



---

Volume 28 (1998)

Pennsylvania Bulletin  
Repository

---

8-22-1998

## August 22, 1998 (Pages 4165-4232)

Pennsylvania Legislative Reference Bureau

Follow this and additional works at: [http://digitalcommons.law.villanova.edu/pabulletin\\_1998](http://digitalcommons.law.villanova.edu/pabulletin_1998)

---

### Recommended Citation

Pennsylvania Legislative Reference Bureau, "August 22, 1998 (Pages 4165-4232)" (1998). *Volume 28 (1998)*. 34.  
[http://digitalcommons.law.villanova.edu/pabulletin\\_1998/34](http://digitalcommons.law.villanova.edu/pabulletin_1998/34)

This August is brought to you for free and open access by the Pennsylvania Bulletin Repository at Villanova University Charles Widger School of Law Digital Repository. It has been accepted for inclusion in Volume 28 (1998) by an authorized administrator of Villanova University Charles Widger School of Law Digital Repository. For more information, please contact [Benjamin.Carlson@law.villanova.edu](mailto:Benjamin.Carlson@law.villanova.edu).

# PENNSYLVANIA BULLETIN

Volume 28  
Saturday, August 22, 1998 • Harrisburg, Pa.  
Number 34  
Pages 4165—4232

**Agencies in this issue:**

The Courts  
Department of Banking  
Department of Community and Economic  
Development  
Department of Conservation and Natural  
Resources  
Department of Environmental Protection  
Department of General Services  
Department of Health  
Department of Transportation  
Environmental Hearing Board  
Health Care Cost Containment Council  
Independent Regulatory Review Commission  
Insurance Department  
Pennsylvania Public Utility Commission  
Philadelphia Regional Port Authority  
Public School Employes' Retirement Board  
Turnpike Commission

**Detailed list of contents appears inside.**

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

**No. 285, August 1998**

---

**PENNSYLVANIA**



**BULLETIN**

(ISSN 0162-2137)

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

Postmaster send address changes to:

FRY COMMUNICATIONS  
Attn: *Pennsylvania Bulletin*  
800 W. Church Rd.  
Mechanicsburg, Pennsylvania 17055-3198  
(717) 766-0211 ext. 340  
(800) 334-1429 ext. 340 (toll free, out-of-State)  
(800) 524-3232 ext. 340 (toll free, in State)

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

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

Copyright © 1998 Commonwealth of Pennsylvania  
ISBN 0-8182-0004-9

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

# Contents

## THE COURTS

### CIVIL PROCEDURAL RULES

- Amendment of note to Rule 4009.21(a); no. 302; civil procedural rules; doc. no. 5 . . . . . 4175  
 Amendment of Rule 4007.1 governing procedure in depositions; no. 303 civil procedural rules doc. no. 5 . . . . . 4175

### DISCIPLINARY BOARD OF THE SUPREME COURT

- Notice of disbarment . . . . . 4180  
 Notice of suspension . . . . . 4180

### LOCAL COURT RULES

#### Dauphin County

- Promulgation of Rule 161 relating to Accelerated Rehabilitative Disposition; no. 1793 S 1989 . . . . . 4176

#### Fayette County

- Local Rule 212: pre-trial procedure; civil division no. 1470 of 1998, G. D. . . . . 4177  
 Local Rule 214: pre-trial docket and jury trial docket; civil division no. 1471 of 1998, G. D. . . . . 4178

#### Westmoreland County

- Civil Rules W205.1 and W211; no. 3 of 1998 . . . . . 4179

## EXECUTIVE AGENCIES

### DEPARTMENT OF BANKING

#### Notices

- Action on applications . . . . . 4181

### DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

#### Notices

- Pennsylvania Housing Advisory Committee meeting . . . . . 4182

### DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

#### Notices

- DCNR recruits applicants for Trails Board . . . . . 4182

### DEPARTMENT OF ENVIRONMENTAL PROTECTION

#### Notices

- Applications, actions and special notices . . . . . 4183  
 Cancellation of Low-Level Waste Advisory Committee (LLWAC) meeting . . . . . 4213  
 Public meeting/hearing and extension of comment period on proposed strategy, NPDES permit and Water Quality Management Part II permit for concentrated animal feeding operations . . . . . 4213

### DEPARTMENT OF GENERAL SERVICES

#### Notices

- Contract awards . . . . . 4232  
 State contracts information . . . . . 4224

### DEPARTMENT OF HEALTH

#### Notices

- Application of Pennsylvania Association of Home Health Agencies for exception to 28 Pa. Code Chapter 51 general information . . . . . 4213  
 Renal Disease Advisory Committee public meeting . . . . . 4214

### DEPARTMENT OF TRANSPORTATION

#### Notices

- McKean County—finding . . . . . 4214

### ENVIRONMENTAL HEARING BOARD

#### Notices

- NGK Metals Corporation v. DEP; EHB doc. no. 98-139-C . . . . . 4214  
 U. S. Steel Group v. DEP; EHB doc. no. 98-132-R . . . 4214

### HEALTH CARE COST CONTAINMENT COUNCIL

#### Notices

- Meeting notice . . . . . 4215

### INDEPENDENT REGULATORY REVIEW COMMISSION

#### Notices

- Actions taken by the Commission . . . . . 4215  
 Notice of filing of final-form rulemakings . . . . . 4216

### INSURANCE DEPARTMENT

#### Notices

- Appeal of Naomi Carroll under the Pennsylvania Assigned Risk Plan; Flagship Insurance Co.; doc. no. PH98-08-008 . . . . . 4216  
 Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield; filing no. 361-MMNGC-DE-1/99; Major Medical Non-Group rate increase . . . . . 4217  
 Capital Blue Cross; filing no. 98-R; Capital Blue Cross Special Care Program rate increase . . . . . 4217  
 Capital Blue Cross and Pennsylvania Blue Shield; filing no. 98-Q; Individual Major Medical Program rate increase . . . . . 4217  
 Independence Blue Cross:  
   Filing no. 10-P-98; Blue Cross Non-Group rate increase for hospital programs . . . . . 4217  
   Filing no. 12-P-98; Security 65 Program rate increase (Plans A, B, C and H) . . . . . 4218  
 Independence Blue Cross and Pennsylvania Blue Shield; filing no. 11-P-98; Non-Group Major Medical rate increase . . . . . 4218  
 Review procedure hearings; cancellation or refusal of insurance . . . . . 4218

### PENNSYLVANIA PUBLIC UTILITY COMMISSION

#### Notices

- National Fuel Gas Distribution Corporation—gas service . . . . . 4218  
 1999 schedule of filing dates for recovery of purchased gas costs; doc. no. L-840102 . . . . . 4219  
 Service of notice of motor carrier applications . . . . . 4219

---

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

---

4168

**PHILADELPHIA REGIONAL PORT AUTHORITY**

**Notices**

Request for proposals ..... 4220

**PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD**

**Notices**

Hearings scheduled ..... 4220

**TURNKPIKE COMMISSION**

**Notices**

Request for proposals ..... 4220

Retention of an engineering firm..... 4221

Retention of two surveying firms..... 4222

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

## ***Pennsylvania Bulletin***

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

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

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

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

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

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

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

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

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

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

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

## ***Pennsylvania Code***

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

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

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

## **How to Find Documents**

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

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

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

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

### Printing Format

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

### Fiscal Notes

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

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

### Reproduction, Dissemination or Publication of Information

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

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

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

# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 1998.

## 4 Pa. Code (Administration)

### Adopted Rules

1	466
5	471, 1746, 2128, 2366
7	356

### Proposed Rulemaking

116	2817
117	2822

### Statements of Policy

9	49, 382, 1640, 1842, 2045, 2414, 2511, 2929
---	---

## 10 Pa. Code (Banks and Banking)

### Adopted Rules

11	14
13	14
17	14
35	14
41	14, 2687

### Proposed Rulemaking

41	44
----	----

### Statements of Policy

41	1956
81	2049

## 12 Pa. Code (Community and Economic Development)

### Proposed Rulemaking

33	1530
----	------

### Statements of Policy

61	1139
123	3807

## 19 Pa. Code (Corporations and Business Associations)

### Adopted Rules

41	799
----	-----

## 22 Pa. Code (Education)

### Adopted Rules

14	1002
101	2580
213	2688
342 (with correction)	1004, 1135

### Proposed Rulemaking

4	3875
33	3506
44	2148
121	1535
201	1543
211	1543
213	1543
215	1543
701	3412

## 25 Pa. Code (Environmental Protection)

### Adopted Rules

77 (with correction)	619, 801
78	1234
79	1234
80	1234

86	15, 2227
87	2215, 2227
88	2215, 2227
89	2227, 2761
90	2227
93 (with correction)	137, 1633, 3378
103	18
139	2035
245 (with correction)	1135
803 (with correction)	3588
901	1136

### Proposed Rulemaking

86	941
93	1635, 3507
102	769
109	2265
215	881
217	881
219	881
220	881
224	881
225	881
226	881
230	881
232	881
250	4073
287	4073
288	4073
289	4073
291	4073
295	4073
297	4073
299	4073
1021	807

## 28 Pa. Code (Health and Safety)

### Adopted Rules

51	2643
136	2643
138	2643
139	2643
158	2643

### Proposed Rulemaking

6	485, 1008
---	-----------

## 31 Pa. Code (Insurance)

### Adopted Rules

1	3753
5	3753
7	3753
9	3753
27	2406
71 (with correction)	1401, 1518
73 (with correction)	1401, 1518, 1941
103	3755
113	1235, 1518
117	3756
131	1314
135	3758
137	1237



**Proposed Rulemaking**

121 ..... 3805

**34 Pa. Code (Labor & Industry)****Adopted Rules**65 ..... 21  
122 ..... 329  
123 ..... 329  
127 ..... 329  
131 ..... 329**Proposed Rulemaking**61 ..... 2925  
63 ..... 2925  
65 ..... 2925**37 Pa. Code (Law)****Adopted Rules**81 ..... 2500  
93 ..... 2501  
203 ..... 2924**Proposed Rulemaking**31 ..... 2037  
33 ..... 2037  
203 ..... 2925**40 Pa. Code (Liquor)****Adopted Rules**3 ..... 1418  
5 ..... 1418  
9 ..... 279  
11 ..... 279  
13 ..... 1418  
15 ..... 1418**Proposed Rulemaking**11 ..... 2591  
13 ..... 488**49 Pa. Code (Professional and Vocational Standards)****Adopted Rules**9 ..... 3273  
16 ..... 1315, 1316  
23 ..... 2586  
25 ..... 3282  
33 ..... 2589  
35 ..... 3938  
36 ..... 1941  
41 ..... 2412**Proposed Rulemaking**1 ..... 1559  
15 ..... 3414  
16 ..... 814  
21 ..... 2693  
31 ..... 2289, 2927  
33 (with correction) ..... 3293, 3296, 3593  
36 ..... 2036  
41 ..... 1421**Statements of Policy**

61 ..... 382

**52 Pa. Code (Public Utilities)****Adopted Rules**1 ..... 647  
3 ..... 647, 3760  
5 ..... 647, 801  
21 ..... 647  
23 ..... 64729 ..... 647  
31 ..... 647  
37 ..... 801  
53 ..... 801  
54 ..... 3283, 3760, 3775, 3780, 3791  
55 ..... 801  
56 ..... 801, 3379  
57 ..... 3385  
58 ..... 25  
59 ..... 3050  
63 ..... 3394  
64 ..... 3394  
65 ..... 801, 804  
69 ..... 801  
71 ..... 801**Proposed Rulemaking**3 ..... 2143  
5 ..... 2143  
32 ..... 2146  
53 ..... 508  
53a ..... 508  
54 ..... 490, 493, 501, 508, 514, 518, 2139  
57 ..... 493  
63 ..... 3059**Proposed Statements of Policy**41 ..... 3959  
69 ..... 1425**55 Pa. Code (Public Welfare)****Adopted Rules**141 ..... 3939  
175 ..... 3939  
177 ..... 3939  
181 ..... 2810  
183 ..... 3939**Proposed Rulemaking**140 ..... 1531  
141 ..... 2287  
147 ..... 2287  
181 ..... 1531  
289 ..... 2287  
3480 ..... 1079  
3490 ..... 1079  
3680 ..... 953, 1320  
3710 ..... 953, 1320  
3760 ..... 953, 1320  
3800 (with correction) ..... 953, 1138, 1320  
3810 ..... 953, 1320  
5310 ..... 953, 1320  
6400 ..... 953, 1320**Statements of Policy**259 ..... 3301  
1101 ..... 138  
1163 ..... 2150  
1187 ..... 138**58 Pa. Code (Recreation)****Adopted Rules**21 ..... 1238  
51 ..... 30, 1521, 1753  
53 ..... 30  
63 ..... 1753  
65 ..... 1754, 1755  
93 ..... 30, 34, 40, 1006  
109 ..... 30  
135 ..... 2504  
139 ..... 2504

141 ..... 2504, 3801  
 143 ..... 1316, 3801  
 147 ..... 1316

**Proposed Rulemaking**

53 ..... 1837  
 61 ..... 45, 1322, 1322, 1758, 1840, 3591  
 65 ..... 45, 1322, 1322, 1758, 1937, 3058  
 75 ..... 3591  
 91 ..... 1533  
 93 ..... 1837, 3057  
 95 ..... 1533  
 97 ..... 1533  
 109 ..... 1533, 1954  
 103 ..... 1533  
 135 ..... 1243  
 139 ..... 1243, 3804  
 141 ..... 1243, 2814, 3804  
 143 ..... 2814

**61 Pa. Code (Revenue)**

**Adopted Rules**

6 ..... 1522  
 8a ..... 1522  
 35 (with correction) ..... 1522, 1836  
 71 ..... 979  
 72 ..... 979  
 73 ..... 979  
 75 ..... 979  
 76 ..... 979  
 77 ..... 979  
 79 ..... 979  
 83 ..... 979  
 85 ..... 979  
 870 ..... 3945

**Proposed Rulemaking**

7 ..... 366  
 31 ..... 366  
 32 ..... 366, 1320  
 33 ..... 366  
 34 ..... 366  
 42 ..... 366  
 44 ..... 366  
 45 ..... 366  
 46 ..... 366  
 47 ..... 366  
 58 ..... 366  
 101 ..... 1946  
 155 ..... 380

**Statements of Policy**

60 ..... 3418

**64 Pa. Code (Securities)**

**Adopted Rules**

203 ..... 2509

**Proposed Rulemaking**

202 ..... 3950  
 206 ..... 3950  
 302 ..... 3950  
 606 ..... 3950  
 609 ..... 3950  
 610 ..... 3950

**Statements of Policy**

604 ..... 3302

**67 Pa. Code (Transportation)**

**Adopted Rules**

71 ..... 364  
 75 ..... 364  
 83 ..... 364  
 105 ..... 3588

**Proposed Rulemaking**

60 ..... 2139  
 63 ..... 2139  
 255 ..... 2814  
 449 ..... 2510

**70 Pa. Code (Weights, Measures and Standards)**

**Statements of Policy**

39 ..... 2416

**201 Pa. Code (Rules of Judicial Administration)**

**Adopted Rules**

7 ..... 2283

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

**Adopted Rules**

29 (with correction) ..... 3252, 3253, 3502, 3586  
 71 (with correction) ..... 3503  
 83 ..... 2024  
 89 ..... 1834, 3504  
 91 ..... 1933  
 215 ..... 3928

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

**Adopted Rules**

1 ..... 1632  
 5 ..... 359  
 7 ..... 2806  
 21 ..... 1388  
 119 ..... 2131  
 303 ..... 2283

**Proposed Rulemaking**

1 ..... 795  
 3 ..... 1632  
 7 ..... 2025  
 119 ..... 646

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

Unclassified ..... 2369

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

**Adopted Rules**

100 ..... 3928  
 200 ..... 359, 3928, 3929, 3930  
 400 ..... 3373, 3928  
 1000 ..... 3928  
 1300 ..... 3930  
 1900 ..... 1391  
 2950 ..... 2026  
 3000 ..... 2026  
 4000 ..... 2026, 2131, 4175

**Proposed Rulemaking**

200 ..... 3253  
 1910 ..... 1216  
 4000 ..... 2032, 3253

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

**Adopted Rules**

50 ..... 1126  
 100 ..... 1126  
 1400 ..... 480

**Proposed Rulemaking**

20 .....	475, 1505
50 .....	1510
100 .....	1505, 3931
300 .....	475, 3931
305 .....	276
1100 .....	475
6000 .....	3931

**246 Pa. Code (Minor Court Civil Rules)**

**Proposed Rulemaking**

100 .....	2685
300 .....	2685

**249 Pa. Code (Philadelphia Rules)**

Unclassified (with correction) .....	997, 1516, 2919, 2920, 3021, 3373, 3586, 3935
--------------------------------------	--

**252 (Allegheny County Rules)**

Unclassified .....	133, 135, 1936, 3373
--------------------	----------------------

**255 Pa. Code (Local Court Rules)**

Unclassified .....	.8, 9, 10, 135, 136, 277, 481, 482, 646, 795, 796, 798, 1000, 1128,1132, 1233, 1312, 1516, 1750, 1751, 1834,1835, 1939, 2033, 2132, 2283, 2285, 2403, 2404, 2405, 2499, 2578, 2685, 2686, 2806, 2808, 2921, 2922, 2923, 3024, 3048, 3255, 3257, 3258, 3504, 3587, 3752, 3936, 3937, 4176, 4177, 4178, 4179
--------------------	--

# THE COURTS

## Title 231—RULES OF CIVIL PROCEDURE

### PART I. GENERAL

[231 PA. CODE CH. 4000]

**Amendment of Note to Rule 4009.21(a); No. 302; Civil Procedural Rules; Doc. No. 5**

#### Order

*Per Curiam:*

And Now, this 4th day of August, 1998, the note to Pennsylvania Rule of Civil Procedure 4009.21(a) is amended to read as follows.

Whereas prior distribution and publication of the amendment would otherwise be required, it has been determined that the amendment is of a perfunctory nature and that immediate promulgation is required in the interest of efficient administration.

This Order shall be processed in accordance with Pa.R.J.A. 103(b) and shall be effective January 1, 1999.

#### Annex A

### TITLE 231. RULES OF CIVIL PROCEDURE

#### PART I. GENERAL

### CHAPTER 4000. DEPOSITIONS AND DISCOVERY

#### SUBPOENA UPON A PERSON NOT A PARTY

**Rule 4009.21. Subpoena Upon a Person Not a Party for Production of Documents and Things. Prior Notice. Objections.**

(a) A party seeking production from a person not a party to the action shall give written notice to every other party of the intent to serve a subpoena at least twenty days before the date of service. A copy of the subpoena proposed to be served shall be attached to the notice.

**Official Note:** For the form of the written notice, see Rule 4009.24(a).

**These rules do not preclude (1) the issuance under Rule 234.1 et. seq. of a subpoena or request for the production of documents or things at a deposition pursuant to Rule 4007.1(d) or (2) an independent action against a person not a party for production of documents or things.**

#### Explanatory Comment

The second paragraph added to the note to Rule 4009.21(a) is a verbatim copy of the fourth paragraph of the note to Rule 4009.1. The intent of this repetition is to make clear that there are procedures other than a

subpoena under Rule 4009.21 by which the production of documents or things may be sought from a person not a party to an action.

*By the Civil Procedural Rules Committee*

EDWIN L. KLETT,  
*Chairperson*

[Pa.B. Doc. No. 98-1352. Filed for public inspection August 21, 1998, 9:00 a.m.]

### PART I. GENERAL

[231 PA. CODE CH. 4000]

**Amendment of Rule 4007.1 Governing Procedure in Depositions; No. 303 Civil Procedural Rules Doc. No. 5**

#### Order

*Per Curiam:*

And Now, this 4th day of August, 1998, Pennsylvania Rule of Civil Procedure 4007.1 is amended to read as follows.

This Order shall be processed in accordance with Pa.R.J.A. 103(b) and shall be effective January 1, 1999.

#### Annex A

### TITLE 231. RULES OF CIVIL PROCEDURE

#### PART I. GENERAL

### CHAPTER 4000. DEPOSITIONS AND DISCOVERY

**Rule 4007.1. Procedure in Deposition by Oral Examination.**

\* \* \* \* \*

**(f) An application for an order pursuant to Section 5326(a) of the Judicial Code may be filed only in the county in which the person who is the subject of the order resides, is employed or regularly transacts business in person.**

**Official Note:** Section 5326 of the Judicial Code, 42 Pa.C.S. § 5326, a part of the Uniform Interstate and International Procedure Act, provides for assistance to tribunals and litigants outside the Commonwealth.

#### Explanatory Comment

Section 5326 of the Judicial Code, 42 Pa.C.S. § 5326, relating to "Assistance to tribunals and litigants outside this Commonwealth with respect to depositions" provides:

(a) *General Rule.*—A court of record of this Commonwealth may order a person who is domiciled or is found within this Commonwealth to give his testimony or statement or to produce documents or other things for use in a matter pending in a tribunal outside this Commonwealth. . . .

New subdivision (f) of Rule 4007.1 responds to the concern that there should be a limitation upon the county from which an order may be sought so that the person who is the subject of the order is not put to unreasonable

expense or burden. A resident of Erie should not have to travel to Easton to object to an order obtained in connection with litigation outside the Commonwealth.

*By the Civil Procedural Rules Committee*

EDWIN L. KLETT,  
*Chairperson*

[Pa.B. Doc. No. 98-1353. Filed for public inspection August 21, 1998, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### DAUPHIN COUNTY

#### Promulgation of Rule 161 Relating to Accelerated Rehabilitative Disposition; No. 1793 S 1989

##### Order

*And Now*, this 3rd day of August, 1998, Dauphin County Local Rule of Criminal Procedure 161, regarding procedures for accelerated rehabilitative disposition in summary cases before the minor judiciary, is hereby promulgated as follows:

##### **Rule of Criminal Procedure 161. Accelerated Rehabilitative Disposition (ARD) In Summary Cases**

(a) *Eligibility*: Pursuant to the District Attorney's designation filed under Pa.R.Crim.P. 160(b)(2), all summary first offenders and summary juvenile offenders may apply for admission to the program with the following exceptions:

- i. Any offense which is excluded by statute.
- ii. Any offense under Title 75 (Vehicles).
- iii. Any offense charged by local ordinance, with the exception of local ordinances prohibiting the public display of open containers of alcoholic beverages.
- iv. Any offense which is the result of an original charge classified as a misdemeanor three or above, which is subsequently reduced.
- v. Any offense which is joined with a court case which is held or waived for trial at a preliminary hearing.

(b) *Program Costs*: The costs taxable under each docket number shall be \$50 (fifty dollars), in addition to restitution, if any, both of which shall be payable no later than the day of admission to the program. The District Justice may, in appropriate cases, waive or defer payment of the ARD fee. Restitution may not be waived. The defendant shall further agree, as a condition of the ARD program, to pay the costs of any recommended treatment and/or community service program, and further pay any assessed probation supervision fees.

(c) *Application*: Eligible offenders may apply for ARD by completing an application, waivers of Rule 1100 and applicable statutes of limitations, and submitting them to the Dauphin County District Attorney for preliminary investigation. The District Attorney shall have full authority to conduct a criminal and social background check and shall have access to any available records to confirm application information. The District Attorney shall further consider input from the victim, if any, and recom-

mend restitution when appropriate. The District Attorney may then move for the defendant's inclusion in ARD.

(d) *Program Conditions*: An offender admitted to ARD shall comply with the following:

- i. Obey all federal, state and local penal laws, and all rules of probation.
- ii. Complete a minimum of 20 hours of community service.
- iii. Undergo a drug and alcohol evaluation, if required by the District Justice, and complete any recommended treatment.
- iv. Complete any other adjudication alternative program as directed by the District Justice.

(e) *Program Admission and Completion*: An eligible offender may be admitted to ARD by the District Justice upon the motion of the District Attorney. Bail, security or other collateral shall terminate upon entry. Admission to ARD shall not affect any period of license suspension/revocation directed by statute. Upon satisfactory completion of the program, the charges against the defendant shall be dismissed. The record of arrest shall not be affected by the operation of this local rule, however upon successful completion of the program, the case record shall be sealed by the District Justice.

The District Justice, in all cases where he/she finds the defendant guilty through trial and therefore ineligible for ARD, may refer the defendant to the program as part of a post-dispositional order. In all such cases the issuing authority shall consider imposing a fine with the provision that the fine be vacated or reduced if the defendant successfully completes the program. Restitution may not be reduced under this provision.

(f) *Program Monitoring*: The Dauphin County Adult and Juvenile Probation departments, or representatives from an adjudication alternative program, or Pre-Trial Services, are hereby authorized to monitor and supervise a defendant's progress in the summary ARD program. Further such organizations shall inform the District Justice of either the offender's successful completion, or the failure to complete, and in the latter case may testify as to the reasons therefor in program revocation proceedings. An allegation that the defendant has violated a condition of ARD must be brought during the term of the program, or if filed thereafter, within a reasonable time after the alleged violation was committed.

(g) *Revocation*: Should a defendant fail to comply with any condition of the ARD program, he or she may be revoked from the program by order of the District Justice at a revocation hearing where the defendant will be afforded an opportunity to be heard. The District Justice may issue such process as is necessary to bring the defendant before the Court. Should the defendant fail to appear after receiving notice of a revocation hearing, the District Justice may issue a warrant pursuant to Pa.R.Crim.P. 75. No appeal shall be allowed from a revocation order.

Upon revocation from the summary ARD program, or if a defendant declines to accept the program, the case shall thereafter be scheduled for trial pursuant to Chapter 50 of the Pennsylvania Rules of Criminal Procedure.

(h) *Monthly Report*: District Justices shall submit a monthly report on the disposition of all cases which have applied for entry to ARD to the District Attorney. Should admission to ARD be denied, the reasons for such denial shall be included.

This Order shall become effective 30 (thirty) days after publication in the *Pennsylvania Bulletin*.

By the Court

CLARENCE C. MORRISON,  
*President Judge*

[Pa.B. Doc. No. 98-1354. Filed for public inspection August 21, 1998, 9:00 a.m.]

### FAYETTE COUNTY

#### Local Rule 212: Pre-Trial Procedure; Civil Division No. 1470 of 1998, G. D.

##### Order

And Now, this 30th day of July, 1998, it is hereby Ordered that Fayette County Rule of Civil Procedure 212 is hereby amended as follows. This amendment shall be effective 30 days after the publication in the *Pennsylvania Bulletin*.

The Prothonotary of Fayette County is Ordered and Directed to do the following:

(1) File seven (7) certified copies of this Order and Amended Rule with the Administrative Office of Pennsylvania Courts.

(2) File two (2) certified copies of this Order and Amended Rule with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(3) File one (1) certified copy of this Order and Amended Rule with the Pennsylvania Civil Rules Committee.

(4) Forward one (1) copy for publication in the *Fayette Legal Journal*.

(5) Forward one (1) copy to the Fayette County Law Library.

(6) Keep continuously available for public inspection copies of this Order and Rule.

By the Court

WILLIAM J. FRANKS,  
*President Judge*

#### Rule 212. Pre-Trial Procedure.

(a) There will be a pre-trial conference in every civil case unless counsel for all parties stipulate in writing to the contrary and approval is granted by the Court. Cases submitted to compulsory arbitration under Rule 1301 shall have a pre-trial conference only if the award of arbitrators is appealed. In paternity cases, the pre-trial conference shall be conducted by the Domestic Relations Hearing Officer, who shall file a report of same. The Prothonotary shall refer medical malpractice cases to the Health Care Conciliation Program of the Commonwealth of Pennsylvania for a conciliation conference before the pre-trial conference.

(b) The Prothonotary shall keep a Pre-Trial Docket. Cases may be placed on the Pre-Trial Docket by any party, but only if:

(1) The pleadings shall have been closed for a period of at least ninety (90) days or all parties have, by written stipulation filed, agreed to place the case on the Pre-Trial Docket within a lesser time; and

(2) Such party shall file a certification of readiness with the Prothonotary, with notice given to all parties pursuant to Pa.R.C.P. 440 at least 15 days prior to filing said certification. The certification shall state that the attorney placing the case on the Pre-Trial Docket certifies that all discovery has been completed and the case is ready for trial.

(3) Any party objecting to the certification of readiness shall file a petition setting forth the reasons and the time period within which the objecting party needs to complete the necessary discovery or investigation. A party's failure to file and present the petition in motions court within the 15 day period shall be deemed to be a consent to the certification of readiness.

(c) After the case has been placed upon the Pre-Trial Docket:

(1) All plaintiffs, within twenty (20) days of the filing of the certification of readiness, shall file their pre-trial statements; and

(2) All defendants, within twenty (20) days of the filing of the plaintiffs' pre-trial statements, shall file their pre-trial statements; and

(3) All other parties, within twenty (20) days of the filing of defendants' pre-trial statements, shall file their pre-trial statements.

(d) No discovery will be permitted after the pre-trial conference except upon express order of the Court.

(e) No case shall be listed for trial until after compliance with the pre-trial procedure set forth in these rules.

(f) The written pre-trial statement required under these rules will consist of a brief summary of the essential facts upon which liability is asserted or denied and the legal issues involved. There shall be attached to said statement:

(1) A copy of all reports containing findings or conclusions of any physician who has treated or examined a party or has been consulted in connection with any injuries complained of and who a party expects to call as a witness at the time of trial of the case. If timely production of any such report is not made, the testimony of such physician shall be excluded at the trial except upon consent of the other party or parties or upon express order of the Court.

(2) A copy of all reports containing findings and conclusions of any expert who has been consulted in connection with the matters involved in the case and who a party expects to call as a witness at the trial. If timely production of any such report is not made, the testimony of such expert shall be excluded at the trial, except upon consent of the other party or parties or upon express order of the Court.

(3) A list of the names and addresses of all witnesses the party expects to call, which witnesses shall be classified as liability or damage witnesses.

(4) The pre-trial statement of any party seeking to recover damages for personal injuries will also be accompanied by a written authorization to inspect and make copies of the records and reports of any physician, hospital or clinic by whom or where said party may have been examined, treated, or hospitalized for the injuries or disabilities complained of, and covering prior injuries or disabilities where the same may be relevant.

(5) The pre-trial statement of any party seeking to recover damages shall include a list of the damages that the party intends to claim and prove at the trial.

(6) All counsel shall attach a list of exhibits which shall contain the identifying mark of each exhibit together with a brief description of the exhibit.

(7) All parties shall set forth a realistic estimate of the trial time required for representation of their own case, as well as total trial time required.

(8) The pre-trial statement shall include a brief history of settlement negotiations.

(g) Upon failure of any party to file a pre-trial statement within the time required, the Court may impose the sanctions provided in Pa.R.C.P. No. 4019(c).

(h) Within five (5) days of the filing of the last required pre-trial statement but not later than sixty-five (65) days from the filing of the certification of readiness, the Prothonotary shall notify the Court Administrator that the case may be scheduled for the pre-trial conference. The Court Administrator will assign the case forthwith for pre-trial. The assigned Judge will by order set a time for the pre-trial conference.

(i) At the pre-trial conference, each counsel shall make available to opposing counsel for inspection and copying all exhibits which are expected to be offered in evidence at trial. In addition, the written list of exhibits will be marked to indicate those exhibits which are to be admitted into evidence by stipulation, those exhibits to which there is an agreement of authenticity and a waiver of formal proof but to which objections of admissibility are reserved, and those exhibits to which objections to admissibility and challenges to authenticity and proof are reserved generally. The nature of the objection in each instance shall be briefly stated.

If any exhibits are known to exist or probably will be required but are not available at the time of the pre-trial conference, the substance thereof must be disclosed to opposing parties and numbers or letters shall be reserved for such exhibits upon counsel's list of exhibits. If not discovered or not realized to be necessary until after the pre-trial conference, exhibits must nevertheless be marked before trial. Exhibits not submitted and marked in the manner provided herein shall not be admitted at the trial unless the trial Judge is satisfied that their existence or the necessity for introducing them could not have been determined at the earlier stages referred to in this Rule.

(j) The Judge at the pre-trial conference may consider motions to continue, to amend, to consolidate, to sever, motions in limine, and any other pertinent matters, providing proper notice is given in the pre-trial statement or otherwise.

(k) The Judge presiding at the pre-trial conference shall enter a pre-trial adjudication. Counsel must file written objections within 10 days and present the objection to Motions Court or be deemed to have accepted the pre-trial adjudication.

(l) Unless the Court directs otherwise, the Prothonotary shall add the case to the Jury Trial Docket as of the date of the pre-trial adjudication.

(m) Willful failure to fully disclose in the pre-trial statement or at the pre-trial conference the substance of the evidence as to liability, defenses, damages and the identity of all witnesses proposed to be offered at the trial will result in the exclusion of that evidence or the testimony of those witnesses at the trial. The only exceptions will be matters or witnesses which the Judge determines were not discoverable at the time of the pre-trial conference, and matters to be used solely for impeaching purposes.

(n) When a case is scheduled for pre-trial conference, it shall not be continued except for just cause and upon order of the pre-trial Judge. If there is a failure to comply with the pre-trial rules or with any order issued in the pre-trial procedure, the Judge may impose such sanctions as are warranted by the circumstances. Sanctions may include the dismissal of the plaintiff's cause of action, the grant of permission to proceed ex parte, or the barring of any defendant or other party from offering any testimony. If all parties fail to comply, the action may be dismissed.

(o) The pre-trial conference shall be attended by the attorney who will try the case or by an attorney who is fully prepared and authorized as to all matters which may reasonably be expected to arise during the conference. Parties must also be present, except where the real party in interest is an insurance company, common carrier, corporation or other artificial legal entity, in which instance a representative thereof, other than the attorney, must be present with full authority and power to discuss and settle the case. At the pre-trial conference, the Court shall encourage the amicable settlement of the controversy and the parties and their attorneys shall be prepared to discuss settlement.

(p) The Judge presiding at the pre-trial conference shall refer to arbitration all cases where the amount actually in controversy is found not to exceed the jurisdictional limits of arbitration except where title to lands or tenements may come in question.

(q) The pre-trial adjudication shall control the subsequent course of the action. The adjudication of the pre-trial Judge may include a requirement that one or more of the parties submit a trial brief, or a statement of legal authorities, to be submitted at least ten (10) days before trial. The adjudication may impose such other requirements on the parties as the circumstances may indicate in the discretion of the Judge.

(r) After the pre-trial conference and the entry of the pre-trial adjudication no amendment to any pre-trial statement or pleading shall be presented to the Prothonotary for filing unless authorized at the pre-trial conference or upon further order of Court.

(s) The Court may on motion of any party enlarge any time period set forth in these rules relating to pre-trial procedure.

[Pa.B. Doc. No. 98-1355. Filed for public inspection August 21, 1998, 9:00 a.m.]

## FAYETTE COUNTY

### Local Rule 214: Pre-Trial Docket and Jury Trial Docket; Civil Division No. 1471 of 1998, G. D.

#### Order

*And Now*, this 30th day of July, 1998, it is hereby *Ordered* that Fayette County Rule of Civil Procedure 214 is hereby amended as follows. This amendment shall be effective 30 days after the publication in the *Pennsylvania Bulletin*.

The Prothonotary of Fayette County is *Ordered* and *Directed* to do the following:

(1) File seven (7) certified copies of the Order and Amended Rule with the Administrative Office of Pennsylvania Courts.

(2) File two (2) certified copies of this Order and Amended Rule with the Legislative Reference Bureau for Publication in the *Pennsylvania Bulletin*.

(3) File one (1) certified copy of this Order and Amended Rule with the Pennsylvania Civil Rules Committee.

(4) Forward one (1) copy for publication in the *Fayette Legal Journal*.

(5) Forward one (1) copy to the Fayette County Law Library.

(6) Keep continuously available for public inspection copies of this Order and Rule.

*By the Court*

WILLIAM J. FRANKS,  
*President Judge*

**Rule 214. Pre-Trial Docket and Jury Trial Docket.**

(a) The Prothonotary shall keep a Pre-Trial Docket and shall enter therein each case named in the certification of readiness of any party. Cases shall be entered in the order in which the certifications are filed and the date of entry shall be noted on the Docket.

(b) The Prothonotary shall also keep a Jury Trial Docket, in which there shall be entered each case to be tried by jury, in chronological sequence according to the date of the pre-trial adjudication.

(c) Non-jury and equity trials shall be scheduled for trial upon motion.

(d) A case shall remain on the Jury Trial Docket until it has been tried, settled, discontinued or removed by order of Court. The Prothonotary shall note the disposition of each case on the Docket.

(e) The Court may order a case removed from either docket because of the failure of the plaintiff to proceed with reasonable diligence or for other appropriate cause. Such a case may be reentered in either docket only by order of Court and only as of the date of such order.

(f) There shall be four (4) Sessions of Civil Jury Trials each year, beginning respectively on the third Monday of January, the third Monday of April, the third Monday of July and the third Monday of October, unless otherwise specifically ordered.

(g) On the first business day of the month preceding that during which the next regular Session of Civil Jury Trials is to begin, the Prothonotary shall prepare and post publicly in that office a trial list for the Session containing all pending cases entered on the Jury Trial Docket. The cases on the Jury Trial Docket shall be listed in the order in which they were entered in said Docket, and shall be numbered consecutively for trial beginning on the opening day of the Session. The posting of the list shall constitute publication of the trial list for that Session for the purposes of Pa.R.C.P. No. 216.

(h) At least twenty (20) days before the beginning of each Session, the Prothonotary shall have the posted list printed, together with a list of the jurors summoned for the Session, and shall furnish a copy thereof to each member of the Court and to all attorneys requesting it.

(i) On the Friday immediately preceding the beginning of a Session, not later than 3:30 o'clock p.m., the Court Administrator shall prepare and post in the Prothonotary's office a list of all cases to be called for trial on the following Monday, and likewise thereafter from day to day

a list of all cases expected to be called for trial on the following day. Except as otherwise directed by the Court, and subject to the preferences given by Pa.R.C.P. No. 214, the daily list shall be composed of (1) cases fixed by the Court for that day; and (2) cases taken in numerical order from the list, unless made impracticable by the conflicting engagements of counsel. The posting of the daily lists shall constitute sufficient notice of call for trial on that day. The Prothonotary shall furnish a copy of each daily list to each member of the Court and to all attorneys requesting it.

(j) The trial list shall be called for answer in the courtroom of the Motions Judge on the third Friday preceding the beginning of each Session of Civil Jury Trials at 9:30 o'clock A.M. At that time, written motions for continuance may be presented. Later motions for continuance will not be considered, unless for a cause not existing or known at the call of the list. All motions for continuance shall be in writing, after notice as required by Pa.R.C.P. No. 216 and F.C.R. 211(e). No case shall be continued for trial without a jury until an agreement of all parties to dispense with trial by jury has been filed of record.

If no answer is made, the case will be stricken from the list and reinstated only upon praecipe and placed at the end thereof.

(k) Any case on the trial list that is called for trial during the session but not reached for trial, shall, at the next session, receive priority over cases that are continued at the call of the list.

[Pa.B. Doc. No. 98-1356. Filed for public inspection August 21, 1998, 9:00 a.m.]

**WESTMORELAND COUNTY**

**Civil Rules W205.1 and W211; No. 3 of 1998**

**Order**

*And Now This* 6th day of August, 1998, it is *Hereby Ordered Adjudged And Deceaded* that Westmoreland County Rules of Civil Procedure W205.1(b) and W211 are repealed. New Rules W205.1(b) and W211 are adopted.

*By the Court*

CHARLES H. LOUGHRAN,  
*President Judge*

**W205.1. Filing of Motions and Petitions.**

W205.1(b) The assigned judge will hear routine motions of either a contested or uncontested nature on the first and last Wednesday of each month at 10:00 a.m.

(1) Uncontested and emergency motions on civil matters assigned specifically to Judges Ackerman and Caruso may be presented at any other time convenient to and prearranged with the court.

(2) Emergency motions on civil matters assigned to Judge Loughran may be presented at any prearranged time convenient to the court.



**W211. Oral Arguments.**

Each judge shall establish procedures for oral argument.

**Comment:** All argument court matters before Judge Loughran shall be automatically scheduled by the court administrator.

All argument court matters with the exception of preliminary objections assigned to Judges Ackerman and Caruso shall be automatically scheduled by the court administrator. Oral argument on preliminary objections shall be scheduled on an individual basis after consideration of a petition or motion presented to the court.

[Pa.B. Doc. No. 98-1357. Filed for public inspection August 21, 1998, 9:00 a.m.]

---

## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Disbarment

Notice is hereby given that John Michael Panara, having been disbarred from the practice of law in the State of New York, the Supreme Court of Pennsylvania issued an Order dated August 5, 1998, disbaring John Michael Panara from the Bar of this Commonwealth. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside of the Common-

wealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

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

[Pa.B. Doc. No. 98-1358. Filed for public inspection August 21, 1998, 9:00 a.m.]

---

### Notice of Suspension

Notice is hereby given that Bruce Allen Wallace, III, having been suspended from the practice of law in the State of New Jersey for a period of three months by Order dated March 25, 1998, the Supreme Court of Pennsylvania issued an Order dated August 5, 1998, Bruce Allen Wallace, III is suspended for a period of three months from the Bar of this Commonwealth. In accordance with the Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

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

[Pa.B. Doc. No. 98-1359. Filed for public inspection August 21, 1998, 9:00 a.m.]

---

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending August 11, 1998.

#### BANKING INSTITUTIONS

##### Conversions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-10-98	United States National Bank in Johnstown Johnstown Cambria County	Johnstown	Filed
	<i>To:</i>		
	U.S. Bank Johnstown Cambria County		
	Application represents conversion from National charter to a State charter.		

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-5-98	Somerset Trust Company Somerset Somerset County	4185 Glades Pike Somerset Township Somerset County	Approved
8-5-98	Northern Central Bank Williamsport Lycoming County	1199 Main Street Mansfield Tioga County	Filed
8-5-98	Hollidaysburg Trust Company Hollidaysburg Blair County	Morrison's Cove Home 429 South Market St. Martinsburg Blair County	Opened
8-6-98	Northwest Savings Bank Warren Warren County	Stonybrook Shopping Center Rte. 462 and E. Market St. Springettsbury Twp. York County	Opened
8-7-98	Harris Savings Bank Harrisburg Dauphin County	Martin's/Giant Food Store 1729 Dual Highway Hagerstown Washington County Maryland	Filed
8-7-98	Harris Savings Bank Harrisburg Dauphin County	Martin's/Giant Food Store 1580 Wesel Boulevard Hagerstown Washington County Maryland	Filed

##### Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-5-98	Northern Central Bank Williamsport Lycoming County	<i>To:</i> Dandy Mini-Mart Route 187 (Main St.) Rome Bradford County	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
		<i>From:</i> Main Street Rome Bradford County	

**SAVINGS ASSOCIATIONS**

No activity.

**CREDIT UNIONS**

No activity.

RICHARD C. RISHEL,  
*Secretary*

[Pa.B. Doc. No. 98-1360. Filed for public inspection August 21, 1998, 9:00 a.m.]

---

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

### Pennsylvania Housing Advisory Committee Meeting

The Pennsylvania Housing Advisory Committee will meet to advise the Department of Community and Economic Development regarding housing and related needs, priorities and goals to be delineated in the 1999 Action Plan which supplements the Commonwealth's Consolidated Plan for Federal fiscal years 1995 through 1999. Meetings of this Committee are open to the public under the Sunshine Act. The meeting will be held as follows:

August 24, 1998: Pennsylvania Housing Finance  
Agency Board Room, 2101 North  
Front Street, Building #2,  
Harrisburg, PA 17110  
from 10 a.m. to 1 p.m.

Anyone who has a disability and wishes to attend this meeting and requires an auxiliary aid, service or other accommodation to participate in the proceedings should contact Aldona Kartorie, Room 509 Forum Building, Harrisburg, PA 17120, (717) 720-7409. For anyone with a hearing disability, Test Telephone (TT) calls can be placed through the Pennsylvania Relay System at (800) 654-5984. Calls will be relayed to the Department's number listed above.

SAMUEL A. MCCULLOUGH,  
*Secretary*

[Pa.B. Doc. No. 98-1361. Filed for public inspection August 21, 1998, 9:00 a.m.]

---

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### DCNR Recruits Applicants for Trails Board

The Department of Conservation and Natural Resources (Department) is accepting nominations through September 30, 1998, for three new appointments to the Pennsylvania Recreational Trails Advisory Board (PARTAB). The Board was created on October 29, 1992, in accordance with the provisions of the Transportation Equity Act for the 21st Century (TEA 21).

The Board consists of one member from each of the following nine recreational trail user organizations: Hiking; Cross-Country Skiing; Off-Highway Motorcycling; Snowmobiling; Horseback Riding; All-Terrain Vehicle Driving; Bicycling; Four-Wheel Driving and Water Trails. One member also represents physically challenged individuals.

The Board's main responsibilities include advising the Department on the use of Federal trails funding in this Commonwealth, reviewing and ranking trail project applications and presenting an annual report to the Secretary on the accomplishments of the preceding Federal fiscal year, including recommendations for changes.

Nominations for the three new appointees are to be made from individuals representing the following trail user organizations: Cross-Country Skiing, Four-Wheel Driving and Horseback Riding.

Nominations must be submitted to the Department by September 30, 1998. Appointments will be made by the

Secretary of the Department. Appointees will serve for 3 consecutive years.

To obtain a nomination form, contact the Pennsylvania Recreational Trails Program, P. O. Box 8475, Harrisburg, PA 17105-8475, (717) 783-2316, e-mail: tierney.vanyla@a1.dcnr.state.pa.us.

For more information, visit us through the Pennsylvania homepage at [www.state.pa.us](http://www.state.pa.us), or visit the Department directly at [www.dcnr.state.pa.us](http://www.dcnr.state.pa.us).

Persons with a disability who wish to submit a nomination for the Pennsylvania Recreational Trails Advisory

Board and require special assistance should contact Vanyla Tierney at (717) 787-2316 to discuss how the Department may best assist their needs. TTY or TDD users call (800) 654-5984.

JOHN C. OLIVER,  
*Secretary*

[Pa.B. Doc. No. 98-1362. Filed for public inspection August 21, 1998, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

---

### APPLICATIONS

---

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

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

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

---

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

---

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

**PA 0023167.** Sewage. **Kane Boro—Pine Street Waste Water Treatment Plant**, P. O. Box 79, Kane, PA 16735.

This application is for renewal of an NPDES permit to discharge treated sewage to West Run in Kane Boro, **McKean County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Emlenton Water Company on the Allegheny River located in Emlenton, approximately 120 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 1.5 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			
(5-1 to 10-31)	10	15	20
(11-1 to 4-30)	25	40	50
TSS	30	45	60
Ammonia-Nitrogen			
(5-1 to 10-31)	1.5		3.0
(11-1 to 4-30)	4.5		9.0
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,100/100 ml as a geometric average		
Total Residual Chlorine			
(Interim)		monitor and report	
(Final)	0.02		0.073
Copper		monitor and report	
Total Phosphorus	2.0		4.0
Chronic Whole Effluent Toxicity (WET)	7.0		
Dissolved Oxygen	minimum of 7.0 mg/l at all times		
NO <sub>2</sub> -NO <sub>3</sub>	10		20
pH	6.0—9.0 at all times		

The EPA waiver is not in effect.

**PA 0222615.** Sewage, **Scott R. Yonkin**, 2804 Homestead Drive, Erie, PA 16506.

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

The receiving water is classified for warm water fishery, aquatic life, water supply and recreation. There are no potable water supplies affected by this discharge.

The proposed effluent limits for Outfall 001, based on average design flow of 0.000800 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10	20
Total Suspended Solids	20	40
NH <sub>3</sub> -N		
(5-1 to 10-31)	5	10
(11-1 to 4-30)	15	30
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Total Residual Chlorine	1.4	3.3
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	6,700/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

---

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

**PA 0217964.** Sewage, **Keith Vay**, Box 204, Lowbar, PA 15660.

This application is for issuance of an NPDES permit to discharge treated sewage from K-Vays STP in Sewickley Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Little Sewickley Creek, which are classified as a trout stocked 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 County Municipal Authority, McKeesport Plant, on the Youghiogheny River.

*Outfall 001:* new discharge, design flow of 0.006 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	6.0			12.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.13			0.31
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

*Other Conditions:*

The EPA waiver is in effect.

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

**PA 0055298.** Sewage, **Henry Anderson**, 2472 River Road, New Hope, PA 18938.

This application is for renewal of an NPDES permit to discharge treated sewage from a single residence STP in Solebury Township, **Bucks County**. This is an existing discharge to Rabbit Run.

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

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

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25	50
Suspended Solids	30	60
Ammonia (as N)	20	40
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

**PA 0057568.** Sewage, **James Mini**, 1422 Hilltown Pike, Hilltown, PA 18927.

This application is for issuance of an NPDES permit to discharge treated sewage from a single residence STP in Hilltown Township, **Bucks County**. This is a new discharge to unnamed tributary to Reading Creek.

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

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

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

*Other Conditions:*

The EPA waiver is in effect.

**PA 0057533.** Industrial waste, **Jack's Auto Repair, Inc.**, 405 West County Line Road, Hatboro, PA 19040.

This application is for issuance of an NPDES permit to discharge treated groundwater from a Jack's Auto Repair Service Station in Horsham Township, **Montgomery County**. This is a new discharge to an unnamed tributary to Pennypack Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 15,800 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Benzene	0.001	0.002	0.0025
Total BETX	0.1	0.1	0.25
Ethylbenzene	monitor/report	monitor/report	
Toluene	monitor/report	monitor/report	
Total Xylenes	monitor/report	monitor/report	
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

**PA 0050504, Amendment No. 1.** Sewage, **East Goshen Municipal Authority**, 1580 Paoli Pike, West Chester, PA 19380.

This application is for an amendment of an NPDES permit to discharge treated sewage from a sewage treatment plant in East Goshen Township, **Chester County**. This is an existing discharge to Ridley Creek.

The receiving stream is classified for high quality trout stocking, aquatic life, water supply and recreation.

The proposed amendment to effluent limits for Outfall 001, based on an average flow of 0.4 mgd as follows:

The effluent limitations for Total Residual Chlorine have been deleted since chlorine is no longer used for disinfection.

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 0208647.** SIC: 4952, **Grampian Borough Council**, P. O. Box 298, Grampian, PA 16838.

This proposed action is for reissuance of an NPDES permit for an existing discharge of treated sewage to Kratzer Run in Penn Township, **Clearfield County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the proposed downstream potable water supply (PWS) considered during the evaluation is Lock Haven City Authority located on the West Branch Susquehanna River, 90 miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 0.08 mgd, are:

<i>Discharge Parameter</i>	<i>Concentrations (mg/l)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instantaneous Maximum<sup>2</sup></i>
pH (std units)	within the range 6.0—9.0		
Total Cl <sub>2</sub> Residual*	0.5		1.6
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 2,000/100 ml as a geometric average	

\*limit effective 3 years after permit effective date, until then monitor and report results.

*Other Conditions:* None

The EPA waiver is in effect.

**PA 0114073.** SIC: 4952, **CNG Transmission Corporation**, R. R. 3, Box 24-T, Westfield, PA 16950.

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

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is the PA/NY border located approximately 22 miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0005 mgd, are:

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Chlorine Residual	monitor	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	200/100 ml as a geometric average	
pH	6.0—9.0 su at all times	

The EPA waiver is in effect.

**PA 0111856.** SIC: 4952, **Northern Tier Career Center**, R. R. 1, Box 157A, Towanda, PA 18848.

This proposed action is for renewal of an NPDES permit for discharge of treated sewage to the Susquehanna River in North Towanda Township, **Bradford County**.

The receiving stream is classified for the following uses: warm water fishery and aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is the PA/NY border located approximately 20 miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0075 mgd, are:

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

The EPA waiver is in effect.

---

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

---

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

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

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

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

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

---

*Southcentral Regional Office: Water Management Program, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.*

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0051861	Penn Sylvan Realty Corporation R. R. 3, Box 3770 Mohnton, PA 19540-9231	Berks Brecknock Twp.	UNT to Rock Run	TRC



<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0082309	Fairview Twp. Auth. 599 Lewisberry Rd. New Cumberland, PA 17070-2399	York Fairview Twp.	UNT to Fishing Creek	TRC

**DISCHARGE OF CONTROLLED INDUSTRIAL  
WASTE AND SEWERAGE WASTEWATER  
Applications under the Pennsylvania Clean  
Streams Law  
(Part II Permits)**

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

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

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

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

**WQM Permit No. 4298402.** Sewage, **Leasa A. Maley**, SRSTP, 6118 Maley Dr., Limestone, NY 14753. This project is for the construction of a single residence sewage treatment plant in Corydon Township, **McKean County**.

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

**A. 6798408.** Sewage, submitted by **Northeastern York Co. Sewer Authority**, P. O. Box 516, Mt. Wolf, PA 17347-0516 in East Manchester Township, **York County** to install a pump station that will pump wastewater to the Northeastern York County Sewer Authority Treatment Plant was received in the Southcentral Region on July 30, 1998.

**A. 2998401.** Sewage, submitted by **McConnellsburg Sewerage Authority**, P. O. Box 681, McConnellsburg, PA 17233-0681 in Ayr Township, **Fulton County** to rerate their wastewater treatment facility from 1,010 pounds of BOD per day to 1,380 pounds of BOD per day was received in the Southcentral Region on August 3, 1998.

**A. 2198407.** Sewage, submitted by **Mountain Creek Campground**, 349 Pine Grove Road, Gardners, PA 17324-8817 in Dickinson Township, **Cumberland County** to install a sewage treatment facility was received in the Southcentral Region on August 4, 1998.

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

**WQM Permit No. 4698201.** Industrial waste. **Superior Tube Company**, 3900 Germantown Pike, Evansburg, PA 19426-3112. This project is for the construction to replace and upgrade the existing wastewater treatment facility located in Lower Providence Township, **Montgomery 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 this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharge.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 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 appealed to the Environmental Hearing Board.

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

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

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

*Monroe County Conservation District, District Manager, 8050 Running Valley Road, Stroudsburg, PA 18360, (717) 629-3060.*

**NPDES Permit PAS10S070.** Stormwater. **Mill Brooke Farms**, Sheldon Kopelson, P. O. Box 741, E. Stroudsburg, PA 18301, has applied to discharge stormwater from a construction activity located in Stroud Township, **Monroe County**, to Little Pocono Creek.

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

**NPDES Permit PAS10-G329.** Stormwater. **East Vincent Township**, 262 Ridge Road, Spring City, PA 19475, has applied to discharge stormwater from a construction activity located in East Vincent Township, **Chester County**, to French Creek.

**NPDES Permit PAS10-G330.** Stormwater. **Charles J. Moore**, 261 Baker Road, Cochranville, PA 19330, has applied to discharge stormwater from a construction activity located in Penn Township, **Chester County**, to Unnamed Tributary to East Branch Big Elk Creek.

**NPDES Permit PAS10-G331.** Stormwater. **Ethel J. Coates**, P. O. Box 510, Oxford, PA 19363, has applied to discharge stormwater from a construction activity located in East Nottingham Township, **Chester County**, to West Branch Big Elk Creek.

**NPDES Permit PAS10-G332.** Stormwater. **TCLG, Inc.**, 30 South Valley Drive, Suite 306, Paoli, PA 19301, has applied to discharge stormwater from a construction activity located in Upper Uwchlan Township, **Chester County**, to Pickering Creek.

**NPDES Permit PAS10-G333.** Stormwater. **The Hankin Group**, 717 Constitution Drive, Exton, PA 19341, has applied to discharge stormwater from a construction activity located in Uwchlan Township, **Chester County**, to Shamona Creek.

**NPDES Permit PAS10-G334.** Stormwater. **J. Loew and Associates**, 55 Country Club Drive, Downingtown, PA 19335, has applied to discharge stormwater from a construction activity located in Uwchlan Township, **Chester County**, to Shamona Creek.

*Northcentral Regional Office: Regional Water Management Program Manager, 208 W. 3rd St., Suite 101, Williamsport, PA 17701, (717) 327-3574.*

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

**NPDES Permit PAS10F071.** Stormwater. **Sue Tressler**, Airport Park Development, Phase 1, 1040 Boalsburg Rd., Boalsburg, PA 16727 has applied to discharge stormwater from a construction activity located in Benner Township, **Centre County** to Buffalo Run.

*Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.*

*Franklin County Conservation District, District Manager, 550 Cleveland Avenue, Chambersburg, PA 17201, (717) 264-7201.*

**NPDES Permit PAS-10-M101.** Stormwater. **Spectrum Development LLC**, P. O. Box 843, Wilkesboro, NC 28697, has applied to discharge stormwater from a construction activity located in Guilford Township, **Franklin County**, to Falling Spring Creek.

## SAFE DRINKING WATER

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

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

**5698501. The Borough of Berlin**, 700 North Street, Berlin, PA 15530. Development and operation of Well #10 serving Berlin Borough, **Somerset County**.

**2698503. Pennsylvania-American Water Company**, 800 Hersheypark Drive, Hershey, PA 17033. Rehabilitation of the Menallen Tank serving Menallen Township, **Fayette County**.

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

**A. 3198502.** Public water supply. **Orbisonia-Rockhill Joint Municipal Authority**, Cromwell Township, **Huntingdon County**. *Responsible Official:* Harold S. Kimmel, Chairperson, P. O. Box 346, Orbisonia, PA 17243. *Type of Facility:* Construction of a new well (well no. 2) with chlorination and iron removal as treatment. Installation of a 250,000 gallon finished water storage tank. *Consulting Engineer:* David A. Brinjac, Brinjac, Kambic and Associates, Inc., 114 North Second Street, Harrisburg, PA 17101.

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

**A. 2498501.** Public water supply. **Johnsonburg Municipal Authority**, 523 Market Street, Johnsonburg, PA 15845. This proposal involves the installation of 11,55 lf of water line extension to Silver Creek with storage tank and a booster pump station in Johnsonburg Borough, **Elk County**.

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

**3598502.** Public water supply. **Jefferson Heights**, 114 Monahan Avenue, Dunmore, PA 18512. This proposal involves the reinstatement of Well No. 1 as a source of supply. It is located in Jefferson Township, **Lackawanna County**. *Engineer:* Frederick Spott, P.E.

**5498504.** Public water supply. **Blue Mountain Elementary School**, Red Dale Road, Orwigsburg, PA 17961. This proposal involves the addition of a contact tank cartridge filter, and sequestering to augment exist-

ing treatment for iron removal. The amended system becomes: pH adjustment, chlorination contact time, cartridge filtration, sequestering and finished water storage. It is located in Wayne Township, **Schuylkill County**. *Engineer: Ed Wavis, P.E., WJP Engineers.*

**Application issued for Construction Permit issued under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

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

**A. M. A.** The Department issued a construction permit application from the **Municipal Authority of the City of Sunbury** (225 Market Street, Sunbury, PA 17801-3482; Sunbury, **Northumberland County**) for cleaning and repainting interior and exterior of 2 million gallon finished water storage tanks and one 330,000 gallon backwash supply tank.

**A. 4146292-A10.** The Department issued a construction permit application to **Aqua Penn Spring Water Company** (One Aqua Penn Drive, P. O. Box 938, Milesburg, PA 16853-0938; Bellefonte Borough, **Centre County**) for construction of approximately 1,500 linear feet of ductile iron pipe, appurtenances and pump station (truck fill station) for the purpose of providing potable water for both Milesburg Borough and the AquaPenn Spring Water Company Bottling Plant.

**Application issued for Operation Permits issued under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

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

**A. 4496453-MA2.** The Department issued an operating permit application to **Augusta Boys, Inc.** (R. R. 1, Box 132B, Sunbury, PA 17801; Ralpho Township, **Northumberland County**) for operation of two additional vended water machines.

**A. 4195504.** The Department issued an operating permit to **Muncy Borough Municipal Authority** (14 North Washington Street, Muncy, PA 17756; Muncy Borough, **Lycoming County**) for operation of the Springman and Agler Wells (No. 5 and No. 6 respectively).

**A. 459631.** The Department intends to issue an operating permit to **Cedar Mountain Springs** (7975 Oxford Avenue, Philadelphia, PA 19111; Elk Township, **Tioga County**) for operation of the bottling facilities.

## 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 (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 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.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department's 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:

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

**Conewago Contractors, Inc.**, Lemoyne Borough, **Cumberland County**. Conewago Contractors, Inc., 221 South 10th Street, Lemoyne, PA has submitted a Notice of Intent to Remediate site soils contaminated with solvents, BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Harrisburg Patriot News* on July 30, 1998.

## 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 (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use 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 demon-

strates 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's 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:

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

**Conewago Contractors, Inc.**, Lemoyne Borough, **Cumberland County**. Conewago Contractors, Inc., has submitted a Notice of Intent to Remediate site 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 July 30, 1998.

#### 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 processing of empty plastic motor oil containers. The modification request was received in this office on July 28, 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 QUALITY

### OPERATING PERMITS

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

Under 25 Pa. Code § 127.521, 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 (relating to operating permit requirements) and G (relating to Title V operating permits).

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

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

**39-00018: Stanley Storage Systems, Inc.** (11 Grammes Road, Allentown, PA 18103) for office furniture manufacturing plant in the City of Allentown, **Lehigh County**.

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

**43-00085: Trinity Industries** (60 Union Street, Greenville, PA 16125) located in Greenville Borough, **Mercer County**. The facility's major emission sources include various shot blast and spray coating booths. The facility is a major facility due to its potential to emit of Volatile Organic Compounds.

**43-00279: Trinity Industries** (Waugh Avenue, Greenville, PA 16125) located in Hempfield Township, **Mercer County**. The facility's major emission sources include various shot blast and spray coating booths. The

facility is a major facility due to its potential to emit of Volatile Organic Compounds.

**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, (610) 832-6242.*

**46-0119: Colledgeville Flag & Mfg. Co. Intent to issue as Vexco, Inc.** (24 West Fourth Avenue, Colledgeville, PA 19426) for operation of a Facility NO<sub>x</sub>/VOC RACT in Colledgeville Borough, **Montgomery County**.

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

**48-310-011A: Keystone Portland Cement Co.** (P. O. Box A, Routes 329 and 987, Bath, PA 18014) for operation of a stone crushing plant in East Allen Township, **Northampton County**.

**54-302-034A: Guilford Mills, Inc.** (P. O. Box 248, Pine Grove, PA 17963) for operation of a boiler in Pine Grove Borough, **Schuylkill County**.

**54-321-006A: Guilford Mills, Inc.** (P. O. Box 248, Pine Grove, PA 17963) for operation of 10 frame dryers in Pine Grove Borough, **Schuylkill County**.

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

**36-302-184: Esbenshade's Greenhouses, Inc.** (546 East 28th Division Highway, Lititz, PA 17543) for operation of one wood fired boiler controlled by multicloner in Elizabeth Township, **Lancaster County**.

**36-308-055H: Wabash Alloys, L.L.C.** (Hazel and Biddle Streets, Marietta, PA 17547) for an aluminum casting operation which includes two aluminum reverberatory furnaces and a chlorine system controlled by a spark arrestor and a fabric filter in Marietta, **Lancaster County**.

**67-2030A: C-P Converters, Inc.** (15 Grumbacher Road, York, PA 17402) for operation of Flexographic Press 10 in Manchester Township, **York County**.

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

**41-0001A: Stroehmann Bakeries, L. C.** (255 Business Center Drive, Suite 200, Horsham, PA 19044) for operation of two bread baking ovens and a catalytic oxidizer (cleaning device) in Old Lycoming Township, **Lycoming County**.

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

**65-000-720: Carbide Corp.** (Arona Road, P. O. Box 509, Irwin, PA 15642) issued July 31, 1998, for operation of NO<sub>x</sub> and VOC sources at Arona Plant in Hempfield Township, **Westmoreland County**.

**PLAN APPROVALS**

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

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

**40-317-019A: Hershey Chocolate USA** (P. O. Box 340, Hazleton, PA 18201) for modification of the nicomac coating operation in the Humboldt Industrial Park, Hazle Township, **Luzerne County**.

**45-302-061: Tobyhanna Army Depot** (Department of the Army, Attention AMSEL-LC-TY-RK-E, 11 Hap Arnold Blvd., Tobyhanna, PA 18466) for construction of boiler in Coolbaugh Township, **Monroe County**.

**45-318-027: Tobyhanna Army Depot** (Department of the Army, Attention AMSEL-LC-TY-RK-E, 11 Hap Arnold Blvd., Tobyhanna, PA 18466) for construction of the IOF paint spray operation in Coolbaugh Township, **Monroe County**.

**45-318-028: Tobyhanna Army Depot** (Department of the Army, Attention AMSEL-LC-TY-RK-E, 11 Hap Arnold Blvd., Tobyhanna, PA 18466) for construction of a cross draft paint booth in Coolbaugh Township, **Monroe County**.

**45-318-029: Tobyhanna Army Depot** (Department of the Army, Attention AMSEL-LC-TY-RK-E, 11 Hap Arnold Blvd., Tobyhanna, PA 18466) for construction of a chemical metal finishing operation in Coolbaugh Township, **Monroe County**.

**45-399-013: Tobyhanna Army Depot** (Department of the Army, Attention AMSEL-LC-TY-RK-E, 11 Hap Arnold Blvd., Tobyhanna, PA 18466) for the construction of a sandblasting operation in Coolbaugh Township, **Monroe County**.

**48-313-080A: Binney and Smith, Inc.** (1100 Church Lane, P. O. Box 431, Easton, PA 18044) for modification of a paint mixing operation in Bethlehem Township, **Northampton County**.

**48-313-081: M A Hanna, Inc.** (177 Mikron Road, Bethlehem, PA 18017) for construction of an extruded plastics operation in Bethlehem Township, **Northampton County**.

**48-318-130: Production Partners, Inc.** (521 West Babbit Avenue, Pen Argyl, PA 18072) for construction of a paint spray operation in Pen Argyl Borough, **Northampton County**.

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

**06-1069B: East Penn Mfg. Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536-0147) for A-3 grid casting and industrial battery assembly controlled by a fabric collector at the facility in Richmond Township, **Berks County**. These sources are subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

**06-5086: Terradyne Ceramics of Pennsylvania LLC** (405 North Providence Road, Media, PA 19063) for a ceramic tile manufacturing plant controlled by various control devices in New Morgan Borough, **Berks County**.

**38-303-007: Haines and Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474) for the installation of a batch asphalt plant located in North Annville Twp., **Lebanon County**. This source is subject to 40 CFR 60, Subpart I, Standards of Performance for New Stationary Sources.

**06-1006: Brentwood Industries, Inc.** (P. O. Box 605, Reading, PA 19603-0605) for a surface coating and glueing operation in Reading, **Berks County**. The facility is subject to 25 Pa. Code § 129.91, Reasonably Available Control Technology.

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

**18-313-019C: Croda, Inc.** (P. O. Box 178, Mill Hall, PA 17751) for construction of a bulk ethylene oxide storage tank and distribution system in Bald Eagle Township, **Clinton County**. This tank and distribution system will emit ethylene oxide.

**41-0007A: Coastal Aluminum Rolling Mills, Inc.** (2475 Trenton Avenue, Williamsport, PA 17701) for construction of an aluminum cold rolling mill and a regenerative thermal oxidizer (cleaning device) in City of Williamsport, **Lycoming County**.

**REASONABLY AVAILABLE CONTROL  
TECHNOLOGY  
(RACT)**

**Proposed Revision to the State Implementation Plan for Volatile Organic Compounds (VOC); Approval of a Reasonably Available Control Technology Plan and Operating Permit; Public Hearing**

**Bedford County**

The Department of Environmental Protection (Department) has made a preliminary determination to approve a revised Reasonably Available Control Technology (RACT) Plan and an amendment to the State Implementation Plan (SIP) for a recreational equipment production facility owned and operated by Hedstrom Corporation in Bedford Township, Bedford County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in RACT Operating Permit No. 05-02002A for the existing facility to comply with current regulations.

The preliminary RACT determination, if approved, will be incorporated into an Operating Permit for the facility and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP.

The sources at the recreational equipment production facility for which VOC RACT determinations are being made are the decorative coating line for rotocasting and the gym leg stencil operations. The preliminary VOC RACT determination for the decorative coating line for rotocasting is a limitation of VOCs in the coating along with an annual limit of total emissions. The preliminary VOC RACT determination for the gym leg stencil operation is utilizing improved work practice standard along with an annual limit of total emissions. Upon final approval of the company's case-by-case analysis, the operating permit will include conditions requiring recordkeeping and reporting of operational data to verify VOC emissions.

An appointment to review the pertinent documents at the Department Altoona District Office at 615 Howard Avenue, Altoona may be scheduled by contacting Kathy Ciampoli at (814) 946-7290 between 8 a.m. and 4 p.m., Monday through Friday, except holidays.

One public hearing will be held for the purpose of receiving comments on the proposal. The hearing will be held on October 1, 1998, at the Department's Altoona District Office, located at 615 Howard Avenue, Altoona, PA 16601 from 10 a.m. until all scheduled comments are received.

Those wishing to comment are requested to contact Susan Frank at (717) 705-4904 at least 1 week in advance of the hearing to schedule their testimony. Those wishing to comment are requested to provide two written

copies of their remarks at the time of the hearing. Oral testimony will be limited to a maximum of 10 minutes per individual. Organizations are requested to designate an individual to present testimony on behalf of the organization. Written comments may be submitted to Steve Weyandt, Air Pollution Control Engineer, 615 Howard Avenue, Altoona, PA 16601, on or before October 7, 1998.

Persons with a disability who wish to attend the hearing scheduled for October 1, 1998, at the Department's Altoona District Office and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Susan Frank directly at (717) 705-4904 or through the AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

**MINING**

**APPLICATIONS TO CONDUCT COAL AND  
NONCOAL ACTIVITIES**

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

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

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

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

agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

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

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

#### *Coal Applications Received*

**56980105. Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650), commencement, operation and restoration of bituminous strip mine in Lincoln Township, **Somerset County**, affecting 96.9 acres, receiving stream—North Branch of Quemahoning Creek and tributaries, and Horner Run and tributaries. Application received August 3, 1998.

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

**17930115. K & J Coal Co., Inc.** (P. O. Box 189, Westover, PA 16692), renewal of an existing bituminous surface mine-auger permit in Chest Township, **Clearfield County** affecting 118.0 acres, receiving streams: Wilson Run, Wilson Run to Chest Creek, Chest Creek to West Branch Susquehanna River, West Branch Susquehanna River to Susquehanna River, Susquehanna River to Chesapeake Bay. Application received July 8, 1998.

**17930116. Hamilton Bros. Coal Co., Inc.** (R. D. 2, Box 563, Clymer, PA 15728), renewal of an existing bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 107.0 acres, receiving streams: three unnamed tributaries to Clearfield Creek and Snyder Run. Application received July 24, 1998.

**17820152. James I. Cowfer Contracting Co., Inc.** (P. O. Box 86, Osceola Mills, PA 16666), renewal of an existing bituminous surface mine permit in Decatur and Woodward Townships, **Clearfield County** affecting 288.0 acres, receiving streams: unnamed tributary to Goss Run to Goss Run, and Goss Run to Beaver Run to Moshannon Creek, to West Branch Susquehanna River to Susquehanna River. Application received July 24, 1998.

**17820139. Hepburnia Coal Company** (P. O. Box I, Grampian, PA 16838), renewal of an existing bituminous surface mine permit in Ferguson and Greenwood Townships, **Clearfield County** affecting 514.5 acres, receiving streams: Watts Creek to Little Clearfield Creek to Clearfield Creek to West Branch Susquehanna River to Susquehanna River. Application received July 24, 1998.

**17930102. Sky Haven Coal, Inc.** (R. D. 1, Box 180, Penfield, PA 15849), renewal of an existing bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 164.1 acres, receiving streams: unnamed tributary to Cofinan Run and Cofinan Run to Clearfield Creek to the West Branch of the Susquehanna River. Application received July 24, 1998.

**17793123. Strishock Coal Company** (220 Hillcrest Drive, DuBois, PA 15801), renewal of an existing bituminous surface mine permit in Union and Brady Townships, **Clearfield County** affecting 102.8 acres, receiving streams: Sugar Camp Run to Luthersburg Branch and Laborde Branch to Sandy Lick Creek to Redbank Creek to Allegheny River. Application received August 3, 1998.

**17890120. Hepburnia Coal Company** (P. O. Box I, Grampian, PA 16838), major permit revision to an existing bituminous surface mine permit to apply biosolids (stabilized sewage sludge) to enhance vegetation on the 292.3 acre site, Bell and Greenwood Townships, **Clearfield County**, receiving streams: Haslett Run and West Branch of the Susquehanna River. Application received July 20, 1998.

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

**65881701. Consolidation Coal Co.** (200 Hidden Valley Rd., McMurray, PA 15317), to renew the permit for the Hutchinson AMD Plant in Sewickley Township, **Westmoreland County**, no additional discharges. Application received June 15, 1998.

**03841305. Keystone Coal Mining Corp.** (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Emilie Nos. 1 and 2 Mines in Plumcreek Township, **Armstrong County** to add 168 acres to underground mine and subsidence control plan, no additional discharges. Application received July 1, 1998.

**56911302. RoxCoal, Inc.** (1576 Stoystown Road, P. O. Box 149, Friedens, PA 15541), to revise the permit for the Long T Mine in Stonycreek Township, **Somerset County** to revise reclamation land use at Diamond T Mine, no additional discharges. Application received July 13, 1998.

**30831303. Cyprus Cumberland Resources Corp.** (145 Elm Dr., Waynesburg, PA 15370), to revise the permit for the Cumberland Mine in Whiteley Township, **Greene County** to install the No. 7 Shaft, tributary to Whiteley Creek. Application received July 14, 1998.

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

#### *Noncoal Permits Received*

**7775SM10C4. Allentown Cement Company, Inc.** (P. O. Box 619, Blandon, PA 19510-0199), renewal of NPDES Permit No. PA0011789 in Maiden Creek Township, **Berks County**, receiving stream—Ontelaunee Creek. Application received July 28, 1998.

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

### **ENCROACHMENTS**

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



must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

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

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

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

**E13-114.** Encroachment. **Jim Thorpe Area School District**, 140 West 10th Street, Jim Thorpe, PA 18229-1702. To relocate and place fill in 1,410 feet of stream channel and to construct and maintain 455 feet of 54-inch diameter R.C.P. stream enclosure and associated energy dissipater in a tributary to Saw Mill Creek (CWF); and to relocate and place fill in 345 feet of a tributary to Saw Mill Creek and to construct and maintain 400 feet of channel change having a bottom width of 5 feet with 3H:1V side slopes and R5 riprap channel lining. The permit is associated with the proposed Jim Thorpe High School and is located immediately southeast of the intersection of Center Street and Eleventh Street (Christmans, PA Quadrangle N: 0.9 inch; W: 13.8 inches), in Jim Thorpe Borough, **Carbon County** (Philadelphia District, U. S. Army Corps of Engineers).

**E54-252.** Encroachment. **Miller Brothers Contracting**, P. O. Box 472, Schuylkill Haven, PA 17972-0472. To construct and maintain a channel change in a tributary to the West Branch Schuylkill River (CWF), consisting of approximately 420 linear feet of trapezoidal riprap-lined channel and to place fill in a de minimis area of wetlands equal to 0.01 acre for the purpose of constructing an office building. The project is located on Lots 44 and 45 of the Westwood Park Subdivision, on the north side of Woodglen Road, approximately 1,500 feet north of the junction of S. R. 0901 and S. R. 0209 (Pottsville, PA Quadrangle N: 9.5 inches; W: 15.2 inches), in the City of Pottsville, **Schuylkill County** (Philadelphia District, U. S. Army Corps of Engineers). This project was previously authorized by Permit No. E54-172.

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

**E61-216.** Encroachment. **Sugarcreek Borough**, 212 Fox Street, Franklin, PA 16323. To construct and maintain a 10-inch diameter PVC sanitary sewer line within a 20-inch diameter steel carrier pipe aerial utility crossing across a tributary to the Allegheny River (CWF). This project is located across a tributary to the Allegheny River on the downstream side of the railroad approximately 1,800 feet southwest of the intersection of S. R. 00621/0008 and S. R. 4002 (Franklin, PA Quadrangle N: 5.3 inches; W: 7.2 inches) located in Sugarcreek Borough, **Venango County**.

**E20-459.** Encroachment. **PA Department of Transportation**, Engineering District 1-0, 1140 Liberty Street, Franklin, PA 16323-1289. To remove the existing struc-

ture and to construct and maintain a prestressed concrete adjacent box beam bridge with a single clear span of 77 feet, a 50 degree skew and an average underclearance of 10 feet on S. R. 2022 (North Franklin Street) across Little Sugar Creek (CWF, Trout stocked). The project is located on S. R. 2022 (North Franklin Street) across Little Sugar Creek approximately 900 feet northwest of the intersection of S. R. 2022 (North Franklin Street) and S. R. 0173 (Adams Street) in the Borough of Cochranton (Cochranton, PA Quadrangle N: 4.1 inches; W: 6.8 inches) located in the Borough of Cochranton, **Crawford County**.

*Southcentral Regional Office: Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.*

**E07-298.** Encroachment. **Pennsylvania State University—Altoona Campus**, University Park, Physical Plant Bldg., University Park, PA 16802. To remove about 256 feet of existing collapsed gabian wall and to construct about 180 feet of reinforced concrete retaining wall and 106 feet of R-7 riprap slope protection along the south bank of Spring Run located at the Penn State University—Altoona Campus (Altoona, PA Quadrangle N: 7.3 inches; W: 5.0 inches) in Logan Township, **Blair County**.

**E50-194.** Encroachment. **Ross Merrill**, R. D. 1, Box 171, Millerstown, PA 17062. To construct and maintain a bridge having a span of 10 feet and an underclearance of 3 feet across the channel of Raccoon Creek at a point approximately 6,000 feet upstream of Route 17 (Ickesburg, PA Quadrangle N: 20.4 inches; W: 6.9 inches) in Tuscarora Township, **Perry County**.

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

**E63-459.** Encroachment. **Millcraft Investments, Inc.**, 400 Southpointe Boulevard, Suite 400, Canonsburg, PA 15317. To place and maintain fill in an unspecified acreage of wetlands (PEM) adjacent to an unnamed tributary to Chartiers Creek (WWF) for the purpose of constructing the Ironwood Plan No. 4 development. The project is located on Ironwood Drive, just northwest from the intersection of Ironwood Drive and Woodridge Court (Canonsburg, PA Quadrangle N: 8.3 inches; W: 7.7 inches) in Cecil Township, **Washington County**.

**E65-706.** Encroachment. **Washington Township**, 285 Pine Run Church Road, Apollo, PA 15613. To remove the existing structure and to construct and maintain a 60-inch CMP culvert in an unnamed tributary to Beaver Run (HQ-CWF) located on Culp Road (Vandergrift, PA Quadrangle N: 1.2 inches; W: 12.3 inches) in Washington Township, **Westmoreland County**.

**E63-460.** Encroachment. **PA Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106. To construct and maintain a dual 2,300—3,000 linear foot multi-span structure over Mingo Creek (HQ-TSF) and Froman Run (TSF), to construct and maintain a 7' × 10' box culvert 560 feet long in Dry Run (WWF), to construct and maintain two temporary stream diversions, one will be 300 feet long and the other will be 210 feet long in Dry Run and to place and maintain fill in 0.29 acre of wetlands (PEM) with 0.03 acre of temporary wetland impacts. This work is being done in conjunction with the Mon-Fayette Expressway (S. R. 0043), construction section 52G consisting of a four lane limited access, divided toll highway. This construction section starts at Dry Run Road (S. R. 0136) and ends south of Courtney Run Road (S. R. 1065) (Project starts at Monongahela, PA Quadrangle N: 13.1 inches; W: 15.8 inches and ends at



Monongahela, PA Quadrangle N: 18.0 inches; W: 15.4 inches) in Carroll Township, Union Township and Nottingham Township in **Washington County**. The wetland replacement was approved under PA DEP Permit No. E02-1132.

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

**E17-322.** Encroachment. **Pa. Dept. of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. To remove an existing superstructure and to construct and maintain a single span prestressed concrete spread box beam with a concrete deck and sidewalks on the left and right sides to be placed on top of existing abutments with a normal clear span of 54 feet 1 inch and a minimum underclearance of 5 feet across Moose Creek located immediately south of the intersection of SR 1050 (Maple Avenue) and Moose Street (Clearfield, PA Quadrangle N: 6.0 inches; W: 9.3 inches) in Lawrence Township, **Clearfield County**. Estimated stream disturbance is 56 linear feet; stream classification is cold water fishery.

**E17-323.** Encroachment. **APEX Machine & Hydraulic Inc.**, 511 Brisbin St., Houstzdale, PA 16651. To expand an existing commercial facility and associated parking facilities and to restore 0.08 acre of PEM wetlands filled without authorization. The project is located on the south side of SR 0322 approximately 1.9 miles west of the SR 0053 intersection in Decatur Township, **Clearfield County** (Wallaceton, PA Quadrangle N: 8.3 inches; W: 1.1 inches). The project includes restoration of 0.08 acre of wetlands, permanent fill in 0.24 acre of PEM wetlands, and onsite wetland replacement of 0.36 acre.

**E53-317.** Encroachment. **Larry Kio**, R. R. 3, Box 107FB, Coudersport, PA 16915. To excavate into 0.25 acre of disturbed palustrine emergent wetlands for the purpose of constructing a 1 acre recreational pond. To compensate for impact, the applicant proposes to construct 0.5 acre of onsite replacement wetlands. The project site is located near the mouth of Nester Hollow, approximately 2.7 miles northeast of the village of Costello (Austin, PA Quadrangle N: 0.1 inch; W: 4.0 inches) in Sylvan Township, **Potter County**.

#### Environmental Assessment

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

**EA11-002SW.** Environmental Assessment. **Kohler Construction**, 104 Mable Street, Johnstown, PA 15905. To repair a breached nonjurisdictional dam in an unnamed tributary to St. Clair Run (CWF) to restore open water habitat. 0.13 acre of wetlands (PEM) in the reservoir area to be inundated. The project is located just north of the intersection of Lake Shore Drive and Greentree Lane (Johnstown, PA Quadrangle N: 13.0 inches; W: 12.25 inches) in the Borough of Westmont, **Cambria County**. The applicant proposes to contribute to the PA Wetland Replacement Fund in lieu of constructing replacement wetlands.

### DAM SAFETY

#### DAMS, ENCROACHMENTS AND ENVIRONMENTAL ASSESSMENTS

The Department of Environmental Protection has taken the following actions on previously received Dam Safety and Encroachment permit applications, requests for Envi-

ronmental 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, 400 Market Street Floor 2, 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 at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

**Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A § 1341(a)).**

#### Permits Issued and Actions on 401 Certification

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

**D48-141A.** Dam. **Kravco Company** (234 Mall Boulevard, King of Prussia, PA 19406). To modify, operate and maintain a stormwater detention dam located across a tributary to Bushkill Creek at the Palmer Park Mall in Palmer Township, **Northampton County**.

#### ENVIRONMENTAL ASSESSMENT

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.

**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.

**D02-063EA.** Environmental Assessment. **Duquesne Light Company** (P. O. Box 65, Cheswick, PA 15024). To breach and abandon the Emergency Ash Pond and Still-ing Basin as part of Cheswick Power Station's fly ash closure plan. The dam is located in the Tawney Run watershed (WWF) approximately 4,000 feet north of the powerplant (New Kingston West, PA Quadrangle N: 8.8 inches; W: 6.2 inches) in Springdale Township, **Allegheny County**.

---

## 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 has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

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, 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 should 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).**

---

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

**NPDES Permit No. PA0103896.** Industrial waste. **County Landfill, Inc.**, P. O. Box 237, Leeper, PA 16233 is authorized to discharge from a facility located in Farmington Township, **Clarion County** to an unnamed tributary to Walley Run.

**NPDES Permit No. PA0210510.** Sewage. **Jim Fedor Plaza**, 14504 Ridge Road, West Springfield, PA 16443 is

authorized to discharge from a facility located in Springfield Township, **Erie County** to an unnamed tributary to Turkey Creek.

**NPDES Permit No. PA0222518.** Sewage. **Alex Lazar and Linda Lazar**, 10368 Dutch Road, Waterford, PA 16441 is authorized to discharge from a facility located in Greene Township, **Erie County** to the East Branch of LeBoeuf Creek.

**NPDES Permit No. PA0220787.** Sewage, **Patrick G. and V. Kaye Williams**, 390 Osborn Rd., Greenville, PA 16125 is authorized to discharge from a facility located in Salem Township, **Mercer County** to an Unnamed Tributary to Sandy Creek.

---

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

---

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

**WQM Permit No. 2598407.** Sewage. **Alex Lazar and Linda Lazar**, 10368 Dutch Road, Waterford, PA 16441. This project is for the construction and operation of a small flow treatment system in Greene Township, **Erie County**.

**WQM Permit No. 4398414.** Sewerage, **Bruce Powell, SRSTP**, 429 Greenville Rd., Greenville, PA 16125. Construction of Bruce Powell SRSTP located in Sandy Creek Township, **Mercer County**.

*Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.*

**NPDES Permit No. PAG043592.** Sewerage. **Carrie Forry-Roush**, 3614 Cloverfield Road, Harrisburg, PA 17109 is authorized to discharge from a facility located in Upper Frankford Township, **Cumberland County** to the receiving waters of an unnamed tributary to Conodoquin Creek.

**NPDES Permit No. PAG043593.** Sewerage. **Gilbert Davis**, HCR-6, Box 53, Everett, PA 15537-0053 is authorized to discharge from a facility located in West Providence Township, **Bedford County** to the unnamed tributary to Clear Creek.

**NPDES Permit No. PAG043595.** Sewerage. **Mr. and Mrs. Jack Bish**, 5744 Herbst Road, Red Lion, PA 17356 is authorized to discharge from a facility located in North Hopewell Township, **York County** to the unnamed tributary to Muddy Creek.

**NPDES Permit No. PA0085278.** Sewerage. **Deerwood Homeowners Association**, 11375 Lafayette Road, Mercersburg, PA 17236 is authorized to discharge from a facility located in Montgomery Township, **Franklin County** to the unnamed tributary to Licking Creek.

**NPDES Permit No. PA0083038.** Sewerage. **Mr. and Mrs. Jack Waybrant**, 814 East Keller Street, Hernando, FL 34442 is authorized to discharge from a facility located in Mount Joy Township, **Adams County** to the unnamed tributary to Rock Creek.

**NPDES Permit No. PA0080551.** Sewerage. **South Londonderry Township Municipal Authority**, Municipal Building, Center and Market Streets, P. O. Box 3, Campbelltown, PA 17010-0003 is authorized to discharge from a facility located in South Londonderry Township, **Lebanon County** to the receiving waters named Killinger Creek.

**NPDES Permit No. PA0042285.** Sewerage. **Pleasant View Retirement Community**, 544 North Penryn Road, Manheim, PA 17545 is authorized to discharge from a facility located in Penn Township, **Lancaster County** to the receiving waters of an unnamed tributary to Chickies Creek.

**NPDES Permit No. PA0083232.** Sewerage. **Canaan Venture L.L.C.**, c/o Triumph Baptist Church, 1538 Wingohocking Street, Philadelphia, PA 19140 is authorized to discharge from a facility located in Manheim Township, **Lancaster County** to the receiving waters named Lititz Run.

**NPDES Permit No. PA0031135.** Sewerage. **Borough of Kutztown**, 45 Railroad Street, Kutztown, PA 19530-1112 is authorized to discharge from a facility located in Maxatawny Township, **Berks County** to the receiving waters named Sacony Creek.

**NPDES Permit No. PA0080748.** Sewerage. **Northern Lebanon County Authority**, P. O. Box 434, Jonestown, PA 17038 is authorized to discharge from a facility located in Union Township, **Lebanon County** to the receiving waters named Swatara Creek.

**NPDES Permit No. PA0085456.** Sewerage. **Golden Menu Restaurant**, 1885 Baltimore Pike, Gettysburg, PA 17325 is authorized to discharge from a facility located in Mount Joy Township, **Adams County** to the receiving waters of an unnamed tributary of Rock Creek.

**NPDES Permit No. PA0033391.** Sewerage. **Pine Manor Mobile Homes**, 3857 East Harrisburg Pike, Middletown, PA 17057 is authorized to discharge from a facility located in Londonderry Township, **Dauphin County** to the receiving waters of an unnamed tributary of Lynch Run.

**NPDES Permit No. PA0084123.** Sewerage. **Penn Township Municipal Authority**, 100 Municipal Building Road, Duncannon, PA 17020 is authorized to discharge from a facility located in Penn Township, **Perry County** to the receiving waters named Cove Creek.

**NPDES Permit No. PA0021890. Amendment No. 1.** Sewerage. **New Holland Borough**, 426 East Main Street, New Holland, PA 17557 is authorized to discharge from a facility located in Earl Township, **Lancaster County** to the receiving waters named Mill Creek.

**NPDES Permit No. PA0080331.** Industrial waste. **Ephrata Area Joint Authority**, 114 East Main Street, Ephrata, PA 17522 is authorized to discharge from a facility located in Ephrata Borough, **Lancaster County** to the receiving waters of an unnamed tributary to Cocalico Creek.

**NPDES Permit No. PA0087840. JMH, Inc.**, 1090 Spring Street, Wyomissing, PA 19610 is authorized to discharge from a facility located in Muhlenberg Township, **Berks County** to a dry swale in accordance with effluent limitations, monitoring requirements and other conditions set forth in the permit.

**NPDES Permit No. PA0086703.** Industrial. **NGK Metals Corporation**, P. O. Box 13367, Reading, PA 19612-3367 is authorized to discharge from a facility located in Muhlenberg Township, **Berks County** to the receiving waters named Laurel Run.

**NPDES Permit No. PA0008508.** Industrial. **Burle Industries, Inc.**, 1000 New Holland Avenue, Lancaster, PA 17601-5688 is authorized to discharge from a facility located in Lancaster City, **Lancaster County** to the receiving waters named Conestoga River.

**NPDES Permit No. PA0009571.** Industrial. **Fairmont Products**, P. O. Box 977, Belleville, PA 17004 is authorized to discharge from a facility located in Union Township, **Mifflin County** to the receiving waters to an unnamed tributary of Little Kishacoquillas Creek.

**NPDES Permit No. PA0011169.** Industrial. **Brush Wellman, Inc.**, P. O. Box 973, Reading, PA 19603 is authorized to discharge from a facility located in Perry Township, **Berks County** to the receiving waters of an unnamed tributary of the Schuylkill River and the Schuylkill River.

**NPDES Permit No. PA0014591.** Industrial. **City of Coatesville Authority**, 114 East Lincoln Highway, Coatesville, PA 19320 is authorized to discharge from a facility located in Colerain Township, **Lancaster County** to the receiving waters named West Branch of the Octoraro Creek.

**Permit No. 2198404.** Sewerage. **Carrie Forry-Roush**, 3614 Cloverfield Road, Harrisburg, PA 17109. Construction of sewage treatment facilities in Upper Frankford Township, **Cumberland County**.

**Permit No. 0798201.** Sewerage. **The Marietta Gravity Water Company**, Route 441, Box 302, Marietta, PA 17547. Construction of Sand Drying Beds in Hellam Township, **York County**.

**Permit No. 3677409.** Sewerage. **Northern Lancaster County Authority**, 983 Beam Road, Denver, PA 17517. Construction of Reed Beds and Sludge Holding Tank in Brecknock Township, **Lancaster County**.

**Permit No. 0598403.** Sewerage. **Bedford County Development Association**, 203 South Juliana Street, Bedford, PA 15522. Construction of Pump Station in Bedford Township, **Bedford County**.

**Permit No. PA6798407.** Sewerage. **West Manheim Township**, 31 Fairview Drive, Hanover, PA 17331. Construction of Sewers and Appurtenances and Pump Station in West Manheim Township, **York County**.

**West Manheim Township**, 31 Fairview Drive, Hanover, PA 17331. Construction of Sewers and Appurtenances and Pump Station in West Manheim Township, **York County**.

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

**WQM Permit No. 1597410.** Industrial waste. **Nutra Soils Inc.**, 324 East Baltimore Pike, Avondale, PA 19311. Construction and operation for wastewater storage lagoons and spray field to treat stormwater runoff from a spent mushroom substrate and agricultural residuals composting operations located in London Grove Township, **Chester County**.

**WQM Permit No. 0998406.** Sewerage. **Kenneth Beer**, P. O. Box 477, Perkasio, PA 18944. Construction and operation of the small flow STP to handle 500 gpd as an average monthly flow to serve the Beer residence located in Hilltown Township, **Bucks County**.

**WQM Permit No. 1598411.** Sewerage. **Birmingham Township**, 1040 West Street Road, West Chester, PA 19382-8012. Construction and operation of a chemical feed system to serve the Knolls of Birmingham WWTP located in Birmingham Township, **Chester County**.

**NPDES Permit No. PA0012432.** Industrial waste. **Sunny Dell Foods.** Amendment No. 1. 135 North 5th Street, Oxford, PA 19363 is authorized to discharge from

a facility located in Oxford Borough, **Chester County** into the West Branch Big Elk Creek.

**NPDES Permit No. PA0011681.** Industrial waste. **PECO Energy Company**, West Conshohocken Gas Plant, 300 Front Street, Conshohocken, PA 19428 is authorized to discharge from a facility located in West Conshohocken Borough, **Montgomery County** to receiving waters named Gulph Creek (outfall 001) and Schuylkill River (outfall 002).

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

**WQM Permit No. 4998201-A1 Amendment.** Industrial waste. **Furman Foods Inc.**, R. D. 2, Northumberland, PA 17857-0502. Land application from the vegetable canning facility by spray irrigation amendment. Facility located at Point Township, **Northumberland County**.

**WQM Permit No. 5598401.** Sewerage. **Perry Township Municipal Authority**, R. R. 2, Box 37, Mount Pleasant Mills, PA 17853. Permittee submitted an application to expand existing STP and was granted to discharge the North Branch Mahantango Creek. Facility is located at Perry Township, **Snyder County**.

**WQM Permit No. 1498408.** Sewerage. **Joyce S. Frye**, 1508 Plaza Drive, State College, PA 16801. Permittee granted permission to construct facility for single residence located at Taylor Township, **Centre County**.

**WQM Permit No. 5998411.** Sewerage. **Benjamin L. and Karen Hall**, R. R. 5, Box 11, Wellsboro, PA 16901. Permittee granted permission to construct facility for single residence treatment system located at Delmar Township, **Tioga County**.

**WQM Permit No. 5998410.** Sewerage. **Charles R. Groff**, P. O. Box 172, Earlville, PA 19519. Permittee granted permission to construct facility for single residence treatment system located at Delmar Township, **Tioga County**.

**WQM Permit No. 1498406.** Sewerage. **Bellefonte Borough Treatment Plant**, 236 West Lamb Street, Bellefonte, PA 16823. Permittee granted approval on re-rate of treatment facility serving Spring Township, **Centre County**.

**WQM Permit No. 1498404.** Sewerage. **Moshannon Valley Jt. Sewer Authority**, P. O. Box 581, Philipsburg, PA 16866-0581. Permittee granted approval on re-rate of treatment facility serving Rush Township, **Centre County**.

**NPDES Permit No. PA0208639.** Sewerage. **Hartleton Borough Municipal Authority**, P. O. Box 31, Hartleton, PA 17829. Renewal issued to Borough to treat discharge from sewage treatment Plant serving Hartleton Borough, **Union County**.

**NPDES Permit No. PA0113719 A-1.** Sewerage Amendment. **Perry Township Municipal Authority**, R. D. 2, Box 37, Mount Pleasant, PA 17853. Amendment granted to expand STP plant discharge to North Branch Mahantango Creek. Facility located at Perry Township, **Snyder County**.

**NPDES Permit No. PA0113697.** Sewerage. **David and Teresa Spiwak**, 603 E. 4th Street, Bloomsburg, PA

17815. Applicant applied for transfer is being reissued for a 5-year term to new owners. The NPDES is a small flow sewage treatment system serving the apartment complex located at Mt. Pleasant Township, **Columbia County**.

**NPDES Permit No. PA0112119.** Sewerage. **All American Travel Plaza Inc.**, 1201 Harrisburg Pike, Carlisle, PA 17013. Applicant's renewal approved to discharge treated sewage to limestone run. Facility located at Turbot Township, **Northumberland County**.

**NPDES Permit No. PA0020486 Amendment 1.** Sewerage. **Borough of Bellefonte**, 736 West Lamb Street, Bellefonte, PA 16823. Approval to rerate NPDES application for Bellefonte Borough Treatment facility serving Spring Township, **Centre County**.

**NPDES Permit No. PA0037966, Amendment.** Sewerage. **Moshannon Valley Joint Sewer Authority**, P. O. Box 581, Phillipsburg, PA 16866-0581. Approval to rerate NPDES application for Moshannon Valley Joint Sewer Authority serving Rush Township, **Centre County**.

#### INDIVIDUAL PERMITS

##### (PAS)

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

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (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. §§ 7511—7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the 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.

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

**PAS-10-0619.** Individual NPDES. **Kenneth F. Burket**, 9 Cedar Heights Drive, Duncansville, PA 16635. To Implement an Erosion and Sedimentation Control Plan for the construction of an 11 lot residential subdivision on 96.69 acres in Frankstown Township, **Blair County**. The project is located on the north and southsides of Township Road T-424 about 1.6 miles west of its intersection with SR 1011 (Frankstown, PA Quadrangle N: 18.5 inches; W: 10.2 inches). Drainage will be to an unnamed tributary to New Creek.

---

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

---

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

<i>NPDES Permit</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS101020	Forest Hills Municipal Authority P. O. Box 111 South Fork, PA 15956	Cambria County Summerhill Township Summerhill Borough Richland Township Adams Township Croyle Township Wilmore Borough Ehrenfield Borough South Fork Borough Conemaugh Township	Little Conemaugh River Little Conemaugh River Tributary South Fork Tributary Sandy Run Tributary Sandy Run South Fork Sulphur Creek Sulphur Creek Tributary Laurel Run
PAS101021	Forest Hills Municipal Authority 401 Grant Street South Fork, PA 15956	Cambria County Ehrenfeld Borough South Fork Borough Summerhill Borough Wilmore Borough Adams Township Conemaugh Township Croyle Township Summerhill Township Richland Township	Little Conemaugh River
PAS10W067	West McMurray Development Corp. 300 Weyman Plaza Suite 210 Pittsburgh, PA 15236	Washington County North Franklin Township	Chartiers Creek Canonsburg Lake
PAS10X085	Pennsylvania Turnpike Commission	Westmoreland County Cook Township Donegal Township	Indian Creek
PAS10X087	CNG Transmission 445 West Main Street Clarksburg, WV 26301	Westmoreland County Salem Township	Beaver Run Toomershake Tributary

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10E065	ARMCO, Inc. P. O. Box 832 Butler, PA 16003-0832	Butler County Butler Township	Little Connoquenessing Creek

### INDIVIDUAL PERMITS

(PAR)

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

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

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

The application and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and 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

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

PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application
PAG-8	General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge By Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site

*General Permit Type—4 PAG 2*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Allegheny Township Blair Township Blair County	PAR-10-0600	Strawberry Meadows Part P. O. Box 806 Duncansville, PA 16635	Beaverdam Branch Juniata River	Blair County CD 1407 Blair St. Hollidaysburg, PA (814) 696-0877
Southampton Township Cumberland County	PAR-10-H177	Rine & Rine Builders 45 Jumper Road Shippensburg, PA 17257	Burd Run	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
Mount Joy Township Lancaster County	PAR-10-O-322	Jack Garner Quality Metal Works 355 Anchor Road Elizabethtown, PA 17022	UNT Donegal Creek	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Eden Township Lancaster County	PAR 10-O-330	Ronald C. Rineer 270 Eden Road Quarryville, PA 17566	UNT Big Beaver Creek	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
West Cornwall Township Lebanon County	PAR-10-P077	J C Associates & GSH WWTP 411 Chestnut Street Lebanon, PA 17042	Quittapahilla Creek	Lebanon County CD 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3377
Union Township Lebanon County	PAR-10-P078	Stanley Frompovicz 7 Spruce Street Pine Grove, PA 17963	Trout Run	Lebanon County CD 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3377
Union Township Lebanon County	PAR-10-P079	Crossgates Inc. c/o Donald Smith VP 3555 Washington Road McMurray, PA 15317	Forge Creek	Lebanon County CD 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3377
South Lebanon Township Lebanon County	PAR-10-P080	George Christianson 411 Chestnut Street Lebanon, PA 17042	Hazel Dike Creek	Lebanon County CD 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3377

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Union Township Lebanon County	PAR-10-P081	LTC Raymon L. Hulings DPW/PANG FTIG Annville, PA 17003-5000	Indiantown Run	Lebanon County CD 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3377
New Freedom Borough York County	PAR-10-Y325	Whethersfield/Gary Hall S & A Custom Built Homes 3093 North George Street York, PA 17402	South Branch Codorus Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Fairview Township York County	PAR-10-Y324	Hemlock Hollow Gerry Golden 201 South Filey Road Dillsburg, PA 17019	Yellow Breeches	York County CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manchester York County	PAR-10-Y277-1	Shiloh Ridge Stan Watroba 1643 Rodney Road York, PA 17404	Willis Run	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Radnor Township Delaware County	PAR10-J122	Villanova University 800 Lancaster Avenue Villanova, PA 19085	Hardings Run	Southeast Regional Office Bureau of Water Management 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lackawanna County Clarks Summit Borough	PAR10N070	Richard Florey 1216 W. Grove St. Clarks Summit, PA 18411	Leggetts Creek	Lackawanna CD (717) 281-9495
Northampton County Bethlehem Township	PAR10U048-R	Manor Health Care Services 11555 Darnestown Rd. Gaithersburg, MD 20878	Lehigh River (U.N.T.)	Northampton CD (610) 746-1971
Northampton County Lehigh Township	PAR10U096	Northampton Area School District 1540 Main St. Northampton, PA 18067	Hokendauqua Creek	Northampton CD (610) 746-1971
Erie County Fairview Township	PAR10K105	Westmoreland Land Development Central Office, Inc. 2305 South Shore Drive Erie, PA 16505	Walnut Creek	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Luzerne County Duryea Borough	PAR10R152	Ecoscience, Inc. R. R. 4, Box 4294 Moscow, PA 18444	Susquehanna River	Luzerne CD (717) 674-7991
Clearfield County Cooper Township	PAR101746	Larson Subdivision P. O. Box 96 Kylertown, PA 16847	Browns Run	Clearfield County CD 650 Leonard St. Clearfield, PA 16830
Columbia County Briar Creek Township	PAR102134	Jamac Development Co. Bill McClafin & Jim Cerullo R. R. 4, Box 4369 Berwick, PA 18603	Unt. Glen Brook	Columbia County CD 702 Sawmill Rd. Suite 105 Bloomsburg, PA 17815
Northumberland County Riverside Borough	PAR104924	Merck & Co. Inc. West End Plant Entrance P. O. Box 600 Danville, PA 17821	Private Storm Sewer	Northumberland County CCD R. R. 3, Box 238C Sunbury, PA 17801

*General Permit Type 3**Facility Location  
County and  
Municipality**Permit No.**Applicant Name  
and Address**Receiving Stream  
or Body of Water**Contact Office and  
Telephone No.*Lycoming County  
Armstrong Township

PAR804811

Pickelner Fuel Co. Inc.  
P. O. Box 1537  
Williamsport, PA 17701West Branch of  
Susquehanna RiverNorthcentral  
208 W. Third St.  
Williamsport, PA 17701  
(717) 327-3664Centre County  
Taylor Township

PAG045017

Joyce S. Frye  
1508 Plaza Dr.  
State College, PA 16801UNT to  
Fowler HollowNorthcentral  
208 W. Third St.  
Williamsport, PA 17701  
(717) 327-3664Clearfield County  
Burnside Township

PAG045020

Robert G. and Janet E.  
Leslie  
R. R. 2, Box 16A  
Cherry Tree, PA 15724

Kings Run

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

PAG045008

Joan Wench  
R. R. 3, Box 203  
Bloomsburg, PA 17815

Scotch Run

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

PAG045023

Benjamin L. and Karen T.  
Hall  
R. R. 5, Box 11  
Wellsboro, PA 16901East Branch  
Stony Fork CreekNorthcentral  
208 W. Third St.  
Williamsport, PA 17701  
(717) 327-3664Tioga County  
Delmar Township

PAG045022

Charles R. Groff  
P. O. Box 172  
Earlville, PA 19519Unt to  
Marsh CreekNorthcentral  
208 W. Third St.  
Williamsport, PA 17701  
(717) 327-3664Sandy Creek Township  
Mercer County

PAG048521

Bruce Powell  
429 Greenville Rd.  
Greenville, PA 16125

Tributary Mill Run

DEP  
Northwest Region  
Water Management  
230 Chestnut St.  
Meadville, PA  
16335-3481  
(814) 332-6942*General Permit Type—PAG 5**Facility Location  
County and  
Municipality**Permit No.**Applicant Name  
and Address**Receiving Stream  
or Body of Water**Contact Office and  
Telephone No.*Lebanon County  
West Cornwall  
Township

PAG053522

Sun Company, Inc. (R & M)  
10 Penn Center, 20th Floor  
1801 Market Street  
Philadelphia, PA 19103

Beck Creek

DEP—  
Southcentral Region  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707**SEWAGE FACILITIES ACT****PLAN APPROVAL**

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

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, 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 should contact Richard Shudak at (717) 826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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



**Camp Lohikan/Mount Tone**, Buckingham Township, **Wayne County**. This commercial project proposes to correct existing malfunctioning onlot sewage disposal systems with a spray irrigation wastewater treatment facility consisting of an aerated lagoon and a 12.4 acre spray field. Peak wastewater flows will be 30,000 gpd.

Camp Lohikan contains 30 cabins with a capacity for 600 people. The operational season runs for the months of June, July and August. Wastewater flows for this particular facility are estimated at 1.5 million gallons per year. The Mount Tone ski area, located on the same 795 acre parcel, utilizes some of the identical facilities as the campground. The estimated wastewater flows from the ski operation are 600,000 gallons per year. In the interim between the camping and skiing seasons, the property is utilized on weekends with an estimated wastewater flow of 650,000 gallons per year. The total estimated wastewater flows for this project are 2.75 million gallons per year. Daily flows range from a peak of 30,000 gpd during the summer camping season to 400 gpd in the off-season.

This parcel is located along both sides of T-601, approximately 1.5 miles southeast of the intersection with S. R. 4033 in Buckingham Township, Wayne County, PA.

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

**Heidelberg Township, Lebanon County**, Mill Road, Box 188, Schaefferstown, PA 17088. The disapproved plan proposed construction of a collection system and sewage treatment plant that would discharge to Hammer Creek, a stream classified as High Quality. The plan was disapproved because the cost of a non-discharge alternative, spray irrigation, was found to be within 110% of the cost of the proposed discharge alternative. As per guidance in effect at the time this plan was initiated, the non-discharge alternative should have been selected under these conditions.

**Felton Borough, York County**, 49 Main Street, Felton, PA 17322. The approved plan provided for construction of a gravity collection system and .042 mgd sewage treatment plant to provide public sewer service to Felton Borough. Funding is anticipated to be through the USDA Rural Utility Service. Additionally, preliminary hydrogeologic studies will be required for all new land development not connecting to the sewer system. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

## SAFE DRINKING WATER

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

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

**Permit No. 1597506**. Public water supply. **Cochranville Mobile Home Park**, R. D. 1, Box 188-A, Cochranville, PA 19330. Permitting of Cochranville Mobile Home Park unpermitted water supply system. The system consists of two wells and distribution system that serves 32 mobile home units and one single family dwelling in West Fallowfield Township, **Chester County**. *Type of Facility: Public Water Supply System; Consulting*

*Engineer: Denis E. Forrest, P. O. Box 1895, East Goshen, PA 19380-0069; Permit to Construct Issued: July 30, 1998.*

**Permit No. 0998503**. Public water supply. **Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010. A permit has been issued to Philadelphia Suburban Water Company for the construction of two additional high-rate filters at its Neshaminy Falls Water Filtration Plant in Middletown Township, **Bucks County**. *Type of Facility: Public Water Supply System; Consulting Engineer: Philadelphia Suburban Water Company—Anthony L. Fernandes, 762 West Lancaster Avenue, Bryn Mawr, PA 19010; Permit to Construct Issued: July 31, 1998.*

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

**Permit No. 5498503**. Public water supply. **Borough of Minersville Water Filtration Plant**, James Cleary, Manager, 2 East Sunbury Street, Minersville, PA 17954. This proposal involves installation of flow paced feed equipment to allow for the pH of the raw water to be adjusted prior to the waters being fed to the slow sand filter units. It is located in Cass Township, **Schuylkill County**. *Permit to Operate: July 23, 1998.*

**Permit No. 3594506**. Public water supply. **Log Road Water Company**, Log Road Estates, c/o Richard Britner, President, Box 189, Hamlin, PA 18427. This proposal involves the modification of the existing system to provide disinfection of the well water prior to distribution. It is located in Jefferson Township, **Lackawanna County**. *Permit to Operate: July 24, 1998.*

## HAZARDOUS SITES CLEAN-UP

### Under the Act of October 18, 1988

#### Prompt Interim Response under the Hazardous Sites Cleanup Act

#### Furlong Manufacturing Company (FMC) Site Doylestown and Buckingham Townships, Bucks County

The Department of Environmental Protection (Department), under the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304) (HSCA), initiated a Prompt Interim Response at the former FMC facility and the area immediately surrounding the facility. The FMC property is currently occupied by a retail lighting store known as Furlong Lamp and Lighting. The facility is located at 760 York Road (Route 263), Furlong, Doylestown Township, Bucks County.

As a result of previous investigations, which had shown significant, but localized, contamination of private water supply wells near FMC, as well as soil contamination on the FMC property, the Department's Hazardous Sites Cleanup Program, in April of 1997, began an investigation of the ground water in the area, in order to obtain relevant and current information on the status of the site. Several wells in the area surrounding the FMC property were sampled during this investigation, the results of which showed the continued localized presence of the plume mentioned above. The main contaminant of concern in the ground water is the common degreasing compound known as trichloroethylene (TCE).

This Prompt Interim Response Action consists of the installation and subsequent operation and maintenance of whole-house carbon filters on five impacted private residential and business water supply wells. The wells will be

monitored regularly, along with two other nearby private wells. The Department chose to conduct a prompt interim response because conditions relative to the impacted water supply wells created a reasonable basis to believe that prompt action was required to protect public health and safety under 25 Pa. Code § 3.21(b).

The Department determined that the prompt interim response chosen, under the authority of sections 501(a) and 505(b) of HSCA, was the alternative most protective of human health and the most cost effective. The Department considered two other alternatives. The first, no action, was considered and rejected because it would not address the threat to public health associated with the site. The second, extension of the existing public water line, was rejected, because the very localized nature of the contaminant plume and relatively small number of impacted wells, when taken in relation to the cost of extending the public water line over 2 miles, rendered this alternative as not cost effective at this time.

The administrative record (AR), which contains the information that forms the basis for and documents the selection of this response action, is available for public review and comment from 8:15 a.m. through 12 noon and from 1:15 p.m. through 4:15 p.m. at the Department offices located at 555 North Lane, Conshohocken, PA 19428. A mandatory appointment to review this copy of the AR may be obtained by calling the Department's Records Management Division, at (610) 832-6003. A second copy of this AR will also be made available for public inspection at the Bucks County Library Center, located at 150 South Pine Street, Doylestown, PA. The library's hours are from 9 a.m. to 9 p.m. Monday through Wednesday; from 9 a.m. to 6 p.m. Thursday and Friday; and from 9 a.m. through 5 p.m. on Saturday. Beginning in October, the library is also open from 1 p.m. to 4 p.m. on Sunday. Further details can be obtained by calling the library at (215) 686-5322.

Written comments concerning the Department's response and the information contained in the Administrative Record will be accepted in person, if delivered, or by mail, if postmarked on or before November 30, 1998. Written comments should be directed to the attention of Michael Timcik, DEP Project Officer, Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA 19428, (610) 832-6202.

In addition, the public will have the opportunity to present oral comments at a public hearing. The public hearing has been scheduled for Tuesday, September 29, 1998, at 7 p.m. at the Buckingham Township Municipal Building, located at 4613 Hughesian Drive, in Buckingham. Persons wishing to present oral comments should register on or before September 29, 1998, by calling John Gerdemann at (610) 832-6228.

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 John Gerdemann or the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department may accommodate their needs.

The Department is providing this notice under sections 505(b) and 506(b) of the HSCA. The date of publication of this notice in the *Pennsylvania Bulletin* initiates the

minimum 90-day public comment period on the administrative record, as provided, under the act.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 3

The following final reports were submitted to the Department of Environmental Protection (Department) under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department 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 report:

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

**Fenco Inc.—Melody Dry Cleaners**, Cheltenham Township, **Montgomery County**. Charlene R. Drake, React Environmental Services, Inc., 6901 Kingsessing Ave., Philadelphia, PA 19142, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with solvents. The report is intended to document remediation of the site to meet site-specific standards.

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

**Redevelopment Authority of the City of McKeesport**, City of McKeesport, **Allegheny County**. Redevelopment Authority of the City of McKeesport, 201 Lysle Boulevard, McKeesport, PA 15132 and Mark Urbassik, KU Resources, Inc., 1 Library Place, Suite 207, Duquesne, PA 15110 has submitted a Final Report addressing soil contaminated with BTEX and lead. The report is intended to document remediation of the site to meet the Statewide health standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 4

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908) and Chapter 250 Administration of Land Recycling Program**

Provisions of Chapter 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the Act 2 (Land Recycling and Environmental Remediation Standards Act) remediation standards. Plans and reports required by provisions of Act 2 for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report, and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of reuse of the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program in the Department's Regional Office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has acted upon the following plans and reports:

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

**Golden Triangle Shopping Center**, Manheim Township, **Lancaster County**. TETHYS Consultants, Inc., 2933 North Front Street, Harrisburg, PA 17110 submitted a final report concerning the remediation of site soils contaminated with heavy metals, BTEX and PAHs. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on August 6, 1998.

## SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

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

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

**Permit No. WMGR025SE001. Nutra Soils Inc.**, P. O. Box 485, Toughkenamon, PA 19374. A Determination of Applicability was approved for the operation of a spent mushroom substrate composting operation to be conducted under the Residual Waste Composting General Permit No. WMGR05. The facility is located in London Grove Township, **Chester County**. The Determination of Applicability was approved in the Southeast Regional Office on August 3, 1998.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

*Southcentral Regional Office: Regional Solid Waste Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706.*

**Permit No. 101538. South Central Counties Solid Waste Authority Landfill, (SCCSWA) South Central Counties Solid Waste Agency** (P. O. Box 57, Defiance, PA 16633). Application for change of ownership of SCCSWA Landfill to WSI Hopewell Landfill, Inc. in Broad Top Township, **Bedford County**. Permit issued in the Regional Office July 31, 1998.

**Permit No. 100945. Cumberland County Landfill, Community Refuse Service, Inc.** (142 Vaugh Road, Shippensburg, PA 17257). Application for major permit modification for the 47.7 acres lined landfill, 141 acres total new facility for the Newton Expansion for a site in Hopewell Township, **Cumberland County**. Permit issued in the Regional Office July 31, 1998.

## AIR QUALITY

### 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.*

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

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

**GP3-36-3061: Haines & Kibblehouse, Inc.** (2052 Lucon Road, Skippack, PA 19474) issued for Portable

Nonmetallic Mineral Processing Plant in East Cocalico Township, **Lancaster County**.

**GP3-36-3062: Haines & Kibblehouse, Inc.** (2052 Lucon Road, Skippack, PA 19474) issued for Portable Nonmetallic Mineral Processing Plant in East Cocalico Township, **Lancaster County**.

**Operating Permits Minor Modification 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.**

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

**35-318-051A: Miller Casket Co.** (21 Franklin Street, Jermyn, PA 18433) for minor modification of the wooden casket painting operation in Jermyn Borough, **Lackawanna 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.*

**46-0040: National Label Co.** (2025 Joshua Road, Lafayette Hill, PA 19444) issued August 10, 1998, for a VOC RACT Facility in Whitemarsh Township, **Montgomery 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.**

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

**39-313-041: Puritan Products, Inc.** (635-711 Mill Street, Allentown, PA 18103) issued July 17, 1998, for modification of a chemical blending and packing operation in Bethlehem, **Lehigh County**.

**40-323-009: Caradon Mideast Aluminum Co.** (P. O. Box 98, Mountaintop, PA 18707) issued July 28, 1998, for construction of a grinding and deburring operation in Wright Township, **Luzerne County**.

**48-309-063A: Essroc Cement Corp.** (3251 Bath Pike, Nazareth, PA 18064) issued July 27, 1998, for modification of a clinker handling system in Nazareth Borough, **Northampton County**.

**48-318-129: C F Martin and Co., Inc.** (510 Sycamore Street, Nazareth, PA 18064) issued July 30, 1998, for construction of a wood painting operation in Upper Nazareth Township, **Northampton County**.

**54-313-061A: Air Products and Chemical Co., Inc.** (P. O. Box 351, Tamaqua, PA 18252) issued July 28, 1998, for modification of a spent cylinder evacuation system in Rush Township, **Schuylkill County**.

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

**05-323-007: JLG Industries, Inc.** (One JLG Drive, McConnellsburg, PA 17233) issued August 7, 1998, for construction of the rotoblast unit controlled by a cartridge collector at their Sunnyside Facility in Bedford Township, **Bedford County**.

**21-322-001B: Community Refuse Service, Inc. t/a Cumberland County Landfill** (142 Vaughn Road, Shippensburg, PA 17257) issued August 7, 1998, for construction of a landfill gas venting system controlled by a flare in Hopewell Township, **Cumberland County**.

**67-310-001E: York Building Products Co., Inc.** (P. O. Box 1708, York, PA 17405) issued August 7, 1998, for installation of the Aggregate Processing Plant in West Manchester Township, **York County**.

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

**65-183A: Allegheny Ludlum Corp.** (100 River Road, Brackenridge, PA 15014) issued July 31, 1998, for operation of No. 71 anneal and pickle line at West Leechburg Plant in West Leechburg Borough, **Westmoreland County**.

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

**16-132A: Macmillan Bloedel Clarion Limited Partnership** (1 Fiberboard Avenue, Shipperville, PA 16254) issued July 31, 1998, for installation of a regenerative thermal oxidizer in Paint Township, **Clarion 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.*

**23-318-001E: Congoleum Corp.** (Ridge Road and Yates Avenue, Marcus Hook, PA 19061) issued August 5, 1998, for operation of a Surface Coating Operation in Trainer Borough, **Delaware County**.

**23-302-129A: Villanova University** (Ithan Avenue and Route 30, Villanova, PA 19085) issued August 5, 1998, for operation of a Heating Hot Water Boilers in Radnor Township, **Delaware County**.

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

**56-263A: Penn Coal, Inc.** (214 College Park Plaza, Johnstown, PA 15904) issued July 31, 1998, for installation of coal screening at the Sarah Mine in Jenner Township, **Somerset County**.

**65-078A: Hempfield Foundries Company** (P. O. Box 69, Greensburg, PA 15601) issued August 5, 1998, for operation of sand reclamation and shotblast in Southwest Greensburg Boro in **Westmoreland County**.

**03-000-180: CNG Transmission Corp.** (625 Liberty Avenue, Pittsburgh, PA 15222) issued August 5, 1998, for operation of IC engines at South Bend Station in Southbend Township, **Armstrong County**.

**30-072A: Consol Pennsylvania Coal Co.** (1800 Washington Road, Pittsburgh, PA 15241) issued August 5, 1998, for installation of a coal preparation plant at Bailey Prep Plant in Richhill Township, **Greene County**.

**65-307-054B: Teledyne Inc.** (P. O. Box 151, Latrobe, PA 15650) issued August 5, 1998, for operation of EAF oxygen lance and AOD vessel at Teledyne Allvac in Derry Township, **Westmoreland County**.

**32-040A: GPU Generation, Inc.** (1001 Broad Street, Johnstown, PA 15907) for operation of Boiler 15 at Seward Station in East Wheatfield Township, **Indiana County**.

**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.*

**46-0075: American Bank Note Co.** (680 Blair Mill Road, Horsham, PA 19044) issued August 10, 1998, for a VOC/NOx RACT Facility in Horsham 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. §§ 4401—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*

**32813001. Permit Renewal. Twin Brook Coal Company** (R. R. 1, Box 686, Marion Center, PA 15759), commencement, operation and restoration of bituminous strip mine in Montgomery and Green Townships, **Indiana County**, affecting 244.0 acres, receiving stream Painters Run and unnamed tributaries of Cush Cushion Creek, application received May 29, 1998. Application issued August 3, 1998.

**32970113. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16601), commencement, operation and restoration of a bituminous strip mine in West Wheatfield Township, **Indiana County**, affecting 100.7 acres, receiving streams unnamed tributaries to Ramsey Run and Blacklick Creek, application received November 4, 1997, application issued August 4, 1998.

**56930105. Transfer from Wesott, Inc. to Big J Mining, Inc.** (1842 Main Street, Hastings, PA 16646), commencement, operation and restoration of bituminous strip-auger mine in Jenner Township, **Somerset County**,

affecting 58.0 acres, receiving stream unnamed tributary to/and Pine Run, application received March 18, 1998, application issued August 7, 1998.

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

**30841307. Cyprus Emerald Resources Corp.** (P. O. Box 1020, 145 Elm Dr., Waynesburg, PA 15370), to revise the permit for the Emerald Mine No. 1 in Franklin Township, **Greene County** to add permit and subsidence control plan acres, no additional discharges. Permit issued July 23, 1998.

**63841303. BethEnergy Mines, Inc.** (P. O. Box 29, Ebensburg, PA 15931), to renew the permit for the Marianna #58 Mine in West Bethlehem Township, **Washington County**, reclamation only, no additional discharges. Permit issued August 4, 1998.

**56841325. RoxCoal, Inc.** (2851 Stoystown Road, P. O. Box 149, Friedens, PA 15541), to renew the permit for the Laurel Mine in Shade Township, **Somerset County**, no additional discharges. Permit issued August 4, 1998.

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

*Noncoal Permits Issued*

**01740601A1C3. Valley Quarries, Inc.** (P. O. Box J, Chambersburg, PA 17201-0809), renewal of NPDES Permit No. PA0594407 in Cumberland and Mt. Joy Townships, **Adams County**, receiving stream—Rock Creek. Renewal issued July 31, 1998.

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

*Small Industrial Mineral Authorizations Granted:*

**08980803. Charles O. Senn** (R. R. 1, Box 234, Ulster, PA 18850), commencement, operation and restoration of a Small Industrial Mineral (Bluestone) permit in Rome Township, **Bradford County** affecting 1.0 acre, receiving streams: unnamed tributary to Parks Creek, application received April 1, 1998, authorization granted August 3, 1998.

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

*General Small Noncoal Authorizations Granted*

**58980812. Mark Powers** (R. R. 5, Box 125, Montrose, PA 18801), commencement, operation and restoration of a small quarry operation in Middletown Township, **Susquehanna County** affecting 5.0 acres, receiving stream—none. Authorization granted August 3, 1998.

**58980813. Mark Powers** (R. R. 5, Box 125, Montrose, PA 18801), commencement, operation and restoration of a small quarry operation in Bridgewater Township, **Susquehanna County** affecting 5.0 acres, receiving stream—none. Authorization granted August 3, 1998.

**58980826. Lee A. Wilbur & Sons Flagstone** (R. R. 1, Box 328, Kingsley, PA 18826), commencement, operation and restoration of a small bluestone quarry operation in Harford Township, **Susquehanna County** affecting 3.0 acres, receiving stream—none. Authorization granted August 4, 1998.

**58980832. Paul Strohl & Sons** (R. R. 2, Box 219, Montrose, PA 18801), Commencement, operation and restoration of a small bluestone quarry operation in Apolaccon Township, **Susquehanna County** affecting 1.0 acres, receiving stream—none. Authorization granted August 5, 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 Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval, and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, 400 Market Street, Floor 2, 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 at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

*Permits Issued and Actions on 401 Certification*

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

**E10-278.** Encroachment. **Cranberry Township**, 2525 Rochester Road, Cranberry Township, PA 16066. To remove an existing culvert and to construct and maintain a 150-foot-long, 17-foot-wide by 8-foot high arch culvert stream enclosure in a tributary to Brush Creek on Powell Road (T-300) approximately 4,450 feet north of Rochester Road (S. R. 3022) (Baden, PA Quadrangle N: 15.0 inches; W: 2.5 inches) located in Cranberry Township, **Butler County**.

**E10-280.** Encroachment. **Robinson Properties. L. P.**, 6507 Wilkins Avenue, Pittsburgh, PA 15217-1305. To fill 0.308 acre of two separate wetlands for the construction of a distribution warehouse center in the Thorn Hill Industrial Park development on Keystone Drive approximately 3,000 feet south of the intersection of Freedom Road (S. R. 3020) and Commonwealth Drive (Mars, PA Quadrangle N: 9.3 inches; W: 15.4 inches) located in Cranberry Township, **Butler County**. Project includes creation of 0.58 acre of replacement wetlands adjacent to existing wetlands near the project site.

**E24-204.** Encroachment. **City of St. Marys**, 808 South Street Michael Street, P. O. Box 1994, St. Marys, PA

15857. To remove an existing cut stone retaining wall and to construct and maintain a 200-foot-long concrete arch stream enclosure consisting of approximately 30 feet of 20-foot-span by 10-foot-underclearance, a 16-foot-long transition section and approximately 154 feet of 24-foot-span by 10-foot-underclearance in Elk Creek along Depot Street extending upstream from South Street Michael Street (Saint Marys, PA Quadrangle N: 6.8 inches; W: 8.2 inches) located in St. Marys, **Elk County**.

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

**E45-345.** Encroachment. **Triple Net Investments II, L. P.**, 171 Route 173, Suite 201, Asbury, NJ 08802. To place fill in approximately 0.29 acre of wetlands for additional parking facilities at the proposed Midas Warehouse and Distribution Facility expansion project. This project is located on Lots 20 and 23 of the Pocono Mountain Business Park, situated in the northeast corner of the intersection of S. R. 0380 and S. R. 0940 (Tobyhanna, PA Quadrangle N: 0.5 inch; W: 0.5 inch) in Coolbaugh Township, **Monroe County**. The permittee is required to provide for 0.29 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project.

*Southcentral Regional Office, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.*

**E05-261.** Encroachment. **Bedford County Commissioners**, Norma Ickes, 230 S. Juliana St., Bedford, PA 15522. To remove an abandoned structure and to construct and maintain a twin 22-foot span box culvert on 80.81 degree skew with an average underclearance of 4.75 feet in the channel of Wolf Camp Run on T-378 located in Madley Village (Buffalo Mills, PA Quadrangle N: 4.1 inches; W: 6.85 inches) in Londonderry Township, **Bedford County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E07-287.** Encroachment. **Willowbrook Mobile Home Park**, Ronald Felty, 97 Willowbrook Village, Duncansville, PA 16635. To authorize the maintenance of two previously placed unpermitted culverts, a 54-inch diameter reinforced concrete pipe at Elcona Street and a 48-inch diameter corrugated metal culvert at Sixth Street, in an unnamed tributary to Gillans Run and previously placed unpermitted fill in the tributary's floodway for the purpose of further development of a residential mobile home park located about 1 mile northwest of the intersection of SR 0764 and SR 022 (Hollidaysburg, PA Quadrangle N: 10.9 inches; W: 10.2 inches) in Allegheny Township, **Blair County**. This permit also includes 401 Water Quality Certification.

**E07-290.** Encroachment. **Annette Lehman**, Olde Farm Office Centre, P. O. Box 419, Hollidaysburg, PA 16648. To place fill in 0.14 acre of wetlands for the purpose of constructing a 11,000 square foot commercial building on a 1 acre parcel of land located along Scotch Valley Road (T-424) about 0.5 mile north of its intersection with Route 22 (Hollidaysburg, PA Quadrangle N: 11.8 inches; W: 0.1 inch) in Hollidaysburg Borough, **Blair County**. The permit applicant has met the wetland replacement requirement by participating in the PA Wetland Replacement Project. This permit also includes 401 Water Quality Certification.

**E28-252.** Encroachment. **Waynesboro Country Club, Inc.**, Rob Bostic, 11000 Country Club Road, Waynesboro,

PA 17268. To construct and maintain an aerial pipeline crossing of East Branch Antietam 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**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E28-254.** Encroachment. **PA DCNR for American Farmlands Trust**, P. O. Box 8451, Harrisburg, PA 17105. To construct a single span bridge having a span of 39 feet with a minimum underclearance of 6 feet across Little Cove Creek for cattle crossing located about 900 feet east of Little Cove Church (Cherry Run, PA Quadrangle N: 21.7 inches; W: 4.3 inches) in Warren Township, **Franklin County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E31-144.** Encroachment. **PA Department of Transportation**, Engineering District 9-0, 1620 N. Juniata Street, Hollidaysburg, PA 16648. To remove an existing bridge and to construct and maintain a spread box beam bridge having 2 clear spans of 35.36 feet and an underclearance of about 12 feet across Great Trough Creek located on SR 3019, Section 001, Segment 0200 Station 246+35 about 1.2 miles south of the Village of Cassville (Cassville, PA Quadrangle N: 5.3 inches; W: 6.6 inches) in Cass Township, **Huntingdon County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E36-651.** Encroachment. **Manheim Township Commissioners**, Merritt Lovelette, 1840 Municipal Drive, Lancaster, PA 17601. To demolish an abandoned 1-story block papermill building and regrade and cover the site with topsoil to establish a greenway area and develop a Manheim Township Park located within the 100-year floodplain of the Conestoga River. The permit authorizes construction of a 20-foot wide macadam drive and visitor parking lot, a planted buffer zone along the river bank, a created wetlands meadow area with an observation deck and boardwalk, a 6 foot gravel pedestrian path, walking trails and a canoe launch deck with an office and storage building. The park site is located about 600 feet upstream of SR 23 (Lancaster, PA Quadrangle N: 14.25 inches; W: 1.4 inches) in Manheim Township, **Lancaster County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E44-094.** Encroachment. **PA Department of Transportation**, District 2-0, Kim Bartoo, 1924-30 Daisy Street, Clearfield, PA 16830. To remove an existing bridge and to construct and maintain a six span prestressed concrete I-Beam bridge having four clear spans of 109.84 feet and two clear spans of 109.88 feet and an average underclearance of about 34.4 feet across the Juniata River located on SR 3021, Section A01, Segment 0010, Offset 0072 at the Borough of Newton Hamilton (Newton Hamilton, PA Quadrangle N: 3.0 inches; W: 12.0 inches) in Newton Hamilton Borough and Wayne Township, **Mifflin County**. This permit also includes 401 Water Quality Certification.

**E50-193.** Encroachment. **PA Dept. of Transportation**, Engineering District 8-0, John Rautzahn, 2140 Herr Street, Harrisburg, PA 17103. To construct and maintain a 9.5 mile section of U. S. Routes 11 and 15 which includes bridges, culverts and impacts of 4.95 acres of wetlands across and along Bargers Run, Boyers Run, Mahantango Creek and tributaries to the Susquehanna

River at a point from Mount Patrick to McKees Half Falls (Millersburg, PA Quadrangle N: 4.9 inches; W: 15.4 inches) to Dalmatia, PA Quadrangle N: 5.0 inches; W: 6.8 inches) in Buffalo and Liverpool Townships and Liverpool Borough, Perry County, Susquehanna Township, Juniata County and Chapman Township, **Snyder County**. The permittee is providing 7.95 acres of replacement wetlands. This permit also includes 401 Water Quality Certification.

**E67-600.** Encroachment. **Rosenberry Brothers Lumber Co., Inc.**, Dennis Rosenberry, Box 405, Fannettsburg, PA 17221. To construct and maintain dual 36-inch pipe culverts at two road crossings of Stony Run, to place three 12-inch cross-drain pipes in and to fill 0.37 acre of wetlands for construction of a haul road to harvest forest timber. The 120-acre tract is located on the south side of Pinetown Road (Wellsville, PA Quadrangle N: 21 inches; W: 0.25 inch) in Warrington and Fairview Townships, **York County**. The permit applicant has met the wetland replacement requirement by participating in the PA Wetland Replacement Project. This permit also includes 401 Water Quality Certification.

**E67-606.** Encroachment. **James Argento**, 890 Windsor Road, York, PA 17402. To fill 0.4 acre of wetlands for development of five mini-storage units and a parking area located along south side of Lincoln Highway (S. R. 624) between Poe Lane and Tributary to Kreutz Creek (Columbia West, PA Quadrangle N: 0.1 inch; W: 16.8 inches) in Hellam Township, **York County**. The permit applicant has met the wetland replacement requirement by participating in the Pennsylvania Wetland Replacement Project. This permit also includes 401 Water Quality Certification.

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

**E15-479.** Encroachment Permit. **Judd Builders-Developers**, P. O. Box 1650, Blue Bell, PA 19422-0465. To reissue expired permit No. E15-479. This permit authorized the following activities: To construct and maintain triple reinforced concrete box culverts having a cell span of 15 feet each and two cells with underclearances of 5.5 feet, and the third with an underclearance of 6.0 feet. This third cell, which receives low stream flows, will be depressed 0.5 feet below the other two cells. This culvert is associated with the construction of the Friendship Lane roadway crossing over a tributary to the East Branch White Clay Creek for the purpose of providing access from Clay Creek Road into the proposed residential Hills of Sullivan Subdivision. This project also includes placement of fill in 0.43 acre of wetlands associated with the construction of Angelica Drive to serve as a combined roadway crossing and stormwater impoundment facility, to construct two 6-foot wide wooden pedestrian bridge for wetland crossings at several locations along a proposed recreational trail, and install a 4-inch inflow pipe to storm water basin No. 1. The site is located at a point approximately 800 feet east of Sullivan Road (T-327) and Clay Creek Road (S. R. 3011) (West Grove, PA-DEL Quadrangle N: 10.6 inches; W: 5.7 inches) in London Grove Township, **Chester County**. The permittee shall provide 0.45 acre of wetland replacement. Issuance of this permit constitutes approval of the Environmental Assessment for a non-jurisdictional dam proposed at the project site.

**E15-554.** Encroachment Permit. **Nutra-Soils, Inc.**, P. O. Box 485, Toughkennamon, PA 19374. To construct and maintain an 18-inch diameter culvert used to convey



stormwater runoff from mushroom substrate composting pads to an existing lagoon to facilitate disposal through spray irrigation. This aerial crossing spans an unnamed tributary to White Clay Creek (CWF) located near the intersection of Baltimore Pike (US Rte. 1) and Dingee Road (abandoned road) (West Grove, PA-DE Quadrangle N: 13.7 inches; W: 9.2 inches) in London Grove Township, **Chester County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E09-770.** Encroachment Permit. **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-foot 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**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E09-765.** Encroachment Permit. **AT&T Corporation**, Promenade Annex PA 189, 1200 Peachtree Street, N. E., Atlanta, GA 30309. To install and maintain a fiber optic utility line across the following streams and bodies of water:

1. Delaware Canal (WWF) (Frenchtown, PA-NJ USGS Quadrangle N: 0.2 inch; W: 10.0 inches) in Tinicum Township, Bucks County,

2. Unnamed tributary to Tinicum Creek (EV-CWF) (Lumberville, PA-NJ USGS Quadrangle N: 21.1 inches; W: 11.7 inches) and adjacent wetland in Tinicum Township, Bucks County,

3. Unnamed tributary to Tinicum Creek (EV-CWF) (Bedminster, PA USGS Quadrangle N: 17.4 inches; W: 0.15 inch) and adjacent wetland in Tinicum Township, Bucks County,

4. Tinicum Creek (EV-CWF, SR) (Bedminster, PA USGS Quadrangle N: 16.9 inches; W: 1.0 inch) and adjacent wetland in Tinicum Township, Bucks County,

5. Lake Nockamixon (TSF) (Quakertown, PA USGS Quadrangle N: 8.6 inches; W: 2.1 inches) in East Rockhill Township, Bucks County,

6. Tohickon Creek (CWF, SR) (Bedminster, PA USGS Quadrangle N: 15.1 inches; W: 4.8 inches) and adjacent wetland in Tinicum Township and Bedminster Township, Bucks County,

7. Unnamed Tributary to Tohickon Creek (TSF) (Quakertown, PA USGS Quadrangle N: 7.8 inches; W: 7.9 inches) and adjacent wetland in Richland Township, Bucks County,

8. Morgan Creek (TSF) (Quakertown, PA USGS Quadrangle N: 7.2 inches; W: 12.3 inches) and adjacent wetland in Richland Township, Bucks County,

9. Unnamed tributary to Beaver Run (EV-TSF) (Quakertown, PA USGS Quadrangle N: 9.2 inches; W: 17.1 inches) and adjacent wetland in Milford Township, Bucks County,

10. Saucon Creek (CWF) (Allentown East, PA USGS Quadrangle N: 8.4 inches; W: 7.4 inches) and adjacent wetland in Upper Saucon Township, Lehigh County,

11. A series of wetland crossings along unnamed tributaries to Morgan Creek (TSF) (Quakertown, PA USGS Quadrangle N: 6.7 inches; W: 13.75 inches) in Richland Township, Bucks County.

This permit also authorizes the installation and maintenance of temporary road crossings associated with the various aforementioned utility line crossings. This project is in approximately 37 mile long segment of the AT&T Fiber Optic Cable Installation Project, which extends from Cherryville, NJ to a point approximately 1 mile north of Lanark, PA. Wetland disturbance will be temporary and minimized by either directional boring or utilizing existing conduits. This is a linear utility project which affects Tinicum Township, Bedminster Township, Richland Township, Milford Township, East Rockhill Township and Trumbauersville Borough in **Bucks County** and Upper Saucon Township in **Lehigh County**.

**E46-811.** Encroachment Permit. **Cellco Partnership d/b/a Bell Atlantic Mobile**, 5175 Campus Drive, Plymouth Meeting, PA 19462. To construct and maintain a 12-foot by 30-foot equipment shelter and appurtenances at the existing Bell Atlantic Mobile Facility located at 600 Righters Ferry Road, on the Connely Container Corporation property situated along the southern bank of the Schuylkill River (WWF) within 100-year floodway. The site is located approximately 1 mile northeast from the intersection of Righters Ferry Road and Belmont Avenue, adjacent to the Conrail Railroad tracks, (Germantown, PA Quadrangle N: 3.6 inches; W: 13.0 inches) in Lower Merion Township, **Montgomery County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

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

**E17-318.** Encroachment. **Pa. Dept. of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. To construct and maintain a 36 inch reinforced concrete pipe in an unnamed tributary to Kratzer Run. The project is located at the intersection of T-852 and SR 0879 approximately 1.3 miles from the Curwensville Borough boundary (Curwensville, PA Quadrangle N: 17.5 inches; W: 7.5 inches) in Pike Township, **Clearfield County**. The project will impact on approximately 0.28 acre of wetlands and a total of 0.46 acre of wetland is proposed to be created to offset construction impacts.

**E17-319.** Encroachment. **Pa. Dept. of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. To remove an existing deteriorated structure and to construct and maintain a precast reinforced concrete box culvert with a 13 foot normal span and a 5 foot effective rise plus the associated precast reinforced concrete end sections in Goss Run on a 70 degree skew with SR 2007, Section 230 and is located 114 feet southwest from the intersection with Princess St. (Houtzdale, PA Quadrangle N: 15.75 inches; W: 13.50 inches) in Brisbin Borough, **Clearfield County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E18-257.** Encroachment. **Gerald L. Banfill**, R. R. 2, Box 82A, Mill Hall, PA 17751. To construct and maintain a 26 foot by 30 foot concrete pad with a 16 foot by 30 foot by 10 foot high open pavilion located on top of the pad, a 12 foot by 12 foot shed and a concrete 6 foot by 6 foot bulkhead in the floodway of the West Branch Susquehanna River located on a 1 acre site about 0.34 mile east of the end of Coy Farm Road, about 0.5 mile from the intersection of SR 1001 with Coy Farm Road (Lock Haven, PA Quadrangle N: 4.9 inches; W: 12.4 inches) in Woodward Township, **Clinton County**. This permit was issued under section 105.13(e) "small projects."



**E19-175. Encroachment. Pa. Dept. of Transportation**, P. O. Box 218, Montoursville, PA 17754-0218. To remove the existing structure and to construct and maintain a single span, reinforced concrete box culvert bridge depressed 1 foot in the streambed with concrete U-sections and cutoff walls with a normal span of 20 feet and a minimum underclearance of 7 feet over Stony Brook on SR 1007 approximately 2 miles north of the intersection of SR 1007 with SR 487 (Bloomsburg, PA Quadrangle N: 9.9 inches; W: 6.9 inches) in Orange Township, **Columbia County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E19-176. Encroachment. Pa. Dept. of Transportation**, Engineering Dist. 3-0, 715 Jordan Ave., Montoursville, PA 17754. To remove the existing structure and to construct and maintain a single span reinforced single span skewed 90 degrees ahead having a clear span of 45.0 feet and an average underclearance of 8.1 feet across Each Branch of Briar Creek located 0.1 mile south on SR 1021 (Warren Ave.) from T-469 (Mifflinville, PA Quadrangle N: 11.0 inches; W: 0.8 inch) in the Borough of Berwick and Briar Creek Township, **Columbia County**.

**E55-155. Encroachment. Mark Lenig**, R. R. 2, Box 595E, Millertown, PA 17062. To maintain three 30-inch diameter steel culverts and the associated fill in an unnamed tributary to Middle Creek located approximately 1.7 miles south of the intersection of SR 0522 on SR 0104 (Middleburg, PA Quadrangle N: 3.7 inches; W: 3.9 inches) in Franklin Township, **Snyder County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

---

## SPECIAL NOTICES

---

### 102/NPDES/Stormwater Construction Activity Permit

The Department of Environmental Protection (Department) Water Management Program will be holding a fact finding hearing on the following Stormwater NPDES permit application:

Great Valley School District, KD Markley Elementary School Campus, PAS10-G328

The hearing is scheduled for September 23, 1998 at 1:30 p.m. at Chester County Conservation District Office, Conference Room 240, 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 Valley Creek. A copy of this application is available for review in the Southeast Regional Office's Record Management Section, (610) 832-6268. Those interested in reviewing the application should call to schedule a date to review the file. The project sponsor is:

Great Valley School District, 47 Church Road, Malvern, PA 19355

Comments received will be considered by the Department 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 Man-

ager, Water Management Program at the above address. The notice should include your name, address and telephone 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.

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

### Plan Approval and Operating Permit Applications Nonmajor Sources and Modifications

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

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

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

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department's 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.

[Pa.B. Doc. No. 98-1363. Filed for public inspection August 21, 1998, 9:00 a.m.]

### **Cancellation of Low-Level Waste Advisory Committee (LLWAC) Meeting**

The Department of Environmental Protection's Low-Level Waste Advisory Committee (LLWAC) scheduled for September 10, 1998, is canceled.

Questions concerning the cancellation of this meeting should be directed to Rich Janati at (717) 787-2163 or e-mail at [janati.rich@a1.dep.state.pa.us](mailto:janati.rich@a1.dep.state.pa.us).

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 98-1364. Filed for public inspection August 21, 1998, 9:00 a.m.]

### **Public Meeting/Hearing and Extension of Comment Period on Proposed Strategy, NPDES Permit and Water Quality Management Part II Permit for Concentrated Animal Feeding Operations**

The Department of Environmental Protection (Department) is extending the public comment period for 60 additional days and holding a public meeting/hearing to respond to questions and receive testimony on a proposed strategy, NPDES permit, Water Quality Management Part II permit and other related documents to regulate Concentrated Animal Feeding Operations (CAFO) in this Commonwealth. The documents set forth the definitions used to classify animal operations as CAFOs, the design and construction standards for CAFO manure storage facilities and requirements for the safe application of animal manure generated by these facilities. In addition, the documents outline public participation requirements prior to Department action on permit applications and establish requirements for proper operation and maintenance of CAFOs. The strategy and permit documents being proposed are the result of input from a workgroup formed to help the Department formulate the proposal.

The draft documents are on file in the Department's Central Office at the location noted as follows. The document package can be obtained by writing to the following address or by calling Mary Miller at the following telephone number: Department of Environmental Protection, Bureau of Water Quality Protection, Division of Wastewater Management, Rachel Carson State Office Building, 11th Floor, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-8184.

Copies are also available by e-mail to: [Patel.ratilal@dep.state.pa.us](mailto:Patel.ratilal@dep.state.pa.us), or by visiting DEP's Website at <http://www.dep.state.pa.us> (choose Information by Subject/Water Management/CAFO).

The Department invites public comment on the proposed strategy and documents package until October 13, 1998. Comments and testimony received by that date will be considered in the formulation of final requirements for CAFOs. Persons wishing to comment should include their name, address and telephone number.

A public meeting/hearing has been scheduled at the following time and location to provide additional opportunity for public discussion and comment: Westmoreland County Conservation District Office, Donohoe Center on Donohoe Road, Greensburg, PA, September 22, 1998—6:30 p.m.

The session will begin with a public information meeting at which the Department will explain the proposal

and respond to questions. Following will be a public hearing at which witnesses may submit testimony regarding the proposal.

Persons wishing to present testimony at the hearing are requested to contact Mary Miller, at the above address or telephone number, at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony is limited to 10 minutes for each witness. Witnesses are requested to submit three written copies of their oral testimony to the hearing chairperson at the hearing. Each organization is limited to designating one witness to present testimony on its behalf.

Persons with a disability who wish to attend and require an auxiliary aid, service or other accommodation to participate should contact Mary Miller directly or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how their needs may be accommodated.

Written comments may be submitted to Ratilal Patel at the above address in place of or in addition to oral testimony. The comments will also be accepted by electronic mail at the e-mail address above. Comments submitted by facsimile or on voice mail will not be accepted. Following the specified comment period, the Department will review all comments, prepare a comment and response document, and prepare a final documents package. Availability of the final strategy and permit documents will be announced in the *Pennsylvania Bulletin*.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 98-1365. Filed for public inspection August 21, 1998, 9:00 a.m.]

## **DEPARTMENT OF HEALTH**

### **Application of Pennsylvania Association of Home Health Agencies for Exception to 28 Pa. Code Chapter 51 General Information**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Pennsylvania Association of Home Health Agencies has requested an exception to the requirements of 28 Pa. Code Chapter 51 General Information that it be exempt from the General Provisions of §§ 51.1—51.6; 51.11—51.13; and 51.41.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Division of Home Health, 132 Kline Plaza, Suite A, Harrisburg, PA 17104, (717) 783-1379, fax: (717) 787-3188.

Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed above.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request or provide comments to the Department and require an auxiliary aide service or other accommodation

to do so, should contact Donald E. Hossler, Equal Opportunity Office at Voice/TT (717) 783-6514 or Network/TDD: 8 (717) 433-6514.

DANIEL F. HOFFMANN,  
*Secretary*

[Pa.B. Doc. No. 98-1366. Filed for public inspection August 21, 1998, 9:00 a.m.]

### Renal Disease Advisory Committee Public Meeting

The Renal Disease Advisory Committee, established by section 4 of the act of June 23, 1970 (P. L. 419, No. 140) (35 P. S. § 6204), will hold a public meeting on Friday, August 21, 1998.

The meeting will be held in Room 812, Health and Welfare Building, Harrisburg, PA from 12:30 p.m. to 3:00 p.m.

For additional information, please contact Jane E. Renaut, Director of the Chronic Renal Disease Program, Division of Special Health Care Needs at (717) 787-9772.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so, should contact the Chronic Renal Disease Program at (717) 787-9772.

TDD: (717) 783-6514/Network TDD:8-443-6514.

DANIEL F. HOFFMANN,  
*Secretary*

[Pa.B. Doc. No. 98-1367. Filed for public inspection August 21, 1998, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding McKean County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Pennsylvania Department of Transportation plans to construct a new 0.8 kilometer (0.5 mile) roadway to connect the south end of the existing four (4) lane section of SR 219 to the existing two (2) lane section of SR 219 in Bradford Township, McKean County.

The purpose of this project is to provide a continuous transportation facility from Bradford Township around the City of Bradford, thus separating through and local traffic, to reduce the number of accidents, and to allow for a more efficient flow of goods and services into and through the Bradford area. Currently traffic traveling south on SR 219 must exit the four lane section of SR 219 at SR 4002 (Owens Way), travel 457 meters (1,500 feet) west on SR 4002, and then turn left onto the existing two-lane section of SR 219 to continue traveling south. The proposed project addresses all of these issues.

No adverse environmental effect is likely to result from the construction of this section of highway.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 98-1368. Filed for public inspection August 21, 1998, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### NGK Metals Corporation v. DEP; EHB Doc. No. 98-139-C

NGK Metals Corporation has appealed the issuance and modification by the Department of Environmental Protection of an NPDES permit to same for a facility in Muhlenberg Township, Berks County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by an interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.62. Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 98-1369. Filed for public inspection August 21, 1998, 9:00 a.m.]

### U. S. Steel Group v. DEP; EHB Doc. No. 98-132-R

U. S. Steel Group has appealed the denial by the Department of Environmental Protection of an NPDES permit to U. S. Steel Group for a facility in West Mifflin, Allegheny County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by an interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code

§ 1021.62. Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 98-1370. Filed for public inspection August 21, 1998, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meeting Notice

The Health Care Cost Containment Council has scheduled a Mandated Benefits Review Committee meeting for Wednesday, August 26, 1998, at 1 p.m. The meeting will be held in the Council's conference room at 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability and want to attend a meeting should contact Cherie Kauffman, Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101, or call (717) 232-6787, at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 98-1371. Filed for public inspection August 21, 1998, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 11 a.m., Tuesday, August 11, 1998, and took the following actions:

#### *Regulations Approved:*

Insurance Department #11-174: Publication of Citations and Notice of Hearings (amends 31 Pa. Code Chapter 57)

Environmental Quality Board #7-322: Municipal Wasteload Management (amends 25 Pa. Code Chapter 94)

#### *Regulations Deemed Approved under Section 5(g) of the Regulatory Review Act—Effective August 4, 1998.*

Insurance Department #11-153: Fraternal Beneficial Societies Administration (deletes Chapter 41 of 31 Pa. Code)

*Commissioners Present:* Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
August 11, 1998

*Insurance Department—Fraternal Beneficial Societies Administration; Regulation No. 11-153*

### Order

On June 18, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking deletes 31 Pa. Code Chapter 41. The authority for this deletion is section 5(a)(9) of the act of November 15, 1972 (P. L. 1063, No. 271) (40 P. S. §§ 6501—6701); section 905 of the act of July 29, 1977 (P. L. 105, No. 38) (40 P. S. § 1141-905); section 701(a) of the Fraternal Benefit Societies Code (code) (40 P. S. § 1142-701(a) and sections 206 and 506 of The Administrative Code of 1929 (71 P. S. §§ 66 and 186). The proposed regulation was published in the *Pennsylvania Bulletin* on June 28, 1997, with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 14, 1998.

This rulemaking will delete existing provisions for the waiver or extension of meetings of Fraternal Beneficial Societies that are obsolete. Instead, the Department applies current requirements that are more informal. Under section 106(b) of the code, relating to powers, every society shall have the power, inter alia, to adopt laws and rules for the governance of the society and the management of its affairs. This deletion will eliminate unnecessary regulations, thereby reducing the time fraternal benefit societies spend complying with obsolete provisions.

The final-form regulation contains no changes from the proposed version. The Commission did not file any comments on the proposed deletion. In addition, we did not receive any negative recommendations on the final-form regulation from the House Insurance Committee or the Senate Banking and Insurance Committee.

*Therefore:*

The Commission will notify the Legislative Reference Bureau that Regulation No. 11-153 from the Insurance Department, as submitted to the Commission on July 14, 1998, was deemed approved under section 5(g) of the Regulatory Review Act on August 4, 1998.

*Commissioners Present:* Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
August 11, 1998

*Insurance Department—Publication of Citations and Notice of Hearings; Regulation No. 11-174*

### Order

On July 14, 1998, the Independent Regulatory Review Commission (Commission) received this regulation from the Insurance Department (Department). It amends 31 Pa. Code Chapter 57. The authority for this regulation is found in sections 206, 506, 1501 and 1502 of The Administrative Code of 1929 (71 P. S. §§ 66, 186, 411 and 412). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This rulemaking deletes two references to the term "citations" which incorrectly refer to a nonexistent practice. The existing provision indicates that the Department publishes citations pertaining to alleged violations of the insurance laws in the *Pennsylvania Bulletin* which is no longer the practice.

We have reviewed this regulation and find it to be in the public interest. The amendment will render the regulation consistent with current practice.

*Therefore, It Is Ordered That:*

1. Regulation No. 11-174 from the Insurance Department, as submitted to the Commission on July 14, 1998, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Present:* Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
August 11, 1998

*Environmental Quality Board—Municipal Wasteload Management; Regulation No. 7-322*

### Order

On August 12, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). It amends 25 Pa. Code Chapter 94 relating to the Municipal Wasteload Management Program (program). The authority for this rulemaking is The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and section 1920-A of The Administrative Code of 1929 (71 P. S. § 510-20). The proposed regulation was published in the August 23, 1997 *Pennsylvania Bulletin*, with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 1, 1998. On July 17, 1998, the Board requested the Commission toll consideration of this rulemaking in order to delete a new sentence added to § 94.15 at the final-form stage. The Commission did not object to the tolling request and the Board approved the revision on July 21, 1998. The revised final-form regulation was submitted to the Commission and the standing committees on July 21, 1998.

Chapter 94 is a pollution prevention program run by the Department of Environmental Protection (Department). The program is intended to prevent pollution by requiring appropriate management of hydraulic and organic wasteload flows from municipal treatment sewage facilities.

This rulemaking is a result of the Department's Regulatory Basics Initiative. The proposed amendments eliminate provisions that are unreasonable or obsolete. They also amend provisions that are more stringent than Federal rules without good reason. In addition, the Department anticipates that local governments with annual sewage report requirements will experience about a 50% reduction in those costs.

We have reviewed this regulation and find it to be in the public interest. The revisions will update the Chapter 94 program requirements and result in some cost savings for local governments.

*Therefore, It Is Ordered That:*

1. Regulation No. 7-322 from the Environmental Quality Board, as resubmitted to the Commission on July 21, 1998, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 98-1372. Filed for public inspection August 21, 1998, 9:00 a.m.]

### Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following final-form regulations for review. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
54-53	Pennsylvania Liquor Control Board Promotion	8/7/98
10-152	Department of Health Drugs Which May Be Used By Qualified Optometrists	8/10/98
7-329	Environmental Quality Board Radiological Health	8/11/98
4-68	Department of Community and Economic Development Neighborhood Assistance Program	8/12/98

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 98-1373. Filed for public inspection August 21, 1998, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Appeal of Naomi Carroll Under the Pennsylvania Assigned Risk Plan; Flagship Insurance Co.; Doc. No. PH98-08-008

Under the Pennsylvania Assigned Risk Plan, section 19, that was adopted by the Insurance Commissioner under 75 Pa.C.S. § 1741, notice is hereby given that Naomi Carroll has requested a hearing on the determination by the Pennsylvania Assigned Risk Plan Governing Committee concerning the completion of an underwriting questionnaire.

The hearing will be held at the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102, on September 23, 1998, at 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e). Under 31 Pa. Code § 59.7(e), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.193, 35.225—35.251, unless specific exemption is given.

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing, and require an auxiliary aid service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1374. Filed for public inspection August 21, 1998, 9:00 a.m.]

**Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield; Filing No. 361-MMNGC-DE-1/99; Major Medical Non-Group Rate Increase**

Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield submitted a filing requesting the Insurance Department's approval to increase the monthly rates by 15.09% for the Major Medical Non-Group Rated Program for an effective date of January 1, 1999. The rate increase will produce an estimated additional annualized income of \$700,000 and will affect approximately 6,000 contracts.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1375. Filed for public inspection August 21, 1998, 9:00 a.m.]

**Capital Blue Cross; Filing No. 98-R; Capital Blue Cross Special Care Program Rate Increase**

Capital Blue Cross proposes to increase the rates for the Special Care Program. The proposed increase is 18.8%. This rate change will produce an estimated additional annual income of \$1.0 million and will affect approximately 7,090 contracts. An effective date of January 1, 1999 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Bureau of Accident and Health Insurance, Insurance

Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1376. Filed for public inspection August 21, 1998, 9:00 a.m.]

**Capital Blue Cross and Pennsylvania Blue Shield; Filing No. 98-Q; Individual Major Medical Program Rate Increase**

Capital Blue Cross and Pennsylvania Blue Shield propose to increase the rates for the Individual Major Medical Program. The proposed increase is 12.8%. This rate increase will produce an estimated additional annual income of \$680,000 and will affect approximately 4,200 contracts. An effective date of January 1, 1999 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1377. Filed for public inspection August 21, 1998, 9:00 a.m.]

**Independence Blue Cross; Filing No. 10-P-98; Blue Cross Non-Group Rate Increase for Hospital Programs**

Independence Blue Cross submitted a request to increase the premium rates for its Non-Group Basic Blue Cross line of business by 22.1% and Special Care line of business by 7.7%. The proposed rate increase would affect approximately 28,000 contracts and would produce an additional annualized premium income of \$5.2 million. An effective date of January 1, 1999 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg and Philadelphia Regional Offices.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1378. Filed for public inspection August 21, 1998, 9:00 a.m.]

**Independence Blue Cross; Filing No. 12-P-98; Security 65 Program Rate Increase (Plans A, B, C and H)**

Independence Blue Cross submitted a request to increase the premium rates by 13.46% across the board for its Security 65 Medicare Supplement business. The proposed rate increase would affect approximately 87,000 members, and would produce an additional annualized premium income of \$10.0 million. An effective date of January 1, 1999 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg and Philadelphia Regional Offices.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1379. Filed for public inspection August 21, 1998, 9:00 a.m.]

**Independence Blue Cross and Pennsylvania Blue Shield; Filing No. 11-P-98; Non-Group Major Medical Rate Increase**

Independence Blue Cross and Pennsylvania Blue Shield submitted a proposal to increase the premium rates for their Non-group Major Medical Programs. The proposed rate increase would affect approximately 7,000 contracts and would produce estimated additional annual premium income of \$1.75 million. An effective date of January 1, 1999 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg and Philadelphia Regional Offices.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1380. Filed for public inspection August 21, 1998, 9:00 a.m.]

**Review Procedure Hearings; Cancellation or Refusal of Insurance**

The following insured has requested a hearing, as authorized by section 9(a) of the act of June 5, 1968 (P. L. 140, No. 78) (40 P. S. § 1008.9(a)) in connection with her company's termination of the insured's automobile poli-

cies. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearings will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Diana Y. Margarito; file no. 98-193-04302; State Farm Mutual Automobile Ins. Co.; doc. no. P98-07-014; September 17, 1998, at 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P. S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1381. Filed for public inspection August 21, 1998, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Gas Service Without Hearing

**A-121850F2019. National Fuel Gas Distribution Corporation.** Application for approval of abandonment of service by National Fuel Gas Distribution Corporation to Seven Gas Service customers located in Richland and Rockland Townships, Venango County, and Ashland Township, Clarion County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before September 8, 1998, under 52 Pa. Code (relating to public utilities).

*Applicant:* National Fuel Gas Distribution Corporation

*Through and By Counsel:* Peter J. Scanlon, 800 State Street, Erie, PA 16512.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 98-1382. Filed for public inspection August 21, 1998, 9:00 a.m.]

### 1999 Schedule of Filing Dates for Recovery of Purchased Gas Costs; Doc. No. L-840102

Regulations promulgated by the Pennsylvania Public Utility Commission at 52 Pa. Code § 53.64(b) direct the Commission to annually publish a schedule of filing dates for jurisdictional gas utilities subject to the procedure of 66 Pa.C.S. § 1307(f) (relating to sliding scale of rate; adjustments) for the recovery of purchased gas costs.

The 1999 schedule of filing dates is as follows:

February 2, 1999: National Fuel Gas Distribution Corporation—Pennsylvania Division; T. W. Phillips Gas and Oil Company.

April 1, 1999: Columbia Gas of Pennsylvania, Inc.; Peoples Natural Gas Company; Equitable Gas Company.

June 3, 1999: P. G. Energy, Inc.; PECO—Gas Division; UGI Corporation; PFG Gas, Inc.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 98-1383. Filed for public inspection August 21, 1998, 9:00 a.m.]

### 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 September 14, 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 motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.**

**A-00115183. Patrick R. Hogan, t/d/b/a Plymouth Taxi** (203 East Main Street, Plymouth, Luzerne County, PA 18651)—to begin to transport, as a common carrier by motor vehicle, persons upon call or demand: (1) in the boroughs of Plymouth and Larksville and the township of Plymouth, Luzerne County, and (2) in the borough of Nuangola, the townships of Dallas, Fairview, Jackson, Lehman, Rice and Wright, and the city of Nanticoke, and within an airline distance of 5 airline miles of said city, all in Luzerne County; with Right No. 2 subject to the following condition: that no right, power or privilege is

granted to transport from the boroughs of Ashley, Sugar Notch and Warrior Run, the townships of Hanover and Wilkes-Barre, the city of Wilkes-Barre, and that portion of the city of Nanticoke south of Legislative Route No. 2008; which is to be a transfer of all of the rights authorized under the certificate issued at A-00109808, F. 1 and F. 1, Am-A to Shawn Pulver and Howard Gyle, Copartners, t/d/b/a Plymouth Taxi Company, subject to the same limitations and conditions. *Attorney:* David J. Harris, Suite 310, 15 Public Square, Wilkes-Barre, PA 18701-1703.

**Applications of the following for approval amendment of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.**

**A-00113657, F. 1, Am-B. Jenks, Inc., t/d/b/a Georgia P. Carroll Moving Company** (42 Ridgecrest Drive, Pittsburgh, Allegheny County, PA 15235), a corporation of the Commonwealth of Pennsylvania—as a Class B carrier, household goods in use, between points in the city of Pittsburgh, Allegheny County: *so as to permit* the transportation of household goods in use from points in the county of Allegheny, to other points in Pennsylvania, and vice versa; which is to be a transfer of the right authorized Michael M. Schaefer, under the certificate issued at A-00114723, subject to the same limitations and conditions. *Attorney:* David M. O'Boyle, 1450 Two Chatham Center, Pittsburgh, PA 15219-3427.

### 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 September 7, 1998.

- |                   |  |
|-------------------|--|
| A-00115210        | Jeffrey Cappetta, t/a Transportation Solutions International<br>624 Harvester Drive, Oakdale, PA 15071                               |
| A-00115209        | Shawn M. Donahue, t/a Shawn M. Donahue Trucking<br>108 Goldfinch Lane, Honeybrook, PA 19344  |
| A-00115195        | Beverly J. Thomas, t/a Thomas Trucking<br>1107 Valley Street, McDonald, PA 15057   |
| A-00115196        | East Coast Carriers, Inc.<br>P. O. Box 188, Paulsboro, NJ 08066  |
| A-00115207        | Demedio Hauling, Inc.<br>110 Sunnyside Avenue, Trooper, PA 19403   |
| A-00115208        | Jeffrey Nickel & Bryan Cantey, Copts, t/a J & B Excavating<br>655 Noble Road, Christiana, PA 17509                                   |
| A-00114612<br>F.2 | Robert Carmel, t/a Robert Carmel Trucking<br>R. R. #1, PRL 415, Bushkill, PA 18324   |
| A-00115211        | Bowman, Richard C., III, Robert K., and Richard C., JR., Partners, t/a R.C.B. Excavating<br>R. D. #1, Box 492-C, Mill Hall, PA 17752 |



- A-00115205 Riccelli Enterprises, Inc.  
P. O. Box 6418, Syracuse, NY, 13217:  
Anthony Rivizzigno, 108 West Jefferson  
Street, Syracuse, NY 13202
- A-00115204 Steven C. and Richard P. Siple, III, t/a  
Siple Transportation  
P. O. Box 96, Brockway, PA 15824:  
William A. Gray, 2310 Grant Building,  
Pittsburgh, PA 15219-2383
- A-00115202 Robert J. Guerrero, t/a Guerrero Trucking  
Co.  
3525 Blackhorse Road, Parkesburg, PA  
19365
- A-00115201 A.T.F. Trucking, L.L.C.  
1801 South Pennsylvania Ave.,  
Morrisville, PA 19067
- A-00115200 Michael Distribution Services, Inc., t/a  
Michael Transportation Co.  
P. O. Box 367, Belcamp, MD 21017:  
Thomas Dolina, 21 West Susquehanna  
Avenue, Towson, MD 21204
- A-00115199 Robert E. Koontz  
R. D. #3, Box 113, Everett, PA 15537
- A-00115198 Dennis D. Miller, t/a D. Miller Trucking  
167 Wil-Lo Farm Lane, Harrisburg, PA  
17111

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 98-1384. Filed for public inspection August 21, 1998, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project #9804.1, Rehabilitation of Fender System at Tioga Marine Terminal-II, Upstream Corner, until 2 p.m. on Thursday, September 10, 1998. The bid documents can be obtained from the Procurement Administrator, PRPA, 210 W. Washington Sq., 13th Fl., Philadelphia, PA 19106, (215) 928-9100 and will be available September 3, 1998. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. The contractor must comply with all applicable equal opportunity laws and regulations.

Mandatory prebid job site meeting will be held August 25, 1998, 10 a.m. at Tioga Marine Terminal-I, Main Gate—Tioga St. and Delaware Ave.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 98-1385. Filed for public inspection August 21, 1998, 9:00 a.m.]

## PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

### Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

September 2, 1998	Owen J. Conaghan, Jr. (Purchase of Service)	1 p.m.
	Edward M. Warnick (Purchase of Service)	2:30 p.m.
September 16, 1998	Joseph J. Coley (Repayment of Over- payment)	1 p.m.
	Margaret B. Kappel (Change of Retirement Date)	2:30 p.m.

Persons with a disability who wish to attend the above-listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Arthur J. Granito, Assistant Executive Director, at (717) 783-5613 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

JAMES A. PERRY,  
*Secretary*

[Pa.B. Doc. No. 98-1386. Filed for public inspection August 21, 1998, 9:00 a.m.]

## TURNPIKE COMMISSION

### Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated below for the following contract:

**Contract No. 98-019-RT94:** Replacement of bridge No. WB-458A at M. P. 56.24 and removal of bridge No. S-3737A at M. P. 56.25 carrying turnpike ramp EH over SR 0022 at Pittsburgh Interchange, Allegheny Co., PA

*Bid Opening Date:* September 24, 1998, 11 a.m.

*Bid surety:* 5%

Plans, Specifications and Contract Documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$65 per set by check or P. O. Money Order (No Cash) payable to the Pennsylvania Turnpike Commission. Attention: Secretary—Treasurer's Office, P. O. Box 67676, Harrisburg, PA 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

A nonmandatory prebid meeting for the project under the direction of the Engineer is scheduled for September 1, 1998, at 10 a.m., at the Pennsylvania Turnpike Commission's Western Regional Office.

Contact the Purchasing Manager for listing of other locations where plans and specs can be inspected.

Direct any questions on this project to Brian M. Ranck at (717) 939-9551, Ext. 3630.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 98-1387. Filed for public inspection August 21, 1998, 9:00 a.m.]

## Retention of an Engineering Firm

### Total Roadway Reconstruction Somerset County, PA Reference No. 2-054

The Turnpike Commission (Commission) will retain an engineering firm for the design of the total reconstruction project between approximate mileposts 110.00 and 121.00 in Somerset County. The selected firm will be responsible for the prefinal and final design of this project.

The engineering services required would include supplemental field surveys, cross sections, evaluation of utility conflicts and potential relocations, development of erosion and sedimentation control plans and specifications, preparation of hydraulic reports for waterway approvals, preliminary and final traffic control plans, rock slope remediation to a major cut slope, preparation of preliminary and final right-of-way plans, geotechnical investigations, preparation of preliminary and final construction plans and specifications in order for the Commission to bid the total reconstruction of the roadway generally between Milepost 110.00 and 121.00. The intent is to rebuild the roadway and widen the existing 10-foot median to a width of between 20-30 feet based on preliminary evaluations. It is anticipated that all of the mainline structures will require widening and that all overhead structures within the project area will be replaced or eliminated. We will consider either rubbilizing the existing concrete roadway and overlay with bituminous material, or removing the existing pavement and replace with full-depth bituminous. An entirely new drainage system will be installed.

In addition, low-level photography will be available in this area to an accuracy of  $\pm .05$  feet. Hard copies of the mapping and a disk will be provided to the consultant for their use. A digital terrain model in AUTOCAD format

will also be provided. The consultant will be required to perform supplemental surveys and reestablish the existing centerline of the Turnpike. Also, cross sections will be cut and plotted from the available information. The design for this project will be performed in metric units.

Direct inquiries to Michael D. Shaak, P.E., at (717) 939-9551, Ext. 5380; or by e-mail at mshaak@pa.turnpike.com.

### General Requirements and Information for Reference No. 2-054

Firms interested in performing the above services are invited to submit expanded letters of interest to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the PA Turnpike Commission Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange, Highspire, PA 17034 (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The expanded letters of interest must include in the heading the project reference number indicated in the advertisement. A Standard Form 254, "Architect-Engineer and Related Services Questionnaire," not more than 1 year old as of the date of this advertisement, and Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project," must accompany each expanded letter of interest. Explanation that the firm has successfully completed similar type projects, of the same magnitude, is required. If the firm has multiple offices, the location of the office performing the work must be identified.

Firms with out-of-State headquarters or corporation not incorporated in Pennsylvania must include with each expanded letter of interest a copy of their registration to do business in this Commonwealth as provided by the Department of State.

The Commission currently limits its participation in the remuneration of principals or consultant employees performing work on projects to \$72,800 per annum or \$35 per hour or their actual audited remuneration, whichever is less. The Commission currently limits its participation in the consultant's indirect payroll costs (overhead) on design projects to 130% or the consultant's actual audited overhead rate, whichever is less.

The consultant in their submission should identify the following factors:

(A) Specialized experience and technical competence of firm. The firm must clearly demonstrate their capabilities of completing this project by identifying similar projects that have been completed, the magnitude of the project and the client.

(B) Past record of performance with respect to cost control, work quality and ability to meet schedules. The specific experience of individuals who constitute the firms shall be considered.

(C) Expanded letters of interest must include an indication of the prime consultant's and subconsultant's current workload for all Pennsylvania Department of Transportation and Pennsylvania Turnpike Commission projects.

(D) Location of consultant's office where the work will be performed.

(E) Listing of subconsultants intended. Any deviation from the subconsultants listed in the expanded letter of interest will require written approval from the Commission.

(F) Special requirements of the project.

(G) An organization chart for the Project, identifying key personnel. Only resumes of key personnel should be included.

(H) Other factors, if any, specific to the project.

The Commission is committed to the inclusion of disadvantaged, minority and woman firms in contracting opportunities. The minimum participation level for DBE/MBE/WBEs in this contract will be 10%. Responding firms shall clearly identify DBE/MBE/WBE firms, expected to participate in this contract, in their expanded letter of interest. If the selected firm does not meet the minimum requirement for DBE/MBE/WBE participation, they will be required to demonstrate good faith efforts to achieve the required level. Proposed DBE/MBE/WBE firms must be certified by the Pennsylvania Department of Transportation at the time of the submission of the expanded letter of interest. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Office of Equal Opportunity Development, Turnpike Commission at the above address, or by calling (717) 939-9551, Ext. 4241.

Each firm should demonstrate in their expanded letter of interest their ability to perform the specific requirements indicated for this project by including a maximum three page report on this project.

The expanded letter of interest and required forms must be received by 12 p.m., Friday, September 4, 1998. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable expanded letters of interest received in response to this solicitation, one firm will be selected for this project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all expanded letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for these services.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 98-1388. Filed for public inspection August 21, 1998, 9:00 a.m.]

## Retention of Two Surveying Firms

### Open End Contracts to Provide Surveying Services Reference No. 3-106

The Turnpike Commission (Commission) will retain two engineering/surveying firms for Open End Contracts to provide surveying services. One contract will be for surveying services throughout the Eastern portion of the Pennsylvania Turnpike System, generally Districts 3, 4 and 5 and one contract will be for surveying services throughout the western portion, generally Districts 1 and 2 of the Pennsylvania Turnpike System. These surveying services may include: baseline stakeout, level runs, metes and bounds surveys, right-of-way surveys, topographic surveys, cross-section surveys, wetland location surveys, GPS surveys, aerial photogrammetry control surveys and construction surveys. The work to be performed on each

specific project may include any or all of the above phases of work on various projects located throughout the eastern or western portions of the Pennsylvania Turnpike System. Each contract will be for a maximum cost of \$500,000, or for a period of 3 years, whichever occurs first.

The surveying work must be performed in accordance with the requirements of applicable sections of the "Surveying And Mapping Manual," Publication 122M, Pennsylvania Department of Transportation, Bureau of Design and/or the "Specifications For Aerial Photography, Field Control Surveys, and Topographic Mapping" contained in Form 442, PA Department of Transportation, Bureau of Design Specifications For Consultant Engineering Agreements as directed by the Commission. The services will encompass a wide range of design related surveying efforts with the possibility of several different types of survey projects under short completion schedules.

The firm may be required to provide topographic surveys; GIS data, aerial photogrammetry control surveys, survey worksheets and GPS survey data in AutoCAD, DXF, ARC/INFO and Microstation formats. Translation capability to other CADD systems may be required.

Firms submitting an expanded letter of interest for this work should have prior experience in large scale surveys for highway design. Firms should have sufficient qualified permanent full-time personnel to complete survey assignments with short delivery schedules utilizing current state-of-the-art surveying instruments, equipment and software under the direct supervision of a PA registered Professional Land Surveyor.

Questions and inquiries concerning this Project should be directed to Thomas E. Farcht, Jr., PLS at (717) 939-9551, Ext. 5761; or by e-mail at tfarcht@pa.turnpike.com.

### General Requirements and Information for Reference No. 3-106

Firms interested in performing the above services are invited to submit expanded letters of interest to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the PA Turnpike Commission Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange, Highspire, PA 17034 (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The expanded letters of interest must include in the heading the project reference number indicated in the advertisement. A Standard Form 254, "Architect-Engineer and Related Services Questionnaire," not more than 1 year old as of the date of this advertisement, and Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project," must accompany each expanded letter of interest. Explanation that the firm has successfully completed similar type projects, of the same magnitude, is required. If the firm has multiple offices, the location of the office performing the work must be identified.

Firms with out-of-State headquarters or corporation not incorporated in Pennsylvania must include with each expanded letter of interest a copy of their registration to do business in this Commonwealth as provided by the Department of State.

The Commission currently limits its participation in the remuneration of principals or consultant employees performing work on projects to \$72,800 per annum or \$35 per hour or their actual audited remuneration, whichever is less. The Commission currently limits its participation

in the consultant's indirect payroll costs (overhead) on design projects to 130% or the consultant's actual audited overhead rate, whichever is less.

The consultant in their submission should identify the following factors:

(A) Specialized experience and technical competence of firm. The firm must clearly demonstrate their capabilities of completing this project by identifying similar projects that have been completed, the magnitude of the project and the client.

(B) Past record of performance with respect to cost control, work quality and ability to meet schedules. The specific experience of individuals who constitute the firms shall be considered.

(C) Expanded letters of interest must include an indication of the prime consultant's and subconsultant's current workload for all Pennsylvania Department of Transportation and Pennsylvania Turnpike Commission projects.

(D) Location of consultant's office where the work will be performed.

(E) Listing of subconsultants intended. Any deviation from the subconsultants listed in the expanded letter of interest will require written approval from the Commission.

(F) Special requirements of the project.

(G) An organization chart for the Project, identifying key personnel. Only resumes of key personnel should be included.

(H) Other factors, if any, specific to the project.

Each firm should demonstrate in their expanded letter of interest their ability to perform the specific requirements indicated for this project by including a maximum three page report on this project. Please specify interest in the western contract, eastern contract, or both.

The expanded letter of interest and required forms must be received by 12 pm, Friday, September 4, 1998. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable expanded letters of interest received in response to this solicitation, one firm will be selected for this project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all expanded letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for these services.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 98-1389. Filed for public inspection August 21, 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

**1153228** Construction and building materials—4,300 sq. yds. bituminous surface course ID-2A in place.

**Department:** Fish and Boat Commission  
**Location:** Bellefonte, Centre County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1178228** Construction and building materials—1,000 tons furnish and place armor stone, the stone will be of dolomite or approved equal material.

**Department:** Fish and Boat Commission  
**Location:** Bellefonte, Centre County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**8249700** Construction, mining, excavating and highway maintenance equipment—6 each plow, hydraulic underbody scraper.

**Department:** Transportation  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1106048** General purpose ID tags and blanks (non-personnel)—1,043,400 each 1999 dog tags; 1,043,400 each 2000 individual dog tags; 237,900 each 1999 Senior Citizen dog tags; 237,900 2000 Senior Citizen dog tags; 7,900 1999 lifetime dog tags; 7,900 each 2000 lifetime dog tags; 25,010 each 1999 kennel tags; 25,010 each 2000 kennel tags; 2,330 bags rivets (500 per bag) for 1999; 2,330 bags rivets (500 per bag) for 2000; 633 boxes "S" hooks (1000 per box) for 1999; 633 boxes "S" hooks (1,000 per box) for 2000; 1,265 bags rings (500 per bag) for 1999; 1,265 bags rings (500 per bag) for 2000.

**Department:** Agriculture  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1179228** Marine equipment and supplies—23,000 lbs. experimental fish food.

**Department:** Fish and Boat Commission  
**Location:** Bellefonte, Centre County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1180228** Marine equipment and supplies—23,000 lbs. experimental fish food.

**Department:** Fish and Boat Commission  
**Location:** Bellefonte, Centre County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1188228** Marine equipment and supplies—1 each truck mounted pneumatic type fish feeder.

**Department:** Fish and Boat Commission  
**Location:** Bellefonte, Centre County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1109118** Metal bars, sheets and shapes—2,000 each steel angle iron—unequal legs must conform to ASTM A36, must be descale and lightly oiled free from rust; size 2" x 1 1/2" x 3/16" x 20' length.

**Department:** Correctional Industries  
**Location:** Pittsburgh, Allegheny County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1185208** Promotional items—35,000 each zipper pulls, diamond hook, puffy size 1 3/8" x 1 3/8" color fluorescent pink No. 205 with black imprint; 36,000 each reflectors, bicycle spoke 2 sided plastic fold over size open flat 2" x 2 3/4" color fluorescent green with black imprint.

**Department:** State Police Academy  
**Location:** Hershey, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1132118** Textiles—150,000 yards twill width 60" color hot chocolate Pantone color 191325-TP.

**Department:** Correctional Industries  
**Location:** Huntingdon, Huntingdon County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1135118** Textiles—50,000 yards broadcloth, poly/cotton blend 50/50 or 65/35 is acceptable thread count color snow white Pantone color No. 11-0602PT.

**Department:** Correctional Industries  
**Location:** Huntingdon, Huntingdon County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1136118** Textiles—46,000 pair heels, men's rubber, bylex core, neutral, Crown brand or approved equal.

**Department:** Correctional Industries  
**Location:** Graterford, Montgomery County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1137118** Textiles—20,000 yards twill polyester/cotton 60" wide in the following colors: 10,000 yards khaki (Pantone color 15-1215TP) and 10,000 yards navy (Pantone color 19-4028TP).

**Department:** Correctional Industries  
**Location:** Dallas, Luzerne County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1138118** Textiles—40,000 yards twill as per PCID No. 1018 width 60" color snow white Pantone color 11-0603TP.

**Department:** Correctional Industries  
**Location:** Huntingdon, Huntingdon County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

**1139118** Textiles—50,000 yards pocketing 50% polyester/50% cotton color snow white Pantone color 11-0602PT.

**Department:** Correctional Industries  
**Location:** Huntingdon, Huntingdon County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services: fax request to (717) 787-0725 or call (717) 787-2199

---

# SERVICES

---

## Audio/Video—04

**RFP 1998-MW-1** The Department of General Services is issuing an RFP (Request for Proposal), on behalf of the Governor's Office of Administration, Radio Project Office for a microwave backbone system for the Statewide two-way radio system. Services required for a turnkey system include: complete microwave system design, path analysis, microwave equipment, antennas, installation and optimization. A nonmandatory Preproposal Conference will be held and preregistration is required. Attendance at the conference will be restricted to not more than three representatives per vendor. For more information contact: John W. Obradovich, Project Engineering Coordinator, Radio Project Office, One Technology Park, Harrisburg, PA 17110-2913; phone (717) 772-8031; fax (717) 772-8097. For an RFP copy, 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

**RFP 1998-TSG-1** The Department of General Services is issuing an RFP (Request for Proposal), for the Governor's Office of Administration, Radio Project Office. This RFP is for selection of a vendor to design and install: communications towers, communications shelters, emergency generators, fencing and site development for the Statewide two-way radio and microwave system. The Commonwealth will consider selection of vendors to provide all of the categories of equipment and services or a combination of the categories of equipment and services. A nonmandatory Preproposal Conference will be held and preregistration is required. Attendance at the conference will be restricted to not more than three representatives per vendor. For more information contact: John W. Obradovich, Project Engineering Coordinator, Radio Project Office, One Technology Park, Harrisburg, PA 17110-2913; phone (717) 772-8031; fax (717) 772-8097. For an RFP copy, 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

**RFQC-1998-VDRS-1** The Department of General Services is issuing an RFQC (Request for Qualified Contractors), for the Governor's Office of Administration, Radio Project Office. This RFQC is for selection of a vendor to design, install and implement a digital Statewide two-way radio voice and mobile data system. The selected vendors shall select sites to provide a guaranteed mobile coverage of a minimum of 95%. This system shall be then tied into a hybrid transport system of microwave and optical fiber. Mobile, portable, vehicular repeaters, control stations and dispatch equipment are also required to be provided. A nonmandatory Preproposal Conference will be held and preregistration is required. Attendance at the conference will be restricted to not more than three representatives per vendor. For more information please contact: John W. Obradovich, Project Engineering Coordinator, Radio Project Office, One Technology Park, Harrisburg, PA 17110-2913; phone (717) 772-8031; fax (717) 772-8097. For an RFQC copy, 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

**SPC-385352** Provide cellular telephone service (airtime) and three digital cellular telephones for the Bensalem Youth Development Center.

**Department:** Public Welfare  
**Location:** Bensalem Youth Development Center, 3701 Old Trevoise Road, Bensalem, PA 19020  
**Duration:** November 1, 1998 through June 30, 2002  
**Contact:** Mary Jo Scanlon, (215) 953-6405

## Computer Related Services—08

**RFP No. 30-98** Compliance Monitoring—Pennhurst Quality Assurance Plan—Data Collection/Collation. Initiation of contracted Compliance Monitoring utilizing the approved monitoring tool to gather necessary data. This data will be used by the Regional Manager to determine levels of compliance as delineated in the Final Settlement Agreement and March 28, 1994 Contempt Order.

**Department:** Public Welfare  
**Location:** Philadelphia County MH/MR Offices, Home Visit Requirement; Contractor's Offices  
**Duration:** January 1, 1999—December 31, 2002 with one 2-year renewal option  
**Contact:** Kathy A. King-McCarthy, (717) 705-3878

## Construction—09

**Project No. 409-ER** Roof Replacements for the Sullivan, Ulmer Planetarium and Glennon Buildings, Project No. 409-FR. Lock Haven University of PA, of the Pennsylvania State System of Higher Education (SSHE) is seeking bids for general construction. Work includes demo of approximately 16,700 sf of roofing materials (including 14,800 sf of asbestos containing roofing and flashing) and replacement with a fully adhered, single-ply EPDM roof system with accessories. A prebid meeting will be held August 27, 1998 (9 a.m.) in Robinson Learning Center's "Hall of Flags." Bids are due September 10, 1998 (2 p.m.). For further information, or to request contract documents at a nonrefundable cost of \$40, bidders can contact Paulette Rider of Comprehensive Design A/E, 3054 Enterprise Drive, State College, PA 16801, (814) 238-7706. Prevailing wages, contract bonds and MBE/WBE participation apply. The System encourages responses from small firms, minority firms, women-owned firms and firms which may have not previously performed work for the System. Nondiscrimination and equal opportunity are policies of the Commonwealth and of the PA State System of Higher Education.

**Department:** State System of Higher Education  
**Location:** Lock Haven University of PA, Main Campus, Lock Haven, PA 17745  
**Duration:** 62 calendar days from Notice to Proceed  
**Contact:** Comprehensive Design A/E, (814) 238-7706

**AE-5080** Door replacement and concrete pad replacement. Fax (717) 783-7971.

**Department:** Transportation  
**Location:** Somerset Driver and Photo License Center, Somerset, Somerset County, PA  
**Duration:** 120 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5115** Construction of a bulk material storage building. Fax (717) 783-7971.

**Department:** Transportation  
**Location:** Newtown Stockpile No. 8, Route 413, Newtown Township, Bucks County, PA  
**Duration:** 90 calendar days—proposed bid date September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5143** Construction of a bulk material storage building. Fax (717) 783-7971.

**Department:** Transportation  
**Location:** Tobyhanna Stockpile, SR 423, Coolbaugh Township, Monroe County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5154** Construction of a bulk material storage building. Fax (717) 783-7971.

**Department:** Transportation  
**Location:** Lawrenceville Stockpile, Along Route 15 on SR 1028, Lawrence Township, Tioga County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5161** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** Mildred Stockpile, Route 487, Cherry Township, Sullivan County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5223** Construction of a bulk material storage structure. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** Maintenance District 12-1, PennDOT Maintenance Building, Uniontown, Fayette County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5270** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** Mill Run Stockpile, SR 0381, Mill Run, Fayette County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5296** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** Benton Stockpile No. 04, 5 miles north of Benton on SR 487, Sugarloaf Township, Columbia County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5297** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** Millville Stockpile, Located off SR 4011, near Millville, Greenwood Township, Columbia County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5298** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** Numedia Stockpile No. 12, Located off SR 42 south of Catawissa, Locust Township, Columbia County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5299** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** PennDOT Christmas Stockpile, Intersection of T481 and SR 903 on T481, Pennforest Township, Carbon County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5300** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** PennDOT Golden Key Stockpile No. 9, SR 0863, New Smithville, Weisenberg Township, Lehigh County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5301** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** SR423 Stockpile, Coolbaugh Township, Monroe County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5302** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** McAdoo Stockpile, 1 mile south of McAdoo on SR 309, Kline Township, Schuylkill County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5303** Construction of a bulk material storage building. Fax (717) 783-7971.  
**Department:** Transportation  
**Location:** Clamtown Stockpile, 1/2 mile west of SR 309 on SR 443, West Penn Township, Schuylkill County, PA  
**Duration:** 90 calendar days—proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**DGS A 508-89.2 (Rebid)** Project title: Convert Patient Bed Cubicles. Brief description: Remove existing partitions and ceilings. Install new fire rated walls, partitions, doors and ceilings. Provide new HVAC and electrical upgrades. Mechanical construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, September 2, 1998, at 11 a.m.

**Department:** General Services  
**Location:** Mayview State Hospital, Bridgeville, Allegheny County, PA  
**Duration:** 180 calendar days from date of initial job conference  
**Contact:** Contract Bidding Unit, (717) 787-6556

**DGS 948-324** Project title: Expansion Joint. Brief description: Replace existing floor expansion joints, cover existing expansion joints of walls and ceiling with the new bronze cover plates at main floor elevation 351' 9" at locations indicated on plan. General construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, September 9, 1998, at 2 p.m. A prebid conference has been scheduled for Tuesday, August 25, 1998, at 10 a.m. in the Main Lobby of the East Wing Building of the Capitol Complex, Harrisburg, PA. All contractors who have secured contract documents are invited and urged to attend this Prebid Conference.

**Department:** General Services  
**Location:** East Wing Building, Capitol Complex, Harrisburg, Dauphin County, PA  
**Duration:** 90 calendar days from date of initial job conference  
**Contact:** Contract Bidding Unit, (717) 787-6556

**Contract No. FDC-015-284R** Removal of existing structures (pipe, stone masonry headwalls and wingwalls); clearing and grubbing; excavating (685 c. y.) and fill (1,100 c. y.); riprap (R6 (463 s. y.) and R7 (185 tons)); corrugated steel pipe (160 l. f., various sizes) and 8 end sections; and landscaping. Work is located off PA Route 872 near the Village of Wharton.

**Department:** Conservation and Natural Resources  
**Location:** Sylvania Township, Potter County, PA  
**Duration:** 90 days  
**Contact:** Construction Management Section, (717) 787-5055

## Environmental Maintenance Services—15

**AMD 24(6134)101.1** Acid mine drainage abatement, Brandy Camp involves approximately 33,600 c. y. of grading, 605 s. y. rock lining without filter material and 255 s. y. rock lining with filter material, 3,515 s. y. of roadway rehabilitation and wetland construction.

**Department:** Environmental Protection  
**Location:** Horton Township, Elk County, PA  
**Duration:** 365 days after Notice to Proceed  
**Contact:** Construction Contracts Unit, (717) 783-7994

**OSM 02(0614)101.1** Abandoned mine reclamation, Tarentum North, involves clearing and grubbing, demolition, removal and disposal of mine facilities, mine seal construction and seeding. One hundred percent (100%) of this project is financed by the Federal Government; Federal funds available for this program total \$20.4 million for Pennsylvania 1997 AML Grant.

**Department:** Environmental Protection  
**Location:** Tarentum Borough and Frazer Township, Allegheny County, PA  
**Duration:** 90 days after Notice to Proceed  
**Contact:** Construction Contracts Unit, (717) 783-7994

## Food—19

**060210** To provide catering services for the Department of Transportation at various sites in and around the District Office (St. Davids). All sites will be within 15 miles of the St. Davids office. Services will consist of catering luncheons and breaks during meetings, workshops, ceremonies, and the like. Detailed requirements and an SPC are available upon request. Fax request to Larry J. McCool at (610) 964-6668; any questions call (610) 964-6670.

**Department:** Transportation  
**Location:** 200 Radnor-Chester Road, St. Davids, PA 19087-5178 and Delaware/Montgomery County Area  
**Duration:** December 01, 1998 through November 30, 2000 with two 1-year renewals  
**Contact:** Larry J. McCool, (610) 964-6670



**HVAC—22**

**H-5608** Repair and restore pole line. To receive specifications, send written request to Beverly O. Epting, Purchasing Agent, Hamburg Center, Hamburg, PA 19526, fax (610) 562-6025.

**Department:** Public Welfare  
**Location:** Hamburg Center, Hamburg, PA 19526  
**Duration:** November 1, 1998—January 31, 1999  
**Contact:** Beverly O. Epting, (610) 562-6031

**RJ-800-06** Installation of new water meter pit and appurtenances for a new water line for the Dauphin County Maintenance Building.

**Department:** Transportation  
**Location:** District 8-0, Engineering District 8-0 Building  
**Duration:** October 1, 1998 through December 31, 1998  
**Contact:** Richard B. Jefferies, (717) 787-4783

**SP-367685** Provide all labor, materials, supervision, tools and equipment to furnish and install a City approved backflow assembly on the water meter area and fire service connection at the PLCB's Philadelphia Distribution Center.

**Department:** Liquor Control Board  
**Location:** 8201 Enterprise Avenue, Philadelphia, PA 19153-3896  
**Duration:** All work must be completed by November 24, 1998  
**Contact:** Debra L. Brinser, (717) 772-2043

**SU-434.3** Project title: SU-434: Food Service Wastewater Compliance. Brief description: Work shall be completed at Shippensburg University, Shippensburg Township, Cumberland County, PA and shall be accomplished by one plumbing contractor. The project consists of all work necessary to furnish/install new exterior grease interceptor tanks at Kriner Dining Hall and Reisner Dining Hall with modification to existing interior piping and new exterior piping, removal of existing garbage disposal units, modification to stainless steel work tables and installation of new wastewater monitoring manhole with associated equipment including incidental electrical work. Prospective bidders may obtain project plans for a nonrefundable fee of \$75 for each copy, plus shipping costs for each copy is UPS-\$15; next day UPS-\$25; by contacting David Black Associates, Inc., 14 North Main Street, Suite 326, Chambersburg, PA 17201; telephone: (717) 267-0202 and fax (717) 267-3646. Prebid meeting w/site visit immediately following will be on September 3, 1998 at 10 a.m. in Reed Operation Center. Bids due: September 21, 1998 at 4 p.m. in Old Main Room 300. Bids open: September 22, 1998 at 2 p.m. in Old Main Room 203B. Prevailing wages, contracts and MBE/WBE participation apply.

**Department:** State System of Higher Education  
**Location:** Shippensburg University, Shippensburg, Shippensburg Township, Cumberland County, PA  
**Duration:** 225 days from date of Notice to Proceed  
**Contact:** Deborah K. Martin, Contract Administrator, (717) 532-1121

**Lodging/Meeting—27**

**IFB 98-003** Lodging/meeting and food services—facilities needed for a 1 night/2 day conference. Facility to be located in Montgomery, Lackawanna or Centre County. Interested vendors must respond by September 4, 1998. Conference to be held November 19—20, 1998.

**Department:** State  
**Location:** Facility to be located in Montgomery, Lackawanna or Centre County, PA  
**Duration:** November 19 through November 20, 1998  
**Contact:** Heidy M. Weirich, (717) 783-7223

**Medical Services—29**

**98-05** The Department of Corrections is soliciting proposals to provide onsite surveys and evaluations of dental service at the Department's facilities. The goal of this project is to develop a tool that the Department can use to measure dental productivity and oversee the dental staff.

**Department:** Corrections  
**Location:** All State Corrections Facilities  
**Duration:** 1 to 3 years  
**Contact:** Suzanne Malhenzie, (717) 975-4973

**Inquiry No. 7621** Autopsies.

**Department:** Public Welfare  
**Location:** Danville State Hospital, Route 11, P. O. Box 700, Danville, PA 17821-0700  
**Duration:** January 1, 1999—December 31, 2001  
**Contact:** Pamela Bauman, (717) 271-4578

**Inquiry No. 7622** Electrocardiogram readings.

**Department:** Public Welfare  
**Location:** Danville State Hospital, Route 11, P. O. Box 700, Danville, PA 17821-0700  
**Duration:** January 1, 1999—December 31, 2001  
**Contact:** Pamela Bauman, (717) 271-4578

**Personnel—31**

**25-1644382** Office of Administration, Bureau of State Employment will issue an ITQ in 60 days for clerical services. The ITQ's are for use solely by the Office of Administration, Bureau of State Employment.

**Department:** Office of Administration  
**Location:** Bureau of State Employment, Room 110, Finance Building, Harrisburg, PA 17120  
**Duration:** Indeterminate 1998—99  
**Contact:** Chris Albright, (717) 783-3917

**Property Maintenance—33**

**Project No. 910** Install three new insulated sectional overhead doors w/electric operators to include removal of existing door; limited electric.

**Department:** Military and Veterans Affairs  
**Location:** Building 11-63, Ft. Indiantown Gap, Annville, Lebanon County, PA  
**Duration:** September 1, 1998—June 30, 1999  
**Contact:** Emma Schroff, (717) 861-8518

**Project No. 911** Install four new insulated sectional overhead doors w/electric operators to include: removal of existing doors and operators; limited electric.

**Department:** Military and Veterans Affairs  
**Location:** Building 19-107, Ft. Indiantown Gap, Annville, Lebanon County, PA  
**Duration:** September 1, 1998—June 30, 1999  
**Contact:** Emma Schroff, (717) 861-8518

**Project No. 9936** Repair cracking walls.  
**Department:** Military and Veterans Affairs  
**Location:** PAARNG Armory, 900 Adams Avenue, Scranton, Lackawanna County, PA  
**Duration:** September 1, 1998—June 30, 1999  
**Contact:** Emma Schroff, (717) 861-8518

**AE-5140** Furnish and install 20 new thermal aluminum windows. Remove and dispose of 20 existing windows. Fax (717) 783-7971.

**Department:** Transportation  
**Location:** Maintenance District 9-7, Route 219N, Somerset, Somerset County, PA  
**Duration:** 90 calendar days, proposed bid: September, 1998  
**Contact:** Tina Chubb, (717) 787-7001

**AE-5258** Installation of overhead and pass doors. Fax (717) 783-7971.

**Department:** Transportation  
**Location:** Maintenance District 8-5, Harrisburg, Dauphin County, PA  
**Duration:** 120 calendar days, proposed bid: September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**SMW-98** Vendor to stucco the outside walls of one modular home.

**Department:** Military Affairs  
**Location:** Southeastern PA Veterans Center, Spring City, Chester County, PA 19475  
**Duration:** October 15, 1998—June 30, 1999  
**Contact:** Theresa Barthel, Purchasing Agent, (610) 948-2493

**SP 402401** Tree removal, brush removal and limb removal from Route 1 in Morrisville Borough to Ferry Street, Morrisville Borough to allow access of the dredge excavator to dredge canal. All items to be cut and removed will be marked with paint by park employees. To view area marked to be cut call the park office (610) 982-5560.

**Department:** Conservation and Natural Resources  
**Location:** State Parks, Delaware Canal State Park, 11 Lodi Hill Road, Upper Black Eddy, Bucks County, PA 18972-9540  
**Duration:** February 28, 1999  
**Contact:** Delaware Canal State Park, (610) 982-5560

**TTS-98** Vendor to trim and remove large dead branches located on Brown Drive and Pennhurst Road on Commonwealth property. Site visit will be required.

**Department:** Military Affairs  
**Location:** Southeastern PA Veterans Center, Spring City, Chester County, PA 19475  
**Duration:** October 15, 1998 through June 30, 1999  
**Contact:** Theresa Barthel, Purchasing Agent, (610) 948-2493

## Real Estate—35

**77A** Survey of State Owned Real Estate. Department of General Services requires proposals for the survey of Western Center, Washington County, PA. Individuals interested should call (717) 787-4394, Ext. 3113 before September 10, 1998. Solicitation No.: 77.

**Department:** General Services  
**Location:** Real Estate, 500 North Office Building, Harrisburg, PA 17105  
**Duration:** Indeterminate 1998—99  
**Contact:** Lloyd Colegrove, (717) 787-4394, Ext. 3113

**78A** Appraisal State Owned Real Estate. Department of General Services requires proposals for the appraisal of Western Center, Washington County, PA. Appraisers interested should call (717) 787-4394 Ext. 3113 before September 15, 1998. Solicitation No.: 78.

**Department:** General Services  
**Location:** Real Estate, 505 North Office Building, Harrisburg, PA 17105  
**Duration:** Indeterminate 1998—99  
**Contact:** Lloyd Colegrove, (717) 787-4394, Ext. 3113

## Sanitation—36

**Sludge 98** Vendor to provide hauling removal services from our sewage treatment plant located at the State Correctional Institution Graterford. Sludge to be removed for a 2 year contract will be approximately 500,000 gallons.

**Department:** Corrections  
**Location:** State Correctional Institution Graterford, Box 246, Route 29, Graterford, PA 19426  
**Duration:** 2 years  
**Contact:** Kelly Richardson, (610) 489-4151

## Miscellaneous—39

**024** To develop and deliver guaranteed free training, which is accessible and responsive to all new and expanding manufacturing and technology based businesses, which provide 12 new full-time equivalent jobs at 150% above the minimum wage. The training delivered must improve the skill levels of the employees through the introduction of basic skills and work readiness skills required by the employer. Proposals will only be accepted from Customized Job Training eligible Local Education Agencies (LEA). Proposals may cover the training needs for the entire State or one or several Team PA geographic regions. The Training Providers selected will be responsible for the coordination, delivery, quality and all related administrative activities related to the implementation of the Guarantee Training activities. An administrative grant of \$10,000 will be available to the provider for each Team PA region served. The provider will be reimbursed for each eligible employe that successfully completes the training program. Additionally, the provider is required to state the anticipated cost per trainee. A total fund available to support the guaranteed training including the administrative costs is \$9,000,000.

**Department:** Community and Economic Development  
**Location:** Statewide or Multi-Regional (Team PA Regions)  
**Duration:** June 1, 1998 to June 30, 2000  
**Contact:** Terri Kauffman, (717) 787-4147

**346** Provide advocacy services to all individuals living at State operated Mental Retardation Facilities in this Commonwealth with mental retardation and other related conditions such as autism, including persons who may also have other mental health disorders such as mood disorders.

**Department:** Public Welfare  
**Location:** Ebensburg/Altoona, Hamburg/White Haven, Polk, Selinsgrove, PA  
**Duration:** January 1, 1998 to December 31, 2001 with renewals  
**Contact:** Byron E. Leftwich, Purchasing Agent, (814) 432-0397

**Inquiry No. 7623** Contractor shall provide subscription service for magazines, journals and periodicals.

**Department:** Public Welfare  
**Location:** Danville State Hospital, P. O. Box 700, Danville, PA 17821-0700  
**Duration:** January 1, 1999—December 31, 1999  
**Contact:** Pamela Bauman, (717) 271-4578

**98073** Cremation services—contractor shall provide cremation services for the disposition of human remains as needed for the State Correctional Institution at Chester.

**Department:** Corrections  
**Location:** State Correctional Institution Chester, 500 East 5th Street, Chester, PA 19013  
**Duration:** October 1, 1998—June 30, 2001  
**Contact:** Jacqueline Newson, Purchasing Agent, (610) 490-4370

**AE-5142** Install new fence and gates. Fax (717) 783-7971.

**Department:** Transportation  
**Location:** Tobyhanna Stockpile, on SR 423, Coolbaugh Township, Monroe County, PA  
**Duration:** 90 calendar days, proposed bid September 1998  
**Contact:** Tina Chubb, (717) 787-7001

**PSERS-REIT** The Public School Employees' Retirement Board is engaging a real estate consultant to provide real estate consulting services for the PSERS equity real estate program. These services include 1) the participation in the investment due diligence process for opportunistic real estate funds, REITs, REOCs and other opportunities on a case-by-case basis; 2) assistance in the appraisal and audit process; and 3) performance evaluation of the entire PSERS real estate portfolio. Please contact the agency for bid specifications.

**Department:** Public School Employees' Retirement System  
**Location:** 5 North Fifth Street, Harrisburg, PA 17101  
**Duration:** Indeterminate 1998—99  
**Contact:** Rebecca A. Snead, (717) 720-4607

[Pa.B. Doc. No. 98-1390. Filed for public inspection August 21, 1998, 9:00 a.m.]

---

---

## DESCRIPTION OF LEGEND

---

- |  |   |
|--|---|
| <p><b>1</b> Advertising, Public Relations, Promotional Materials</p> <p><b>2</b> Agricultural Services, Livestock, Equipment, Supplies &amp; Repairs: Farming Equipment Rental &amp; Repair, Crop Harvesting &amp; Dusting, Animal Feed, etc.</p> <p><b>3</b> Auctioneer Services</p> <p><b>4</b> Audio/Video, Telecommunications Services, Equipment Rental &amp; Repair</p> <p><b>5</b> Barber/Cosmetology Services &amp; Equipment</p> <p><b>6</b> Cartography Services</p> <p><b>7</b> Child Care</p> <p><b>8</b> Computer Related Services &amp; Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p><b>9</b> Construction &amp; Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p><b>10</b> Court Reporting &amp; Stenography Services</p> <p><b>11</b> Demolition—Structural Only</p> <p><b>12</b> Drafting &amp; Design Services</p> <p><b>13</b> Elevator Maintenance</p> <p><b>14</b> Engineering Services &amp; Consultation: Geologic, Civil, Mechanical, Electrical, Solar &amp; Surveying</p> <p><b>15</b> Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core &amp; Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p><b>16</b> Extermination Services</p> <p><b>17</b> Financial &amp; Insurance Consulting &amp; Services</p> <p><b>18</b> Firefighting Services</p> <p><b>19</b> Food</p> <p><b>20</b> Fuel Related Services, Equipment &amp; Maintenance to Include Weighing Station Equipment, Underground &amp; Above Storage Tanks</p> <p><b>21</b> Hazardous Material Services: Abatement, Disposal, Removal, Transportation &amp; Consultation</p> | <p><b>22</b> Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental &amp; Repair</p> <p><b>23</b> Janitorial Services &amp; Supply Rental: Interior</p> <p><b>24</b> Laboratory Services, Maintenance &amp; Consulting</p> <p><b>25</b> Laundry/Dry Cleaning &amp; Linen/Uniform Rental</p> <p><b>26</b> Legal Services &amp; Consultation</p> <p><b>27</b> Lodging/Meeting Facilities</p> <p><b>28</b> Mailing Services</p> <p><b>29</b> Medical Services, Equipment Rental and Repairs &amp; Consultation</p> <p><b>30</b> Moving Services</p> <p><b>31</b> Personnel, Temporary</p> <p><b>32</b> Photography Services (includes aerial)</p> <p><b>33</b> Property Maintenance &amp; Renovation—Interior &amp; Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning &amp; Planting, etc.)</p> <p><b>34</b> Railroad/Airline Related Services, Equipment &amp; Repair</p> <p><b>35</b> Real Estate Services—Appraisals &amp; Rentals</p> <p><b>36</b> Sanitation—Non-Hazardous Removal, Disposal &amp; Transportation (Includes Chemical Toilets)</p> <p><b>37</b> Security Services &amp; Equipment—Armed Guards, Investigative Services &amp; Security Systems</p> <p><b>38</b> Vehicle, Heavy Equipment &amp; Powered Machinery Services, Maintenance, Rental, Repair &amp; Renovation (Includes ADA Improvements)</p> <p><b>39</b> Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
|--|---|

GARY E. CROWELL,  
*Secretary*

## STATE CONTRACTS INFORMATION

## 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
1004118-01	08/12/98	Chemtick Coated Fab- rics	34,130.00
1039228-01	08/12/98	Argent Chemi- cal Labora- tories	21,483.00
1049308-01	08/12/98	Sental Structures, Inc.	27,720.00
1054118-01	08/12/98	Eckert Ma- chines Corp.	20,365.00
1063118-01	08/12/98	Auburn	24,270.00
1076128-01	08/12/98	Dupli Enve- lope and Graphics Corporation	10,825.00
1083238-01	08/12/98	Endurance Net, Inc.	18,092.10
1124218-01	08/12/98	Emergency Systems Service Co., Inc.	22,100.00
8151440-01	08/12/98	Terre Hill Silo Co.	28,825.00
8249110-01	08/12/98	Somerset Welding and Steel, Inc.	50,750.00
8249220-01	08/12/98	Construction Crane and Tractor, Inc.	94,406.00

Requisition or Contract #	Awarded On	To	In the Amount Of
8249340-01	08/12/98	Stephenson Equipment, Inc.	238,084.37
8249370-01	08/12/98	Walsh Equip- ment, Inc.	21,808.00
8249380-01	08/12/98	Walsh Equip- ment, Inc.	174,464.00
8249390-01	08/12/98	Walsh Equip- ment, Inc.	237,991.00
8249400-01	08/12/98	Modern Equip- ment Rent- als, Inc.	15,227.00
8249430-01	08/12/98	Aeroil Prod- ucts Co., Inc.	16,277.00
8249460-01	08/12/98	Walsh Equip- ment, Inc.	84,635.00
8249500-01	08/12/98	F & S Supply Co., Inc.	6,218.20
8504540-01	08/12/98	Motive Suppli- ers, Inc.	74,125.00
8504550-01	08/12/98	PWI, Inc.	103,078.07
8504570-01	08/12/98	Galey Indus- trial Supply	11,516.10

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 98-1391. Filed for public inspection August 21, 1998, 9:00 a.m.]