delayed Harvest, Artificial Lures Only program was deemed the most appropriate regulatory option for this biomass Class C fishery. The Commission voted to change this section to a delayed-harvest, artificial lures only area (58 Pa. Code § 65.5) starting in January 1998. This decision was confirmed after considering input from a public meeting at the site and publication of a notice inviting public input. The Commission staff continue to believe that delayed-harvest artificial lures only regulations are appropriate for this stream section in accordance with the trout management plan and resource-based regulatory options.

Delayed Harvest Artificial Lures Only regulations provide for a limited harvest period from June 15 through Labor Day and an elongated no harvest period from the day after Labor Day until the following June 15. During the harvest period, an elevated minimum length limit (9 inches) and reduced creel limit (3 trout/day) is applied to ensure that emphasis remains on recreation rather than harvest. Fishing hours extend from 1 hour before sunrise to 1 hour after sunset and tackle is restricted to the use of artificial lures only (which includes the use of flies and streamers). Under this option multiple stockings occur as this section is stocked twice during the spring and once in October to provide additional catch-and-release angling during the fall.

This stream section has been managed under an artificial lures only option (including flies and streamers) for the past 11 seasons. Few, if any, angler conflicts due to tackle have been reported. As part of the 1991 Trout Angler Telephone Survey, anglers were asked a series of questions pertaining to their attitudes and opinions of special regulations areas. When asked if all delayed harvest areas should permit spinners and artificial lures as well as flies, overall, 60.5% agreed with this concept and 33.2% disagreed.

Kettle Creek is a popular destination stream for fly fishers, and some anglers have contacted Commissioners to ask that the Commission consider changing the regulations on the delayed-harvest section to permit use of flies only. On the other hand, the Commission has received input from other anglers who generally oppose restricting trout waters to fly-fishing. There is a good deal of public interest in this subject, and, in response to a suggestion

from one of our Commissioners, we are seeking public input. Imposition of a fly-fishing only restriction on this stream section would change 11 seasons of past practice and would be contrary to the special trout fishing regulations on most other publicly-owned or controlled streams to which special restrictions apply. In recent years, the trend, consistent with resource-based considerations and research on hooking mortality, has been to expand fishing opportunities to include the use of artificial lures only.

The Fish and Boat Commission is soliciting public input concerning a possible designation that may be proposed to change a 1.7 mile section of Kettle Creek from delayed-harvest (artificial lures only) regulations to delayed-harvest (fly-fishing only) regulations. Persons with comments, objections or suggestions concerning the possible proposed change to the special regulations applicable to this stream section are invited to submit comments in writing to Executive Director, Pennsylvania Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000 by no later than July 15, 1998.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-868. Filed for public inspection May 29, 1998, 9:00 a.m.]

Public Hearing on Proposed Amendment

On April 25, 1998, the Pennsylvania Fish and Boat Commission (Commission) published a notice of proposed rulemaking at 28 Pa.B. 1954 (April 25, 1998), seeking public comments, objections or suggestions about a proposed amendment that would impose mandatory boating education for operators of personal watercraft. Specifically, the Commission sought public comments on a proposed amendment to 58 Pa. Code § 109.3 (relating to personal watercraft) that provides that effective January 1, 2000, a person may not operate a personal watercraft on the waters of this Commonwealth unless the person has obtained a boating safety education certificate.

The Commission will hold a public hearing on this proposed amendment on Tuesday, June 23, 1998, at 7—9 p.m., in the Auditorium of the Pennsylvania Game Commission, 2001 Elmerton Avenue, Harrisburg, PA.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-869. Filed for public inspection May 29, 1998, 9:00 a.m.]

HISTORICAL AND MUSEUM COMMISSION

National Register Nominations to be Reviewed at the Historic Preservation Board Meeting

The June 9, 1998, meeting will start at 9:45 a.m. in the Lucy Linderman Room (Room 200), Linderman Library, Lehigh University, Bethlehem, PA.

Individuals with a disability who wish to attend this meeting, and who require an auxiliary aid, service or other accommodation to participate, contact Dan Deibler at (717) 783-8946 or through the Pennsylvania AT&T

Relay Service at (800) 654-5984 (TDD) to discuss how the agency can accommodate your needs. If there are questions or comments, please contact the Bureau for Historic Preservation at (717) 783-8946.

Southwestern Pennsylvania

1. *New Kensington Downtown Historic District*, roughly bounded by 8th Avenue, 3rd Street, 11th Avenue and Barns Avenue, Westmoreland County (Aluminum Resources of Southwestern PA Multiple Properties)

2. *Aluminum City Terrace Historic District*, Terrace Street, New Kensington, Westmoreland County (Aluminum Resources of Southwestern PA Multiple Properties)

3. *Mt. Pleasant Historic District*, Main, South Church, Eagle, Walnut and College Streets, Mount Pleasant, Westmoreland County

4. *Gallatin School*, 165 Gallatin Avenue, Uniontown, Fayette County

5. *Newmyer, Peter and Jonathan Farm*, 3165 Richey Road, Pennsville Village, Bullsken Township, Fayette County

6. *Homestead Battle Site*, South Bank of Monongahela River near Homestead Steel Works Pump House, Munhall, Allegheny County

Great Valley and Piedmont Region

7. *Fair Hill Burial Ground*, Germantown and Indiana Avenues, 9th and Cambria Streets, Philadelphia

8. *Oak Park Historic District*, Oak Boulevard, Forest and Park Avenues, West Main Street, Lansdale vicinity, Hatfield Township, Montgomery County

9. *Longland (Margaret Mead Farm)*, 2909 Holicong Road, Buckingham Township, Bucks County

10. *Quakertown Passenger and Freight Station*, Front and East Broad Streets, Quakertown, Bucks County

11. *Rock Hill Farm*, 12995 and 12755 Bain Road, Montgomery Township, Franklin County

Ridge and Valley

12. *Embassy Theatre*, 6 South Main Street, Lewistown, Mifflin County

Anthracite Region and Poconos

13. *Milford Downtown Historic District*, portions of Broad, Harford, Ann, Catharine, High and Fourth Streets, Milford, Pike County

Allegheny Plateau

No nominations

BRENT D. GLASS,
Executive Director

[Pa.B. Doc. No. 98-870. Filed for public inspection May 29, 1998, 9:00 a.m.]

**INDEPENDENT
REGULATORY REVIEW
COMMISSION**

Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following final-form

regulations for review. The regulations will be considered within 30 days of their receipt at a public meeting of the Commission. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
# 57-170	Pennsylvania Public Utility Commission Residential Telephone Service	5/18/98
# 57-171	Pennsylvania Public Utility Commission Standards and Billing Practices	5/18/98
# 57-185	Pennsylvania Public Utility Commission Electric Service Reliability Standards	5/18/98
# 57-190	Pennsylvania Public Utility Commission Advanced Meter Deployment for Electricity	5/18/98
# 57-191	Pennsylvania Public Utility Commission Licensing Requirements for Electric Generation Suppliers	5/18/98
# 57-188	Pennsylvania Public Utility Commission Adjustment of Electric Distribution Company Rates for Changes in State Tax Liability	5/18/98
# 57-192	Pennsylvania Public Utility Commission Reporting Requirements for Quality of Service Benchmarks And Standards	5/18/98
# 57-187	Pennsylvania Public Utility Commission Customer Information Disclosure for Electricity Providers	5/18/98
# 57-193	Pennsylvania Public Utility Commission Reporting Requirements for Universal Service and Energy Conservation Programs	5/18/98

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-871. Filed for public inspection May 29, 1998, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire:

Montgomery County, Regional Offices I, 4501 Kelly Drive, Philadelphia, PA 19129; and Administrative Law Judge Office, 1080 N. Delaware Avenue, Philadelphia, PA 19125.

Lease Expiration: January 31, 1999

Lease office space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with two offices. *First:* Approximately 10,000 to 12,500. *Second:* Approximately 2,500 to 5,500 net useable square feet of new or existing office space in

Whitemarsh, Whitpain, Plymouth Townships or East Norriton, Montgomery County. Office space must be near ramps to I-476 and Septa public transportation. Must include adequate free parking and full office services. Both offices can be within the same building.

Proposals due: June 12, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, 4501 Kelly Drive, Philadelphia, PA 19129-1794
Contact: Robert Jolly, (215) 560-5310

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 98-872. Filed for public inspection May 29, 1998, 9:00 a.m.]

MILK MARKETING BOARD

Sunshine Meeting Dates for 1998-99

In accordance with the Sunshine Act of 1986 (P. L. 388, No. 84), the Milk Marketing Board has established the following meeting dates for Fiscal Year 1998-99:

<i>Date</i>	<i>Time</i>	<i>Place</i>
07/01/98	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
08/05/98	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
09/02/98	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
10/07/98	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
11/04/98	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
12/02/98	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
01/06/99	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
02/03/99	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
03/03/99	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
04/07/99	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408
05/05/99	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408

<i>Date</i>	<i>Time</i>	<i>Place</i>
06/02/99	1 p.m.	Rm. 202 Agriculture Bldg. 2301 N. Cameron Street Harrisburg, PA 17110-9408 BEVERLY R. MINOR, <i>Chairperson</i>

[Pa.B. Doc. No. 98-873. Filed for public inspection May 29, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before June 22, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-00114955. Lock Haven Emergency Medical Services (21 Liberty Street, Lock Haven, Clinton County, PA 17745), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, for medical treatment, between points in the city of Lock Haven, Clinton County, and within an airline distance of 35 statute miles of the limits of said city, and from points in the said territory, to points in Pennsylvania, and return. *Attorney:* Dillon L. Ross IV, 2310 Walbert Avenue, Suite 102, Allentown, PA 18104-1352.

A-00114956. Spellman Limousine Services, Inc. (220 North Main Street, Wilkes-Barre, Luzerne County, PA 18702), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the county of Luzerne, and from points in said county, to other points in Pennsylvania, and vice versa. *Attorney:* W. Boyd Hughes, 1421 East Drinker Street, Dunmore, PA 18512-2614.

A-00114957. SMF., ENT., Inc. (Fourth and Richland Avenues, Dravosburg, Allegheny County, PA 15034), a corporation of the Commonwealth of Pennsylvania—persons in limousine service between points in the counties of Allegheny, Beaver, Butler, Washington and Westmoreland, and from points in said counties, to other points in Pennsylvania and return; subject to the following condition: that no right, power or privilege is granted to transport between points in the county of Allegheny. *Attorney:* Joseph M. Gaydos, Jr., 1223 Long Run Road, White Oak, PA 15131.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods by transfer as described under each application.

A-00114907. Andrew Bassaner, t/d/b/a A Bassaner Moving and Storage Co. (P. O. Box 201, 3624 Clearsprings Drive, Bensalem, Bucks County, PA 19020)—(1) household goods in use, between points in the city and county of Philadelphia, and from points in the city and county of Philadelphia, to points within an airline distance of 20 statute miles of the Philadelphia City Hall, and vice versa; and (2) property, except household goods in use, between points in Pennsylvania; which is to be a transfer of all of the rights issued to Sheldon Diamond, t/d/b/a Arrow Moving and Storage Company, under the certificate issued at A-00094251, subject to the same limitations and conditions. *Attorney:* David H. Leslie-Hughes, P. O. Box 371, Mechanicsville, PA 18934.

Motor Carrier Applications—Property, Excluding Household Goods In Use

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before June 15, 1998.

- A-00113949 F.2 Walter A. Tylutke, t/a Walter Tylutke, Trucking and Excavating
15 Wood Street, Pittston Township,
PA 18641
- A-00114958 David D. Miles, t/a Miles Trucking
111 German Road, Clarence, PA
16829; Dwight L. Koerber, Jr., P. O.
Box 1320, Clearfield, PA 16830
- A-00114960 E. R. Linde Construction Corporation
R. R. 2, Box 2062, SR 191, Honesdale,
PA 18431; Charles R. Lyons, 108 N.
Washington Avenue, Suite 603,
Scranton, PA 18503
- A-00114959 Ronald F. Cropsey
754 Colonial Drive, Lilly, PA 15938
- A-00114954 Vermack Enterprises, Inc.
323 Salem Street, West Pittston, PA
18643; Michael T. Vough, 126 South
Main Street, Pittston, PA 18640-1793
- A-00114953 Mary K. Thornton
300 Westtown Road, West Chester,
PA 19382
- A-00114952 Lee H. Lewis, t/a Lee H. Lewis Trucking
R. D. 2, Box 415, Sheffield, PA 16347

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-874. Filed for public inspection May 29, 1998, 9:00 a.m.]

Telecommunications

A-310547F0002. The United Telephone Company of Pennsylvania. Application of The United Telephone Company of Pennsylvania for approval of an intercon-

nection agreement with Hyperion Susquehanna Telecommunications and Hyperion Telecommunications of Harrisburg, Inc. under section 252(e) of The Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania and Hyperion Susquehanna Telecommunications and Hyperion Telecommunications of Harrisburg, Inc., by its counsel, filed on May 11, 1998, at the Public Utility Commission, an application for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the application and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 20 days after the date of publication of this notice. Copies of the application of The United Telephone Company of Pennsylvania and Hyperion Susquehanna Telecommunications and Hyperion Telecommunications of Harrisburg, Inc., are on file with the Pennsylvania Public Utility Commission and are available for public inspection. The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-875. Filed for public inspection May 29, 1998, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Requests for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project #9808.4, Electrical Investigations and Repairs until 2 p.m. on Thursday, June 11, 1998. The bid documents can be obtained from the Procurement Administrator, PRPA, 210 W. Washington Square, 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available May 27, 1998. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. The PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal opportunity laws and regulations.

Mandatory prebid job site meeting will be held June 4, 1998, 10 a.m. at the Tioga Administration Building, 3460 N. Delaware Ave., Suite 203, Philadelphia, PA 19134.

By attending any prebid meeting for a PRPA project, an attendee agrees to release and hold harmless the PRPA, its directors, officers, employees and agents from any and all expenses, injuries, claims, damages, losses or liabilities that attendee may at any time sustain, incur or become subject to by reason of the attendee's attendance at the meeting.

JAMES T. MCDERMOTT,
Executive Director

[Pa.B. Doc. No. 98-876. Filed for public inspection May 29, 1998, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, Harrisburg, PA 17108:

July 20, 1998	Jill E. Rogers (Entitlement to a continued Disability Retirement Annuity)	1 p.m.
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Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

JOHN BROSIUS,
Secretary

[Pa.B. Doc. No. 98-877. Filed for public inspection May 29, 1998, 9:00 a.m.]

STATE SYSTEM OF HIGHER EDUCATION

Notice to Contractors; Request for Proposal

The State System of Higher Education is seeking interested qualified consultants to provide consulting services to develop an effective energy strategy for the procurement of energy in a deregulated environment at 14 universities and the Dixon University Center. Interested qualified firms may obtain a copy of the request for proposal (RFP) from Rebecca Meacham; Construction Support Office; Dixon University Center; 2986 North Second Street; Harrisburg, PA 17110. Requests may be faxed to Rebecca Meacham, at (717) 720-4013. Responses to the RFP are due by 5 p.m., Wednesday, June 17, 1998.

Nondiscrimination and equal opportunity are policies of the Commonwealth and the State System of Higher Education.

JAMES H. MCCORMICK,
Chancellor

[Pa.B. Doc. No. 98-878. Filed for public inspection May 29, 1998, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". A qualified small business concern is an independently owned, operated for profit, business employing 100 or fewer employes and is not a subsidiary or affiliate of a corporation otherwise not qualified.

Such penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter. The small business concern must include on every invoice submitted to the Commonwealth: "(name of vendor) is a qualified small business concern as defined at 4 Pa. Code § 2.32".

For information on the required payment date and annual interest rate, please call the Pennsylvania Department of Commerce, Small Business Action Center, 483 Forum Building, 783-5700.

Reader's Guide

Legal Services & Consultation—26

- ① Service Code Identification Number
- ② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services
 Location: Harrisburg, Pa.
 Duration: 12/1/93-12/30/93
 Contact: Procurement Division
 787-0000

③ Contract Information

④ Department

⑦

⑤ Location

(For Commodities: Contact:) Vendor Services Section
 717-787-2199 or 717-787-4705

⑥ Duration

REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

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

Online Subscriptions At <http://www.statecontracts.com> 1-800-334-1429 x340

Commodities

1037388 Agricultural machinery and supplies—1 each Harrow, wheel offset harrow, Ref. AMCO Model G2-2432.

Department: Conservation and Natural Resources
Location: Renovo, Clinton County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

1040208 Aircraft and airframe structural components—2 each engines, aircraft, new or rebuilt to include all manufacturers warranties.

Department: State Police
Location: New Cumberland, Cumberland County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

8205790 Clothing and individual equipment—Various clothing items for men and women.

Department: Transportation
Location: Harrisburg, Dauphin County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

2085817 Communication equipment—3 each Ikegami HL-59WE video cameras.

Department: Office of Administration
Location: Harrisburg, Dauphin County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

2099137 Construction and building materials—1 lot doors, furnish and set up, turn key bid.

Department: Scotland School for Veterans Children
Location: Scotland, Franklin County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

1804117 Food preparation and serving equipment—1 each furnish institution electric revolving shelf oven Ref. Picard Tiny Revolving Oven (Space Saver) Model MT-8-24 or equal.

Department: Corrections
Location: Waymart, Wayne County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

1817117 Food preparation and serving equipment—1 each oven/steam combination unit to be Blodgett Combi Model COS-20, no substitute.

Department: Corrections
Location: Huntingdon, Huntingdon County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

2021137 Materials handling equipment—2 each standing and transport lift ARJO Model KKB4000-11 Sara 2000 (no substitute); 2 each dependent patient sling lift ARJO Model KMB4500-12 Maximize Combi with powered chasis (no substitute).

Department: Military Affairs
Location: Spring City, Chester County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

2053387 Motor vehicles, trailers and cycles—1 each latest model 50 ton self-lift detachable two position gooseneck trailer.

Department: Conservation and Natural Resources
Location: Harrisburg, Dauphin County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

1834117 Photographic equipment—1 system video camera surveillance system.

Department: Corrections
Location: Muncy, Lycoming County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

1976117 Refrigerator and AC equipment—1 project furnish and install a 10 ton air conditioning system, air conditioning unit shall be a Liebert Model FH 125A-CAM or approved equal.

Department: Corrections
Location: Camp Hill, Cumberland County, PA
Duration: FY 97—98
Contact: Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

5810-04 Software Licenses, Microsoft. Statewide contract for Microsoft Software Licenses.

Department: General Services
Location: Statewide
Duration: July 1, 1998 through June 30, 1999
Contact: Vendor Services, (717) 787-2199 or (717) 787-4705.

SERVICES

Audio/Video—04

392452 Video taping of training sessions: Video taping of annual Dysphagia and biannual Food Safety in-service, taping of religious services, teaching conferences, psychology training, personnel and/or other needed hospital related training.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: July 1, 1998 to June 30, 2001, a period of three years
Contact: Jack W. Heinze, Purchasing Agent III, (717) 772-7435

RFP 98-03 Indiana University of Pennsylvania (IUP) is seeking proposals for a vendor to provide local telephone services using a Centrex telephone system at the University's main campus location in Indiana, PA. All requests for RFP packages should be made in writing and directed to: Pamela K. Froelicher, Director of Purchasing, IUP, 650 South 13th Street, Indiana, PA 15705. Fax: (724) 357-2670. Email: pkfro@grove.iup.edu. Packages will be available on May 26, 1998. The RFP cover letter will include proposal due date. The University encourages responses from small firms, minority firms and women owned firms.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705
Duration: 36 months
Contact: Pamela K. Froelicher, (724) 357-3077

RFP-1998-MW-1 The Department of General Services and Office of Administration requires a microwave backbone system for the Statewide mobile radio system. Services required for a turnkey system include: complete microwave system design, path analysis, microwave equipment, antennas, installation and optimization. For an RFP copy please call (717) 772-8031 or Fax (717) 772-8097.

Department: General Services
Location: Bureau of Purchases, Statewide
Duration: 5 years
Contact: John W. Obradovich, (717) 772-8031

Construction Maintenance—09

DGS 403-70 Project title: Renovation of Duckrey Social Science Building. Brief description: Renovation of a 29,373 square foot classroom facility, including roof replacement, new elevator, toilet room accessibility upgrades, new accessible parking area, site improvements and HVAC renovations. Work includes General, HVAC, Plumbing and Electrical Construction. Plans deposit: \$48 per set. Payable to: George Yu Architects. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: George Yu Architects, 1821 Ranstead Street, Philadelphia, PA 19103, (215) 561-7032. Bid date: Wednesday, June 24, 1998 at 1 p.m. A Prebid Conference has been scheduled for Wednesday, June 10, 1998 at 9:30 a.m. at Cheyney University of Pennsylvania in Duckrey Hall World Culture Center, Cheyney and Creek Road, Cheyney, PA. Contact: Ray Pearl, (610) 399-2297. All contractors who have secured contract documents are invited and urged to attend this Prebid Conference.

Department: General Services
Location: Cheyney University of Pennsylvania, Cheyney, Delaware County, PA
Duration: 180 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS 800-241, Ph. 1, Pt. B Project title: Utility Expansion for West Campus Development. Brief description: The work includes a central chiller plant building with mechanical space chillers, cooling towers, chilled water and condenser water pump sets and piping, building systems, shops, site work, underground utilities supporting West Campus Buildings. General, Mechanical, Plumbing, and Electrical Construction. Plans deposit: \$275 per set. Payable to: L. Robert Kimball & Associates, Inc. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: L. Robert Kimball & Associates, Inc., 615 West Highland Avenue, P. O. Box 1000, Ebensburg, PA 15931. Bid date: Wednesday, June 24, 1998 at 2 p.m. A prebid conference has been scheduled for Tuesday, June 9, 1998 at 10 a.m. in Room 105, Pennsylvania State University, Physical Plant Building, Park Avenue, University Park. Contact: Tony Petulla, (814) 863-1668. All bidders who have secured plans and specifications are invited and urged to attend this prebid conference.

Department: General Services
Location: Penn State University, State College, Centre County, PA
Duration: 474 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 967-19 Project title: Chiller Replacement. Brief description: Remove existing steam absorption chiller No. 1 including piping, insulation, valves, fittings, controls, conduit and wiring. Install new electric motor driven screw type chiller in place of the existing chiller. Provide new connections, piping, valves, fittings, insulation and new electric service for the new chiller. Mechanical and electrical construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, June 10, 1998 at 1 p.m.

Department: General Services
Location: PAARNG Armory, Philadelphia, Philadelphia County, PA
Duration: 180 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 970-128 Project title: Boiler Replacement. Brief description: Perform asbestos abatement work. Remove existing incinerator and replace the existing gas-fired boiler/burner unit, condensate receiver, breeching and selected piping. Replace electric panels and power to new equipment. Replace existing steam traps and zone thermostats throughout the building and replace zone control valves in the boiler room. Heating, electrical and asbestos abatement construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, June 10, 1998 at 11 a.m.

Department: General Services
Location: PAARNG Armory, Erie, Erie County, PA
Duration: 140 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

Contract No. FDC-210-422 Erosion and sedimentation control plan and measures; pier demolition; excavation (700 C. Y.); subgrade preparation (1,200 S. Y.); backfill (420 C. Y.); bituminous paving (300 tons); seeding (700 S. Y.); concrete (300 C. Y.); and timber fenders (160 L. F.). All work is at Moraine State Park.

Department: Conservation and Natural Resources
Location: Maddy Creek Township, Butler County, PA
Duration: 90 days
Contact: Construction Management Section, (717) 787-5055

SU-613C.1: Storage Lot Repaving Project title: Storage Parking Lot Repaving. Brief description: Work shall be completed at Shippensburg University, Shippensburg Township, Cumberland County, Pennsylvania, and shall be accomplished by one Prime Contractor. The project shall include the furnishing of all labor, superintendence, material, tools, equipment and performing all work necessary to construct an extension and resurfacing and restriping the Student Storage Parking Lot. Prospective bidders may obtain project plans by contacting Debbie Martin, Contract Administrator, Shippensburg University, 1871 Old Main Drive, Shippensburg, PA 17257-2299, (717) 532-1121 or Fax (717) 530-4004. Prebid meeting with site visit immediately to follow will be held on June 9, 1998 at 10 a.m. in Reed Operations Center. Bids due: June 19, 1998 at 4 p.m. in Old Main 200. Bids will be opened June 22, 1998 at 2 p.m. in Old Main 203A. Prevailing wages, contracts and MBE/WBE participation apply. The System encourages responses from small firms, minority firms, and firms which may have not previously performed work for the System. Non-discrimination and Equal Employment Opportunity are the policies of the Commonwealth and the PA State System of Higher Education.

Department: State System of Higher Education
Location: Shippensburg University, Shippensburg, Shippensburg Township, Cumberland County, PA
Duration: 30 days from Notice to Proceed
Contact: Deborah K. Martin, Contract Administrator, (717) 532-1121

Engineering Services—14

08430AG2200 To provide for three separate Open-End Contracts for various engineering and/or environmental services on various projects located in Engineering District 5-0, that is Berks, Carbon, Lehigh, Monroe, Northampton and Schuylkill Counties.

Department: Transportation
Location: Engineering District 5-0
Duration: Thirty-six (36) months
Contact: Consultant Agreement Division, (717) 783-9309

08430AG2201 To provide preliminary engineering and environmental studies, final design and services during construction (shop drawing review, construction consultation, plans recordation and project management) for a multi-phase, specific project Agreement, for S. R. 0356, Section 06M, the rehabilitation of the Freeport Bridge over the Allegheny River, ConRail tracks, Township Road 784, State Route 2019 and Buffalo Creek in Engineering District 12-0, that is Westmoreland, Butler, Armstrong and Allegheny Counties.

Department: Transportation
Location: Engineering District 12-0
Duration: Thirty-six (36) months
Contact: Consultant Agreement Division, (717) 783-9309

Financial and Insurance Consulting—17

098-119-001 This is a correction to the notice published by the Small Business Financing Office (SBFO) in the May 9, 1998 edition of the PA Bulletin. The notice should have read: Small Business Financing Office is soliciting proposals from Certified Public Accountant (CPA) firms or Financial Consulting firms (with CPAs on staff) interested in providing financial consulting services to SBFO, which provides low-interest loans within the Department of Community and Economic Development. Independent financial consulting services are used to advise SBFO of financial credit worthiness of each prospective loan applicant. The contractor will be expected to perform these indicated services for the following loan programs: Underground Storage Tank Upgrade Loan Program (USTULP), Pennsylvania Minority Business Development Agency Loan Program (PMBDA) and other activities as needed.

Department: Small Business Financing Office
Location: Within the Commonwealth of PA
Duration: Five (5) years
Contact: Brigid U. Des-Ogugua, Director, (717) 783-5046

Firefighting Services—18

FM-43 Furnish all labor, materials and equipment to inspect for leaks, defective parts, material, etc. and make such repairs as are necessary to put extinguishers in proper working order. Vendor must furnish all new repair parts. Estimated number of units 450, 225-10 lb. dry chemical hydrotest and 225-10 lb. dry chemical recharge. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, PA State Police Transportation Division, 20th and Herr Streets, Harrisburg, Dauphin County, PA 17103
Duration: July 01, 1998 to June 30, 2001
Contact: Deshawn Lewis or Joan Berkoski, (717) 783-5484

Food—19

4620-02 The Department of Transportation will solicit vending services for: Monroe County—Site F. Items vended will be limited to nonperishables such as soda/juice, candy/snacks, ice cream, sandwiches and hot drinks. The vendor will be responsible for the installation, stocking and maintenance of a minimum of four vending machines. General liability insurance will be required. Contracts will be awarded to the highest monthly fee bid to the Department of Transportation expressed in lump sum bid form. Persons interested in obtaining a proposal to bid should contact the name listed below within 10 days of this notice. Bid opening is June 15, 1998 in Room F7A, 7th Floor, Forum Place, 555 Walnut Street, Harrisburg, PA 17101 at 2 p.m.

Department: Transportation
Location: Monroe County—I-80 WB
Duration: 1 year, 3 months per specifications and provisions
Contact: LuAnn J. Shadle, (717) 787-0188

QBC-1007 Milk, 2% and skim. Milk in accordance with PA Spec. M-18, fresh, Type III, pasteurized and homogenized. Approximately 800 gallons per month. Or any like item.

Department: Corrections
Location: Quehanna Boot Camp, H-C Box 32, State Route No. 1011, Karthaus, PA 16845
Duration: June 01, 1998 through June 30, 1999
Contact: Janine E. Packard, Purchasing Agent I, (814) 765-0644, ext. 234

QBC-1008 Protein alternative products, to include, but not limited to, soy burgers, grain burgers, garden burgers, dry mixes, soy products. Quantities as required.

Department: Corrections
Location: Quehanna Boot Camp, H-C Box 32, State Route 1011, Karthaus, PA 16845
Duration: June 01, 1998 through June 30, 1999
Contact: Janine E. Packard, Purchasing Agent I, (814) 765-0644, ext. 234

Fuel Related Services—20

K98111 Edinboro University of Pennsylvania is seeking bids for removal and replacement of two existing underground fuel storage tanks. Bids are due by 2 p.m. on June 23, 1998 in the Purchasing Office, 219 Mc Nerney Hall. A prebid meeting will be held on June 10, 1998 at 9:30 a.m. in the second floor conference room, Mc Nerney Hall. Bid documents are available for a \$15 non-refundable fee from Thomas Anderson, Purchasing Office, (814) 732-2704. MBE/WBE firms are urged to respond.

Department: State System of Higher Education
Location: Edinboro University of Pennsylvania, Main Campus
Duration: 60 calendar days from Notice to Proceed
Contact: Tom Anderson, Contract Specialist, (814) 732-2704

Contract No. FDC-004-435 Removal and disposal of existing underground fuel system (3—1,000 gallon tanks); provide and install a new above ground storage tank system (collecting and testing of soil samples, water samples, contaminated water and soil disposal); absorbent padding; ground water monitoring wells (30 L. F.) and capping ground water monitoring wells.

Department: Conservation and Natural Resources
Location: Elk Lick Township, Somerset County, PA
Duration: Complete all work by December 22, 1998
Contact: Construction Management Section, (717) 787-5055

Contract No. FDC-014-93 Removal and disposal of existing 1,000 gallon fuel systems at two sites; all excavation and backfill; testing; ground water monitoring wells (if needed); contaminated soil disposal and seeding.

Department: Conservation and Natural Resources
Location: Conewango Township, Warren County, PA and Tionesta Township, Forest County, PA
Duration: Complete all work by December 22, 1998
Contact: Construction Management Section, (717) 787-5055

HVAC—22

19679 Mansfield University is soliciting bids for furnishing and installing a duplex 6 cubic ft., 192,000 grain 1 1/2 inch valve, electronic demand initiated regeneration water softener. The system shall be designed for maximum efficiency in: (1) salt consumption with the capability of removing up to 5,000 grain of hardness using one pound of salt, (2) the water used to recharge the system shall not exceed 56 gallons per cubic foot of softening resin. Contact the Purchasing Department for a bid package, (717) 662-4148 between the hours of 7 a.m. and 3 p.m., Monday through Friday.

Department: State System of Higher Education
Location: Mansfield University, Mansfield, PA 16933
Duration: 45 days from notice to proceed
Contact: Peg Chapel, (717) 662-4148

683101 Provide electrical repair services at PennDOT facilities in Wayne County on an as needed basis.

Department: Transportation
Location: Wayne County, PA
Duration: September 01, 1998—August 31, 2001
Contact: Charles Augello, (717) 253-3130

FM 746-98 Install new natural gas service 10PSIG from the PECO meter to Building No. 60, including installation of certain items provided by NSH.

Department: Public Welfare
Location: Norristown State Hospital, 10001 Sterigere Street, Norristown, PA 19111
Duration: July 01, 1998 to September 30, 1998
Contact: Gary Raisner, F.M.M., (610) 313-5465

Janitorial Services—23

JC-9-98 Janitorial services. To be performed five nights a week (Monday—Friday) after normal working hours. Services include daily emptying, wiping clean and washing waste receptacles; spot cleaning walls, glass doors and electric switch plates; dust mopping floors with treated mops; vacuuming rugs nightly, etc. Restrooms will be cleaned daily; weekly spot cleaning of interior partition glass, etc. Monthly services including scrubbing and applying of anti-slip finish to all floors; cleaning all venetian blinds, etc. 100% federally funded.

Department: Labor and Industry
Location: Downtown Job Center, 930 Washington Avenue, Philadelphia, Philadelphia County, PA 19147
Duration: October 1, 1998—September 30, 2000 (Two year contract)
Contact: Frank De Flavia, Jr., (215) 952-1143

Laboratory Services—24

SP 9803 Laboratory services.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, Lackawanna County, PA 18411-9505
Duration: July 1, 1998 to June 30, 1999
Contact: Stanley Rygelski, Purchasing Agent, (717) 587-7291

Medical Services—29

0882-131 Psychological services. All services will be provided by a licensed clinical psychologist here at the Center. Services will include testing and/or evaluation of our residents at the Center, with a report provided for each resident evaluated and/or tested. The results of the test/evaluation will be dictated by the psychologist on recording equipment available at the Center. Reports will be transcribed by the medical records staff. Psychologist will also perform nonstructured and verbal testing/evaluation procedures for our residents who are not able to read, have visual or hearing impairments, have limited ability to verbalize, or have intellectual or emotional impairments which preclude using the standard written or interpretive testing mechanisms. The psychologist will also function as a consultant to our professional staff and members of the treatment teams on an individual or group basis. Services will be held at times and days mutually agreed upon. Additional information may be obtained by contacting the Center.

Department: Public Welfare
Location: South Mountain Restoration Center, 10058 South Mountain Road, South Mountain, PA 17261
Duration: July 1, 1998 through June 30, 2001
Contact: Cathy J. Tarquino, Purchasing Agent, (717) 749-4030

Property Maintenance—33

1250-97-005 Salt storage building repair including roof replacement, wood repair, and painting.

Department: Transportation
Location: Westmoreland County—Various locations
Duration: July 22, 1998 through September 30, 1998
Contact: Liberty Hill, (724) 439-7361

FM 067197-05 Supply all labor, tools, equipment, building materials and appurtenances to repaint portions of Buildings No. 21 and 49.

Department: Public Welfare
Location: Norristown State Hospital, 1001 Sterigere Street, Norristown, PA 19401
Duration: July 01, 1998—September 30, 1998
Contact: Gary Raisner, FMM, (610) 313-5465

FM 067197-07 Supply all labor, tools, equipment, building materials and appurtenances to renovate storage areas to toilets for the VAS Department.

Department: Public Welfare
Location: Norristown State Hospital, 1001 Sterigere Street, Norristown, PA 19401
Duration: July 01, 1998—September 30, 1998
Contact: Gary Raisner, F.M.M., (610) 313-5465

Real Estate Services—35

68A. Lease Office Space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Department of Public Welfare with 17,302 useable square feet of new or existing office space, with parking for 60 vehicles, within the following boundaries: in Norristown, Montgomery County, PA: North: Whitehall Road; South: Spring Mill Road to Joshua Road; East: Skippack Pike, Penlyn/Blue Bell Pk., Stenton Avenue; West: Henderson Road, S. Gulph Road, Old Gulph Road. In areas where street or public parking is not available, an additional 70 parking spaces are required. Proposals due: June 8, 1998. Solicitation No.: 92686.

Department: General Services
Location: Real Estate, 505 North Office Building, Harrisburg, PA 17105
Duration: Indeterminate 1997-98
Contact: Cynthia T. Lentz, (717) 787-4394

030-0290 The Department will be accepting bids on real estate appraisals of properties affected by the improvement of TR 15 in Tioga County and TR 14 in Bradford County. All appraisers must be generally certified and on the PennDOT Pre-Qualified List as of May 11, 1998. Appraisal reports must meet accepted appraisal standards and PennDOT format.

Department: Transportation
Location: District 3-0, 715 Jordan Avenue, P. O. Box 218, Montoursville, PA 17754
Duration: 90 days
Contact: Dale Smith, (717) 368-4318

0500 Contemplated sale of land no longer required for transportation purposes. Notice is hereby given that the Department of Transportation, pursuant to 71 P. S. Subsection 513(e)(7), intends to sell certain land owned by it. There are 2 parcels of property: Parcel No. 1, containing 14,721 S. F. or 0.338 acre, is located immediately south of the SR 309 sound barrier wall and is accessible from T-852, Hampton Drive; Parcel No. 2, containing 11,251 S. F. or 0.258 acres, is located immediately south of the SR 309 sound barrier wall and is accessible from T-879, Herman Street. Both properties are located in Lower Saucon Township, Lehigh County. It has been determined that the land is no longer required for present or future transportation purposes. Interested public entities are invited to express their interest in purchasing the properties within 30 calendar days from this notice.

Department: Transportation
Location: Engineering District 5-0, 2460 Parkwood Drive, Allentown, PA 18103
Duration: N/A—Sale of Excess Land
Contact: Paul J. Goida, District R/W Administrator, (610) 791- 6011

Miscellaneous—39

20-98-02 Propose and validate physical fitness tests/standards for the positions of Pennsylvania State Police Trooper and Liquor Enforcement Officer to include entry level, Academy graduation and incumbent level.

Department: State Police
Location: Test Management and Administration Division, 201 North Front Street, Harrisburg, PA 17102
Duration: 2 years
Contact: Brenda Estap, (717) 787-3066

012-9006-02 PennSERVE: The Governor's Office of Citizen Service announces the availability of education awards from the National Service Trust (AmeriCorps) through a simplified application process for community service programs that can support most or all of the AmeriCorps member and program costs from sources other than the Corporation for National Service. Applications can be obtained by calling PennSERVE (717) 787-1971. All applications are due to PennSERVE by 4 p.m. EST, Friday, June 19, 1998.

Department: Labor and Industry
Location: PennSERVE, 1304 Labor and Industry Building, Harrisburg, PA 17120
Duration: 1 year upon award
Contact: Margaret F. Madigan, (717) 772-4426

SH1820 Mansfield University is soliciting bids for removal of existing domestic hot water tank from Pinecrest Dormitory. Prior to removal, the contractor will be responsible for the removal of all asbestos associated with the replacement of the tank. All EPA and DEP regulations will be adhered to. The existing domestic hot water tank is to be replaced by a new unit having a design pressure of no less than 150 psi and must carry a ASME rating plate. The contractor will also be responsible for installing all new recirculating pumps. Contact the Purchasing Department for a bid package, (717) 662-4148 between the hours of 7 a.m. through 3 p.m. Monday through Friday.

Department: State System of Higher Education
Location: Mansfield University, Mansfield, PA 17933
Duration: 45 days from date of notice to proceed
Contact: Peg Chapel, (717) 662-4148

[Pa.B. Doc. No. 98-879. Filed for public inspection May 29, 1998, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,
Secretary

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

Requisition or Contract #	Awarded On	To	In the Amount Of
2610-01 RIP # 1	05/18/98	Continental General Tire, Inc.	50,000.00
2610-01 RIP # 1	05/18/98	Michelin North America, Inc.	25,000.00
1430207-01	05/19/98	Freysinger Pontiac, Inc.	156,529.45
1447117-01	05/19/98	Plumbers Equipment Company, Inc.	11,979.88
1534157-01	05/19/98	Peninsular Slate Com- pany	11,150.00
1619117-01	05/19/98	Wacor Elec- tronic Sys- tems	5,061.00
1652117-01	05/19/98	Raytex Fabrics Corp.	100,050.00
1699137-01	05/19/98	Kinetic Con- cepts, Inc.	9,700.00
1704237-01	05/19/98	Starr Uniform	14,532.00
1720117-01	05/19/98	Reading Bone Fertilizer (Agway, Inc.)	18,015.25
1761357-01	05/19/98	Continental Trade Net	20,345.00
1767357-01	05/19/98	Mine Safety Appliances Co.	56,390.96
1775357-01	05/19/98	Schlegel Asso- ciates, Inc.	32,836.00
1776227-01	05/19/98	Siegrist Repair Service	8,890.00
1786237-01	05/19/98	Gateway Press, Inc.	94,920.00
1800127-01	05/19/98	Phoenix Data, Inc.	20,778.21
1806357-01	05/19/98	Environmental Systems Corp.	37,552.50
1828327-01	05/19/98	Digital Ink	9,875.00
1853117-01	05/19/98	Conrad's Ma- chine Co., Inc.	28,152.00

Requisition or Contract #	Awarded On	To	In the Amount Of
1866117-01	05/19/98	Jan Firewicz Construction	22,774.00
1869117-01	05/19/98	Drayton Cor- poration	4,600.00
1879217-01	05/19/98	Keystone Elec- trical Supply Co., Inc.	19,250.00
1886117-01	05/19/98	Thouron In- dustries	59,400.00
1915117-01	05/19/98	Jaycee Metals Corp.	16,400.00
1929187-01	05/19/98	Cardels	27,643.00
1943207-01	05/19/98	B & C Auto Parts Ware- house	34,907.36
1943207-02	05/19/98	Vehicle Main- tenance Pro- gram, Inc.	2,810.52
1952207-01	05/19/98	Cardels	3,888.00
1962127-01	05/19/98	American Business Printing, Inc.	12,717.15
1999207-01	05/19/98	Markl Supply Co.	26,400.00
7313990-01	05/19/98	Northeast Plastic Sup- ply Co., Inc.	35,640.00
8183800-01	05/19/98	K-B Offset Printing, Inc.	33,835.00
8183810-01	05/19/98	Gateway Press, Inc.	41,943.25
8504290-01	05/19/98	Valley Supply, Inc.	9,742.40
8504300-01	05/19/98	Lehigh Con- struction Sales Co., Inc.	13,915.00
8504310-01	05/19/98	Lehigh Con- struction Sales Co., Inc.	8,540.00
8504340-01	05/19/98	American De- cal and Mfg. Co.	54,422.50

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 98-880. Filed for public inspection May 29, 1998, 9:00 a.m.]