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# PENNSYLVANIA BULLETIN

Volume 29  
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Number 35  
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**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 297, August 1999**

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**PENNSYLVANIA**



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## ***Pennsylvania Bulletin***

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

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

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

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

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

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

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

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

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

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

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

## ***Pennsylvania Code***

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

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

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

## **How to Find Documents**

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

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

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

**SUBSCRIPTION INFORMATION: (717) 766-0211  
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#### **Printing Format**

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

#### **Fiscal Notes**

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

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

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 300 ..... 1360, 2444, 4425  
 1100 ..... 1360, 2444, 4430  
 1400 ..... 1360  
 1500 ..... 1360  
 1600 ..... 1360  
 1700 ..... 1360  
 2000 ..... 1360, 4426  
 4000 ..... 1360  
 6000 ..... 1360, 2444  
 9000 ..... 1360

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

**Statements of Policy**

201 ..... 3633

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

**Adopted Rules**

100 ..... 3198  
 300 ..... 3198

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

Unclassified ..... 544, 545, 2964

**252 Pa. Code (Allegheny County Rules)**

Unclassified ..... 17, 1387

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

Unclassified ..... 19, 24, 171, 330, 449, 453, 454, 809,  
 977, 978, 1067, 1388, 1389, 1390,  
 1495, 1853, 1873, 2143, 2575, 2855,  
 2995, 2996, 2997, 3069, 3199, 3348,  
 3622, 3719, 4060, 4168, 4348, 4349,  
 4432, 4433, 4434, 4435, 4436, 4543,  
 4544, 4558, 4559

# THE COURTS

## Title 207—JUDICIAL CONDUCT

### PART II. CONDUCT STANDARDS

[207 PA. CODE CH. 33]

#### Formal Opinion 98-1

Notice is hereby given that the Ethics Committee of the Pennsylvania Conference of State Trial Judges has adopted its Formal Opinion 98-1 relating to the ethical considerations under the Code of Judicial Conduct of letters of reference and letters of recommendation written by judges.

HOWLAND W. ABRAMSON,  
*Chairperson*  
*Ethics Committee*  
*Pennsylvania Conference of State Trial Judges*

#### Formal Opinion 98-1

#### Letters of Reference

The Ethics Committee of the Pennsylvania Conference of State Trial Judges regularly receives inquiries regarding the propriety of letters and other similar communications. Because of the frequency of such inquiries, the Committee determined at a meeting on July 23, 1992, to issue Formal Opinion 93-1 regarding this matter in order to provide guidance to the Conference. More recently, the Committee decided that the distinction made in Formal Opinion 93-1 between "personal" and "official" stationery was de minimis and should be eliminated. The Committee has also changed its view on the use of the "To Whom It May Concern" form of address. Other minor changes have also been made in this superseding Formal Opinion.

Canon 2(b) of the Code of Judicial Conduct provides that:

A judge should not lend the prestige of his office to advance the private interests of others; nor should he convey or knowingly permit others to convey the impression that they are in a special position to influence him.

This Committee, as have other advisory bodies on judicial conduct throughout the country, has recognized that it is sometimes necessary for a judge to write letters on behalf of persons with whom he or she is familiar. As far as we have been able to determine, no advisory bodies have interpreted Canon 2(b) to preclude a judge from writing a letter of recommendation under appropriate circumstances. See *American Judicature Society*, State Justice Institute, Monograph, "Recommendations by Judges," Cynthia Gray, Published 1996.

In order to bring consistency to our decisions in this regard and to provide guidance to the Conference, the Committee has adopted the following guidelines with regard to letters of reference:

(1) A judge should never write a letter of reference for a person whom he or she does not know.

(2) A judge may write a letter of reference if it is the

type of letter that would be written in the ordinary course of business (e.g., a court employee seeking a reference with regard to the employee's work history). The letter should include a statement of the source and extent of the judge's personal knowledge.

(3) The letter should ordinarily be addressed and mailed directly to the party or organization for whose information it is being written. In the case of a personal employee of the judge, such as a law clerk who is seeking other employment, a general letter of reference may be provided and addressed "To Whom It May Concern." Otherwise, this "blank check" letter of reference should be avoided.

(4) The Committee also recognizes that it may sometimes be necessary to write a letter of reference for someone whom the judge knows personally and not professionally, such as a relative or close friend. Such letters of reference may be written by a judge if they are the type that he or she would normally be requested to write as a result of the judge's personal relationships.

(5) Any letter that may be written by a judge may be written on official stationery.

To summarize, letters of reference may be written by a judge if they are of the type that would be written in the ordinary course of business or personal relationships. A judge must take care, however, to be sure that a person with an insubstantial relationship to him or her is not attempting to use the judge's office to advance personal interests.

This Opinion is intended to give the members of the Conference broad guidelines addressing one of the Committee's most frequent inquiries. If a judge has a question concerning the application of these guidelines, he or she should make a specific request for advice from the Committee, addressed to the representative for the zone in which the judge sits.

[Pa.B. Doc. No. 99-1425. Filed for public inspection August 27, 1999, 9:00 a.m.]

### PART II. CONDUCT STANDARDS

[207 PA. CODE CH. 33]

#### Formal Opinion 90-1

Notice is hereby given that on July 21, 1999 the Ethics Committee of the Pennsylvania Conference of State Trial Judges rescinded its Formal Opinion 90-1 relating to the time when a candidate for judicial office may begin to campaign under Canon 7 of the Code of Judicial Conduct.

HOWLAND W. ABRAMSON,  
*Chairperson*  
*Ethics Committee*  
*Pennsylvania Conference of State Trial Judges*

[Pa.B. Doc. No. 99-1426. Filed for public inspection August 27, 1999, 9:00 a.m.]

# Title 234—RULES OF CRIMINAL PROCEDURE

## PART I. GENERAL

### [234 PA. CODE CHS. 1, 20 AND 100]

#### Proposed Procedures for Using Advanced Communications Technology in Preliminary Arraignments Following a Defendant's Arrest in a Court Case

##### Introduction

The Criminal Procedural Rules Committee is planning to recommend that the Supreme Court of Pennsylvania amend Rules of Criminal Procedure 22 (Location of Proceedings Before Issuing Authority), 102 (Procedure in Court Cases Initiated by Arrest Without Warrant), 123 (Procedure in Court Cases When Warrant of Arrest is Executed Within Judicial District of Issuance), and 124 (Procedure in Court Cases When Warrant of Arrest is Executed Outside Judicial District of Issuance). These changes clarify the procedures for using advanced communication technology in preliminary arraignments following a defendant's arrest in a court case. This proposal has not been submitted for review by the Supreme Court of Pennsylvania.

The following explanatory Report highlights the Committee's considerations in formulating this proposal. Please note that the Committee's Reports should not be confused with the official Committee Comments to the rules. Also note that the Supreme Court does not adopt the Committee's Comments or the contents of the explanatory Reports.

The text of the proposed rule changes precedes the Report.

We request that interested persons submit suggestions, comments, or objections concerning this proposal to the Committee through counsel, Anne T. Panfil, Chief Staff Counsel, Supreme Court of Pennsylvania, Criminal Procedural Rules Committee, P. O. Box 1325, Doylestown, PA 18901, no later than Wednesday, September 22, 1999.

*By the Criminal Procedural Rules Committee*

J. MICHAEL EAKIN,  
Chair

##### Annex A

#### TITLE 234. RULES OF CRIMINAL PROCEDURE

##### PART I. GENERAL

#### CHAPTER 20. ISSUING AUTHORITIES: VENUE, LOCATIONS, AND RECORDING OF PROCEEDINGS

##### Rule 22. Location of Proceedings Before Issuing Authority.<sup>1</sup>

**[(a)] (A)** An issuing authority within the magisterial district for which he **or she** is elected or appointed shall have jurisdiction and authority at any time other than during his **or her** established office hours to receive complaints, issue warrants, hold preliminary arraignments, fix and take bail and issue commitments to jail at his **or her** residence within the magisterial district, but

<sup>1</sup> The Committee is developing another proposal concerning Rule 22 that would clarify the locations from which an issuing authority may conduct business and hold hearings, and make other correlative changes and editorial corrections. See 29 Pa.B. 2662 (May 22, 1999) for these proposed changes and the Committee's explanatory Report.

all hearings and trials before such issuing authority shall be held publicly at his **or her** established office, or at another location, within or without the magisterial district, designated by the President Judge, unless an emergency exists or the number of persons lawfully assembled and entitled to be present is too great to be accommodated in such place, in which event the hearing or trial may be adjourned as quickly as may be, to a suitable place, within the magisterial district.

**[(b)] (B)** The President Judge shall, where local conditions require, establish procedures whereby, in all or certain classes of cases, preliminary hearings may be held at a central place or places within the Judicial District at certain specified times. The procedures established shall provide either for the transfer of the case or the transfer of the issuing authority to the designated central place as the needs of justice and efficient administration require. When the defendant or **[his]** the defendant's counsel and the attorney for the Commonwealth agree, the preliminary hearing shall be held at the established office of the issuing authority who received the complaint.

**Official Note:** Formerly Rule 156, paragraph **[(a)] (A)** adopted January 16, 1970, effective immediately; paragraph **[(a)] (A)** amended and paragraph **[(b)] (B)** adopted November 22, 1971, effective immediately; renumbered as Rule 22, September 18, 1973, effective January 1, 1974; amended , 1999, effective , 1999.

##### Comment

Paragraph **[(b)] (B)** of this rule is intended to facilitate compliance with the requirement that defendants be represented by counsel at the preliminary hearing. *Coleman v. Alabama*, 399 U.S. 1, 90 S.Ct. 1999, 26 L. Ed. 2d 387 (1970).

**This rule permits issuing authorities to perform their official duties from an advanced communication technology site. The site may be located outside the magisterial district or judicial district where the issuing authority presides. See Rule 3 for the definition of "advanced communication technology."**

This rule allows the President Judge of a Judicial District the discretion to determine what classes of cases require centralized preliminary hearings and requires **[him]** the President Judge to establish a schedule of central places to conduct such hearings and the hours thereof.

\* \* \* \* \*

##### Committee Explanatory Reports:

Report explaining the proposed amendments published at 29 Pa.B. 4539 (August 28, 1999).

#### CHAPTER 100. PROCEDURE IN COURT CASES

##### PART I. INSTITUTING PROCEEDINGS

[The language appearing in SMALL CAPITAL LETTERS in Rules 102 and 123 is part of a previous proposal that has been submitted to the Court.<sup>2</sup> The Report explaining these changes was published at 28 Pa.B. 3931 (August 15, 1998).]

<sup>2</sup> The proposal consists of amendments to Rules 140, 303, and 6003, and correlative and corresponding changes to Rules 3, 102, 123, 140A, 352, and 1127. Rules 3 (Definitions) and 140 (Preliminary Arraignments), with the proposed amendments, appear in the Appendix.

**Rule 102. Procedure in Court Cases Initiated by Arrest Without Warrant.****[ (a) ] (A) Preliminary Arraignment.**

(1) Except as provided in paragraph [ (b) ] (B), when a defendant has been arrested without a warrant in a court case, a complaint shall be filed against the defendant and the defendant shall be afforded a preliminary arraignment by the proper issuing authority without unnecessary delay.

(2) When a preliminary arraignment is conducted by advanced communication technology pursuant to Rule 140(A), the defendant shall be taken to an advanced communication technology site which, in the judgment of the arresting officer, is most convenient to place of arrest without regard to the boundary line of any magisterial district or county.

**[ (b) ] (B) Release.**

(1) When the arresting officer deems it appropriate, the officer may promptly release from custody a defendant who has been arrested without a warrant, rather than taking the defendant before the issuing authority, when the following conditions have been met:

[ (1) ] (a) \* \* \*

[ (2) ] (b) \* \* \*

[ (3) ] (c) \* \* \*

[ (4) ] (d) \* \* \*

[ (5) ] (e) \* \* \*

[ (c) ] (2) When a defendant is released pursuant to paragraph [ (b) ] (B)(1), a complaint shall be filed against the defendant within 5 days of the defendant's release. Thereafter, a summons, not a warrant of arrest, shall be issued and the case shall proceed as provided in Rule 110.

**Official Note:** Original Rule 118 and 118(a), adopted June 30, 1964, effective January 1, 1965, suspended January 31, 1970, effective May 1, 1970. New Rule 118 adopted January 31, 1970, effective May 1, 1970; renumbered Rule 130 September 18, 1973, effective January 1, 1974; amended December 14, 1979, effective April 1, 1980; amended April 24, 1981, effective July 1, 1981; amended January 28, 1983, effective July 1, 1983; Comment revised July 12, 1985, effective January 1, 1986; January 1, 1986 effective date extended to July 1, 1986; renumbered Rule 102 and amended August 9, 1994, effective January 1, 1995; Comment revised September 26, 1996, effective immediately; **amended** , **1999, effective** , **1999.**

**Comment**

Paragraph [ (a) ] (A) requires that the defendant receive a prompt preliminary arraignment. See Rule 140 (Preliminary Arraignment).

**Under paragraph (A), following arrest, the officer may file the complaint with the issuing authority using advanced communication technology.**

Paragraph [ (a) ] (A) is intended to permit THE USE OF ADVANCED COMMUNICATION TECHNOLOGY (INCLUDING AUDIO-VIDEO EQUIPMENT AND closed circuit television) IN preliminary arraignments.

SEE RULE 140 AND COMMENT FOR THE PROCEDURES GOVERNING THE USE OF ADVANCED COMMUNICATION TECHNOLOGY IN PRELIMINARY ARRAIGNMENTS.

Paragraph (A)(2) permits a defendant to be transported to an advanced communication technology site that is located outside the judicial district of arrest for preliminary arraignment. The arresting officer should determine which site is the most convenient to the place of arrest without regard to the boundary line of any magisterial district or county. See Section 8953 of the Judicial Code, 42 Pa.C.S. § 8953, that provides for a municipal police officer who is "beyond the territorial limits of his primary jurisdiction" to perform certain duties and functions when the officer is "acting pursuant to the requirements of the Pennsylvania Rules of Criminal Procedure."

Paragraph [ (b) ] (B)(1) provides an exception to the requirement that a defendant be afforded a preliminary arraignment after a warrantless arrest. It permits an arresting officer, in specified circumstances, to release a defendant rather than take the defendant before an issuing authority for preliminary arraignment. Prior to 1994, this exception applied to all DUI cases, but in other cases was only available at the election of individual judicial districts. With the 1994 amendments, the exception is now an option available to arresting officers statewide and may not be prohibited by local rule.

Pursuant to paragraph [ (b) ] (B), the police will either promptly arrange for the defendant's release or, if it is necessary to detain the defendant, provide a preliminary arraignment. Prompt release allows, of course, for the administration of any sobriety tests pursuant to the Vehicle Code, 75 Pa.C.S. § 1547, and for the completion of any post-arrest procedures authorized by law.

With respect to "necessary" delay, see, e.g., *Commonwealth v. Williams*, 400 A.2d 1258 (Pa. 1979).

Appropriate circumstances for following the procedure under paragraph [ (b) ] (B)(1) may vary. Among the factors that may be taken into account are whether the defendant resides in the Commonwealth, and whether he or she can safely be released without danger to self or others.

By statute, when a police officer has arrested a defendant in a domestic violence case, the defendant may not be released but must be brought before the issuing authority for preliminary arraignment. See 18 Pa.C.S. § 2711. See also 23 Pa.C.S. § 6113(c) of the Protection from Abuse Act.

With reference to the provisions of paragraph [ (c) ] (B)(2) relating to the issuance of a summons, see also Part IIIA of this Chapter, Summons Procedures.

For procedures in summary cases initiated by an arrest without warrant, see Rule 71.

*Committee Explanatory Reports:*

Report explaining the August 9, 1994 amendments published at 22 Pa.B. 6 (January 4, 1992); Final Report published with the Court's Order at 24 Pa.B. 4342 (August 27, 1994).

Report explaining the September 26, 1996 Comment revision published with the Court's Order at 26 Pa.B. 4895 (October 12, 1996).

**Report explaining the proposed amendments concerning "ACT" provisions published at 29 Pa.B. 4539 (August 28, 1999).**

**PART III. SUMMONS AND ARREST WARRANT PROCEDURES IN COURT CASES**

**PART B. ARREST WARRANT PROCEDURES**

**Rule 123. Procedure in Court Cases When Warrant of Arrest is Executed Within Judicial District of Issuance.**

(A) When a defendant has been arrested in a court case, with a warrant, within the judicial district where the warrant of arrest was issued, the defendant shall be afforded a preliminary arraignment by the proper issuing authority without unnecessary delay.

(B) When a preliminary arraignment is conducted by advanced communication technology pursuant to Rule 140(A), the defendant shall be taken to an advanced communication technology site which, in the judgment of the arresting officer, is most convenient to the place of arrest without regard to the boundary line of any magisterial district or county.

**Official Note:** Original Rule 116, adopted June 30, 1964, effective January 1, 1965; suspended January 31, 1970, effective May 1, 1970. New Rule 116 adopted January 31, 1970, effective May 1, 1970; renumbered Rule 122 September 18, 1973, effective January 1, 1974; amended January 28, 1983, effective July 1, 1983; Comment revised July 12, 1985, effective January 1, 1986, effective date extended to July 1, 1986; renumbered Rule 123 and Comment revised August 9, 1994, effective January 1, 1995; amended , 1999, effective , 1999.

**Comment**

This rule was amended in 1983 to permit closed circuit television preliminary arraignment, to insure that the preliminary arraignment is not delayed and the defendant is not detained unduly because of the unavailability of a particular issuing authority (see Rule 23), to reflect that "judicial district" is the appropriate subdivision of the Commonwealth, and to make the wording of this rule consistent with related rules. See Rules 76 and 124. These amendments are not intended to affect the responsibility of the police and issuing authorities to insure prompt preliminary arraignments.

SEE RULE 140 AND COMMENT FOR THE PROCEDURES GOVERNING THE USE OF ADVANCED COMMUNICATION TECHNOLOGY, INCLUDING CLOSED CIRCUIT TELEVISION, IN PRELIMINARY ARRAIGNMENTS.

This rule permits a defendant to be transported to an advanced communication technology site that is located outside the judicial district of arrest for preliminary arraignment. The arresting officer should determine which site is the most convenient to the place of arrest without regard to the boundary line of any magisterial district or county. See Section 8953 of the Judicial Code, 42 Pa.C.S. § 8953, that provides for a municipal police officer who is "beyond the territorial limits of his primary jurisdiction" to perform certain duties and functions when the officer is "acting pursuant to the requirements of the Pennsylvania Rules of Criminal Procedure."

*Committee Explanatory Reports:*

Report explaining the August 9, 1994 Comment revisions published at 22 Pa.B. 6 (January 4, 1992); Final Report published with the Court's Order at 24 Pa.B. 4342 (August 27, 1994).

Report explaining the proposed amendments concerning advanced communication technology provisions published at 29 Pa.B. 4529 (August 28, 1999).

**Rule 124. Procedure in Court Cases When Warrant of Arrest is Executed Outside Judicial District of Issuance.**

[ (a) ] (A) Except as provided in paragraph (B), [ When ] when a defendant has been arrested in a court case, with a warrant, outside the judicial district where the warrant of arrest was issued, the defendant shall be taken without unnecessary delay to the proper issuing authority in the judicial district of arrest for the purpose of posting bail, as permitted by law.

[ (b) ] (1) \* \* \*

[ (c) ] (2) When a defendant fails to post bail, the arresting person shall:

[ (1) ] (a) \* \* \*

[ (2) ] (b) \* \* \*

[ (d) ] (3) \* \* \*

[ (e) ] (4) \* \* \*

[ (f) ] (5) \* \* \*

[ (1) ] (a) \* \* \*

[ (2) ] (b) \* \* \*

[ (3) ] (c) \* \* \*

[ (g) ] (6) \* \* \*

(B) When a preliminary arraignment is conducted by advanced communication technology pursuant to Rule 140(A), the defendant shall be taken without unnecessary delay to an advanced communication technology site, which, in the judgment of the arresting officer, is most convenient to the place of arrest without regard to the boundary line of any magisterial district or county.

**Official Note:** Original Rule 117 adopted June 30, 1964, effective January 1, 1965; suspended January 31, 1970, effective May 1, 1970. New Rule 117 adopted January 31, 1970, effective May 1, 1970; renumbered Rule 123 September 18, 1973, effective January 1, 1974; amended January 28, 1983, effective July 1, 1983; renumbered Rule 124 and amended August 9, 1994, effective January 1, 1995; amended December 27, 1994, effective April 1, 1995; amended , 1999, effective , 1999.

**Comment**

This rule was amended in 1999 to permit a defendant to have the preliminary arraignment conducted by using advanced communication technology when the defendant is arrested on a warrant executed outside the judicial district in which it was issued.

When advanced communication technology is not available, however, the case should proceed under paragraph (A). In those cases, [ Nothing ] nothing in

this rule prevents a defendant from consenting to dispense with the procedures in paragraph [ (a) ] (A)(1) if the defendant is afforded a preliminary arraignment without unnecessary delay in the judicial district where the warrant was issued.

**See Rule 140 and Comment for the procedures governing the use of advanced communication technology, including closed circuit television, in preliminary arraignments.**

**This rule permits a defendant to be transported to an advanced communication technology site that is located outside the judicial district of arrest for preliminary arraignment. The arresting officer should determine which site is the most convenient to the place of arrest without regard to the boundary line of any magisterial district or county. See Section 8953 of the Judicial Code, 42 Pa.C.S. § 8953, that provides for a municipal police officer who is "beyond the territorial limits of his primary jurisdiction" to perform certain duties and functions when the officer is "acting pursuant to the requirements of the Pennsylvania Rules of Criminal Procedure," and for the execution of warrants of arrest beyond the territorial limits of the police officer's primary jurisdiction. See also *Commonwealth v. Mason*, 507 Pa. 396, 490 A.2d 421 (1985).**

[ Paragraph (c) was deleted in 1995 as no longer necessary. ]

For preliminary hearing procedures, see Rules 140 and 140A.

**[ Section 8953 of the Judicial Code, 42 Pa.C.S. § 8953, provides for the execution of warrants of arrest beyond the territorial limits of the police officer's primary jurisdiction. See also *Commonwealth v. Mason*, 507 Pa. 396, 490 A.2d 421 (1985). ]**

*Committee Explanatory Reports:*

Report explaining the August 9, 1994 [ amendments ] **Comment revisions** published at 22 Pa.B. 6 (January 4, 1992); Final Report published with the Court's Order at 24 Pa.B. 4342 (August 27, 1994).

Report explaining the December 27, 1994 amendments published at 24 Pa.B. 1673 (April 2, 1994); Final Report published with the Court's Order at 25 Pa.B. 142 (January 14, 1995).

**Report explaining the proposed amendments concerning advanced communication technology provisions published at 29 Pa.B. 4539 (August 28, 1999).**

#### REPORT

Proposed Amendments to Pa.Rs.Crim.P. 22, 102, 123, and 124

##### *Using Advanced Communication Technology in Preliminary Arraignments After Arrest of Defendant*

The Committee has undertaken a review of the Criminal Rules to consider providing procedures for the use of advanced communication technology ("ACT") in criminal proceedings. The first area of criminal procedure in which we explored the use of "ACT" was preliminary arraignments and arraignments, recommending changes that would provide procedures consistent with 42 Pa.C.S. § 8703, which provides, inter alia, that "the arraignment of the defendant may be satisfied, in the discretion of the court... by two-way electronic audio-video communica-

tion."<sup>3</sup> During the development of Proposal I, the Committee received correspondence questioning the propriety of law enforcement officers transporting a defendant out of county for a preliminary arraignment when the out of county site is set up to conduct the preliminary arraignment using "ACT." The correspondent pointed out that the Criminal Rules are silent in this regard, and requested that the Committee consider amending the rules specifically to permit this procedure. In support of his idea, the correspondent indicated that when "ACT" procedures are used and the "ACT" sites are established, there may be a site that is located outside of the judicial district in which an arrest occurred, but that is closer to the site of arrest. The correspondent suggested that the benefits of allowing the law enforcement officers to transport a defendant to an "out-of-county" site would be two-fold: it would "relieve police officers from outlying communities from costly and time-consuming trips" to appear before the proper issuing authority or to an "ACT" site that is not convenient; and would speed up the processing of a defendant. The correspondent also made it clear that "a defendant would still be arraigned by the proper issuing authority in the jurisdiction of the alleged criminal incident"—the officers merely would be using out-of-county facilities as the technological link between the defendant and the issuing authority for the preliminary arraignment.

The Committee, persuaded that the points raised in the correspondence merited consideration, also agreed that they are distinct from the issue whether "ACT" can be used in preliminary arraignments, and should be addressed in a separate proposal. In considering this correspondence, the Committee acknowledged that the proposed Criminal Rules providing the procedures for using "ACT" in preliminary arraignments in Proposal I do not address whether a law enforcement officer may transport a defendant to an out of judicial district "ACT" site for the preliminary arraignment, and therefore, do not preclude it. After further discussion, we agreed that as long as the proper issuing authority conducts the preliminary arraignment, we did not foresee any disadvantages of such a procedure, and agreed that the practice should be permitted. In addition, we considered that, because the changes involving "ACT" introduce new technological concepts and considerations to the Criminal Rules, the concept of permitting a law enforcement officer to transport a defendant to a site outside of the territorial limits of the officer's jurisdiction, which, without explanation, seems contrary to accepted procedures, might cause confusion. In view of these considerations, and the points raised in the correspondence, the Committee agreed that the rules should specifically authorize the procedure. We are proposing, therefore, amendments to Rules 102, 123, and 124 that would specifically provide that, when a preliminary arraignment is conducted by "ACT" pursuant to Rule 140, the defendant shall be taken to an "ACT" site that is most convenient to the place of arrest without regard to the boundary line of any magisterial district or county. Thus, once "ACT" sites are established, an arresting officer may transport the defendant to a site that is located outside the magisterial or judicial district of arrest for the preliminary arraignment. Finally, the Committee expects that this procedure will promote the primary goals of "ACT" procedures—the quick and efficient administration of justice, and convenience to the parties, including the defendant, involved.

<sup>3</sup> The Court has pending proposed rule changes that would provide the procedures for conducting preliminary arraignments and arraignments using "ACT." See 28 Pa.B. 3934 (August 15, 1998) for the Committee's explanatory Report. This proposal will be referred to as "Proposal I" in this Report.



### B. Discussion of Rule Changes

1. Rules 102 (Procedure in Court Cases Initiated by Arrest Without Warrant), 123 (Procedure in Court Cases When Warrant of Arrest is Executed Within Judicial District of Issuance), and 124 (Procedure in Court Cases When Warrant of Arrest is Executed Outside Judicial District of Issuance)

Except for the additional changes to Rules 102 and 124 described below in (A) and (B), the Committee is proposing comparable changes for all three rules. First, a new paragraph would be added to each of these rules that makes it clear that (1) the preliminary arraignment procedures are found in Rule 140, and (2) when the preliminary arraignment is conducted using "ACT," the defendant shall be taken to a site which, in the judgment of the arresting officer, is most convenient to the place of arrest without regard to the boundary line of any magisterial district or county. As we developed this portion of the proposal, the Committee noted that once "ACT" sites are established, a police officer has several options. The officer could take a defendant for the preliminary arraignment to the proper issuing authority where the defendant was arrested; to an established "ACT" site in the judicial district of arrest; or to an established "ACT" site outside of the judicial district in which the defendant was arrested. We agreed that the proposed language encompasses all three possibilities, as well as others that may arise once "ACT" is more widely used throughout the Commonwealth.

A new paragraph would be added to the Comments of all three rules to emphasize that under the new provision in the rules, the arresting officer may transport a defendant to an "ACT" site that is outside of the judicial district in which the defendant was arrested. We also have cross-referenced 42 Pa.C.S. § 8953, which authorizes a municipal police officer to perform duties and functions beyond the territorial limits of the officer's jurisdiction when acting under the Pennsylvania Rules of Criminal Procedure.

(A) Rule 102: In addition to the changes described above, Rule 102 would be separated into two paragraphs to make it clear that after a defendant is arrested without a warrant, the arresting officer has two options: provide the defendant with a preliminary arraignment, see Rule 140; or release the defendant. The first new paragraph would make it clear that under paragraph (A), when an arresting officer is required to file a complaint, the officer may use "ACT" to file the complaint with the proper issuing authority.

(B) Rule 124: In addition to the changes discussed above, Rule 124 also would be reorganized into two separate paragraphs to make it clear that when a defendant is arrested with a warrant outside of the judicial district in which the warrant was issued, the arresting officer has two options under which to proceed: the defendant shall be taken to the proper issuing authority in the judicial district of arrest for the purpose of posting bail; or the defendant may be taken to an "ACT" site for a preliminary arraignment conducted by the proper issuing authority in the judicial district in which the warrant was issued. The Rule 124 Comment also would include a new first paragraph to emphasize the intent of the rule that, even when a defendant is located outside the judicial district in which the warrant was issued, the defendant still may be afforded a prompt preliminary arraignment by the proper issuing authority in the judicial district in which the warrant was issued by using "ACT." A new phrase would be added to the existing

Comment language that explains that when "ACT" is not available, the case should proceed only under paragraph (A). In order to conform the Comment to the changes included in Proposal I concerning "ACT" in preliminary arraignments and arraignments, a new third paragraph would be added providing a cross-reference to Rule 140. Finally, we have removed some language from the Comment that is no longer necessary.

2. Rule 22 (Location of Proceedings Before Issuing Authority)

Rule 22 governs the location(s) from which an issuing authority may conduct official duties. The Committee agreed, in view of the nature of the proposed amendments to Rules 102, 123, and 124 discussed above, that some changes to Rule 22 would be necessary to explain that: 1) an issuing authority may conduct official duties from an "ACT" site; and 2) under paragraph (A), the "ACT" site may be located outside of the magisterial or judicial district where the issuing authority presides. Accordingly, a new paragraph would be added to the Rule 22 Comment that would make it clear that an "ACT" site located outside of the magisterial district or judicial district is contemplated by the language in paragraph (A), "another location, within or without the magisterial district, designated by the President Judge." A cross-reference to Rule 3 for the definition of "advanced communication technology" also would be added, and some editorial changes and technical corrections would be made to the rule.

### Appendix

(The following proposed rule changes are part of the Committee's proposal concerning the use of "ACT" in preliminary arraignments and arraignments that is pending before the Court.)

#### CHAPTER 1. SCOPE OF RULES, CONSTRUCTION AND DEFINITIONS, LOCAL RULES

##### Rule 3. Definitions.

The following words and phrases, when used in any Rule of Criminal Procedure, shall have the following meanings:

**Advanced Communication Technology is any communication equipment that is used as a link between parties in physically separate locations, and includes, but is not limited to: two-way communication systems of image and sound; closed-circuit television; telephone and facsimile equipment; and electronic mail.**

**Affiant** is any responsible person capable of taking an oath who signs, swears to, affirms, or, when permitted by these rules, verifies a complaint and appreciates the nature and quality of that person's act.

**Bail** is the security or other guarantee required and given for the release of a person, conditioned upon a written undertaking, in the form of a bail bond, that the person will appear when required and comply with all conditions set forth in the bail bond.

**Bail Authority** is the district justice, magistrate, Philadelphia bail commissioner, or the judge with jurisdiction over the case who is authorized by law to set, modify, revoke, or deny bail.

**Capital Case or Crime** is one in or for which the death penalty may be imposed.

**Clerk of Courts** is that official in each judicial district who has the responsibility and function under state or local law to maintain the official criminal court file and docket, without regard to that person's official title.

**Collateral** is cash or a cash equivalent deposited in summary cases.

**Copy is an exact duplicate of an original document, including any required signatures, produced through mechanical or electronic means including, but not limited to: carbon copies; copies reproduced by using a photocopy machine, by transmission using facsimile equipment, or by scanning into and printing out of a computer.**

**Court** is a court of record.

**Court Case** is a case in which one or more of the offenses charged is a misdemeanor, felony, or murder of the first, second, or third degree.

**Criminal Proceedings** include all actions for the enforcement of the Penal Laws.

**Indictment** is a bill of indictment which has been approved by a grand jury and properly returned to court, or which has been endorsed with a waiver as provided in former Rule 215.

**Information** is a formal written accusation of an offense made by the attorney for the Commonwealth, upon which a defendant may be tried, which replaces the indictment in all counties since the use of the indicting grand jury has been abolished.

**Issuing Authority** is any public official having the power and authority of a magistrate, a Philadelphia bail commissioner, or a district justice.

**Law Enforcement Officer** is any person who is by law given the power to enforce the law when acting within the scope of that person's employment.

**Ordinance** is a legislative enactment of a political subdivision.

**Penal Laws** include all statutes and embodiments of the common law which establish, create, or define crimes or offenses, including any ordinances which may provide for imprisonment upon conviction or upon failure to pay a fine or penalty.

**Police Officer** is any person who is by law given the power to arrest when acting within the scope of the person's employment.

**Political Subdivision** shall mean county, city, township, borough or incorporated town or village having legislative authority.

**Sealed Verdict** is a verdict unanimously agreed upon by the jury, completed, dated, and signed by the foreman of the jury, and closed to open view.

**Security** shall include cash, certified check, money order, personal check, or guaranteed arrest bond or bail bond certificate.

**Summary Case** is a case in which the only offense or offenses charged are summary offenses.

**Voir Dire** is the examination and interrogation of prospective jurors.

**Official Note:** Previous rule adopted June 30, 1964, effective January 1, 1965, suspended effective May 1, 1970; present rule adopted January 31, 1970, effective May 1, 1970; amended June 8, 1973, effective July 1, 1973; amended February 15, 1974, effective immediately; amended June 30, 1977, effective September 1, 1977; amended January 4, 1979, effective January 9, 1979; amended July 12, 1985, effective January 1, 1986; January 1, 1986 effective date extended to July 1, 1986; amended August 12, 1993, effective September 1, 1993;

amended February 27, 1995, effective July 1, 1995; amended September 13, 1995, effective January 1, 1996. The January 1, 1996 effective date extended to April 1, 1996; the April 1, 1996 effective date extended to July 1, 1996; **amended** , **1999, effective** , **1999.**

\* \* \* \* \*

*Committee Explanatory Reports:*

Report explaining the August 12, 1993 amendments published at 22 Pa.B. 3826 (July 25, 1992).

Final Report explaining the February 27, 1995 amendments published with the Court's Order at 25 Pa.B. 935 (March 18, 1995).

Final Report explaining the September 13, 1995, amendments published with the Court's Order at 25 Pa.B. 4116 (September 30, 1995).

**Final Report explaining the** , **1999 amendments concerning the definitions of "advanced communication technology" and "copy" published at 29 Pa.B. 4539 (August 28, 1999).**

**CHAPTER 100. PROCEDURE IN COURT CASES  
PART IV. PROCEEDINGS BEFORE ISSUING  
AUTHORITIES**

**Rule 140. Preliminary Arraignment.**

**(A) In the discretion of the issuing authority, the preliminary arraignment of the defendant may be conducted by using advanced communication technology.**

[ (a) ] (B) \* \* \*

[ (b) ] (C) \* \* \*

[ (c) ] (D) \* \* \*

[ (d) ] (E) \* \* \*

[ (e) ] (F) \* \* \*

[ (f) ] (G) \* \* \*

[ (g) ] (H) \* \* \*

**Official Note:** Original Rule 119 adopted June 30, 1964, effective January 1, 1965; suspended January 31, 1970, effective May 1, 1970. New Rule 119 adopted January 31, 1970, effective May 1, 1970; renumbered Rule 140 September 18, 1973, effective January 1, 1974; amended April 26, 1979, effective July 1, 1979; amended January 28, 1983, effective July 1, 1983; rescinded August 9, 1994, effective January 1, 1995. New Rule 140 adopted August 9, 1994, effective January 1, 1995; amended September 13, 1995, effective January 1, 1996. The January 1, 1996 effective date extended to April 1, 1996; the April 1, 1996 effective date extended to July 1, 1996; **amended** , **1999, effective** , **1999.**

**Comment**

Former Rule 140 was rescinded and replaced by new Rule 140 in 1994. Although the rule has been extensively reorganized, only paragraphs [ (b) ] (C) and [ (c) ] (D) reflect changes in the procedures contained in the former rule.

A preliminary arraignment as provided in this rule bears no relationship to arraignment in criminal courts of record. See Rule 303.

**Paragraph (A) recognizes that an issuing authority may either conduct a preliminary arraignment**

using advanced communication technology equipment or order the defendant to appear in person for the preliminary arraignment.

Pursuant to paragraph (A), instead of bringing the defendant before the issuing authority for the preliminary arraignment, advanced communication technology, such as two-way audio-video equipment or closed-circuit television, may be utilized. Any advanced communication technology used for the preliminary arraignment must allow the defendant and the issuing authority to see and communicate with each other. When the defendant is represented by counsel, the defendant must be permitted to communicate fully and confidentially with the defense attorney during the preliminary arraignment.

Paragraph [(b)](C) requires that the defendant receive copies of the arrest warrant and the supporting affidavit(s) at the time of the preliminary arraignment. See also Rules 119(a), 2008(a), and 6003. See Rule 3 for the definition of "copy."

Paragraph [(b)](C) includes a narrow exception which permits the issuing authority to provide copies of the arrest warrant and supporting affidavit(s) on the first business day after the preliminary arraignment. This exception applies only when copies of the arrest warrant and affidavit(s) are not available at the time the issuing authority conducts the preliminary arraignment, and is intended to address purely practical situations such as the unavailability of a copier at the time of the preliminary arraignment.

Nothing in this rule is intended to address public access to arrest warrant affidavits. See *Commonwealth v. Fenstermaker*, 530 A.2d 414 (Pa. 1987).

When a defendant has not been promptly released from custody after a warrantless arrest, the defendant must be afforded a preliminary arraignment by the proper issuing authority without unnecessary delay. See Rule 102 [(a)](A).

Under paragraph [(c)](D), if a defendant has been arrested without a warrant, the issuing authority must make a prompt determination of probable cause before a defendant may be detained. See *Riverside v. McLaughlin*, 500 U.S. 44 (1991). The determination may be based on written affidavits, an oral statement under oath, or both.

#### *Committee Explanatory Reports:*

Report explaining the provisions of the new rule published at 22 Pa.B. 6 (January 4, 1992). Final Report published with the Court's Order at 24 Pa.B. 4342 (August 27, 1994).

Final Report explaining the September 13, 1995 amendments published with the Court's Order at 25 Pa.B. 4116 (September 30, 1995).

**Final Report explaining the , 1999 amendments concerning the use of advanced communication technology published with the Court's Order at 29 Pa.B. 4539 (August 28, 1999).**

[Pa.B. Doc. No. 99-1427. Filed for public inspection August 27, 1999, 9:00 a.m.]

## PART I. GENERAL

### [234 PA. CODE CH. 50]

#### Order Approving the Revision of the Comment to Rule 60; No. 252, Criminal Procedural Rules Doc. No. 2

The Criminal Procedural Rules Committee has prepared a Final Report explaining the August 13, 1999 revision of the Comment to Rule 60 (Filing of Citation) that adds a cross-reference to Section 902 of the Game and Wildlife Code, 34 Pa.C.S. § 902. This cross-reference makes it clear that, under the statute, it is not feasible for Deputy Wildlife Conservation Officers to issue citations, and that in cases instituted by a Deputy, the citation must be filed pursuant to Rule 60. The Final Report follows the Court's Order.

#### Order

*Per Curiam:*

Now, this 13th day of August, 1999, upon the recommendation of the Criminal Procedural Rules Committee; this Recommendation having been published before adoption at 29 Pa.B. 1385 (March 13, 1999) and in the *Atlantic Reporter* (Second Series Advance Sheets, Vol. 723-724), with a Final Report to be published with this Order.

*It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the revision of the Comment to Pa.R.Crim.P. 60 in the following form is approved.

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

#### Annex A

### TITLE 234. RULES OF CRIMINAL PROCEDURE

#### PART I. GENERAL

#### CHAPTER 50. PROCEDURE IN SUMMARY CASES

#### PART IIB. PROCEDURES WHEN CITATION FILED

#### Rule 60. Filing of Citation.

\* \* \* \* \*

**Official Note:** Previous rule, originally adopted as Rule 116 June 30, 1964, effective January 1, 1965; suspended effective May 1, 1970; readopted January 31, 1970, effective May 1, 1970; renumbered as Rule 60 and amended to apply only to summary cases September 18, 1973, effective January 1, 1974; amended April 26, 1979, effective July 1, 1979; amended January 28, 1983, effective July 1, 1983; rescinded July 12, 1985, effective January 1, 1986, and replaced by present Rule 76. Present Rule 60, adopted July 12, 1985, effective January 1, 1986. The January 1, 1986 effective dates all are extended to July 1, 1986; Comment revised February 1, 1989, effective July 1, 1989[.]; **Comment revised August 13, 1999, effective immediately.**

#### Comment:

**[ This rule is derived from previous Rule 51A, subparagraphs (1)(b) and (3)(b). ]**

A law enforcement officer should file a citation with the issuing authority when, due to the circumstances of the case, the law enforcement officer is unable to issue the citation directly to the defendant at the time of the offense. Examples of situations when the law enforcement officer would be unable to issue a citation include, but are not limited to, when the officer receives information that

the defendant has committed a summary violation from a witness but the defendant is not then present [, ]; when a witness is not present at the scene and the officer wants to question the witness before completing the investigation [, ]; or when the officer is summoned to another case that requires prompt action. **See Section 902 of the Game and Wildlife Code, 34 Pa.C.S. § 902, which provides, inter alia, that “Deputy Wildlife Conservation Officers shall not be authorized to issue citations . . . and shall provide the information to the Wildlife Conservation Officer.” Under this statute, it would not be feasible for the Deputy Wildlife Conservation Officer to issue the citation, and, therefore, pursuant to this rule, the citation would be filed.**

When a defendant acknowledges guilt pursuant to Section 926 of the Game and Wildlife Code, [( )34 Pa.C.S. § 926, [(Supp. 1988)] or Section 925 of the Fish and Boat Code, [( )30 Pa.C.S. § 925, [(Supp. 1988)] but does not pay the fine and costs or the check issued for the fine and costs cannot be cashed, the officer of the commission should file a citation with the issuing authority to institute a summary criminal proceeding.

When determining whether the filing of a citation was the correct procedure under the rules, the courts have considered whether there was a reasonable basis for filing, whether there were compelling reasons to prevent issuing the citation, and whether the defendant was prejudiced by the filing. See, e.g., *Commonwealth v. Odle*, 16 D. & C. 3d 750 (Cambria County 1980); *Commonwealth v. Lombardo*, 4 D. & C. 3d 106 (Clearfield County 1977). [Also see] See also Rule 90, which would permit discharge or dismissal when the institution of proceedings by incorrect means is prejudicial to the rights of the defendant.

When evidence is discovered after the issuance of a citation [which] that gives rise to additional charges against the defendant resulting from the same incident, the police officer must file with the issuing authority an additional citation alleging such additional summary offenses, or a complaint when the additional charges include a misdemeanor or felony. For proceedings on such charges when a complaint is filed, see Chapter 100 of these Rules.

With regard to the “proper” issuing authority as used in these rules, see Rule 21.

#### **Committee Explanatory Reports:**

**Final Report explaining the August 13, 1999 revision of the Comment concerning 34 Pa.C.S. § 902 published with the Court’s Order at 29 Pa.B. 4543 (August 28, 1999).**

#### **FINAL REPORT<sup>4</sup>**

*Proposed Revision of the Comment to Pa.R.Crim.P. 60*

*Filing Citations in Summary Cases*

On August 13, 1999, effective immediately, upon the recommendation of the Criminal Procedural Rules Committee, the Court approved the revision of the Comment to Rule 60 (Filing of Citation) that adds a cross-reference to Section 902 of the Game and Wildlife Code, 34 Pa.C.S. § 902. This cross-reference makes it clear that, under the statute, it is not feasible for Deputy Wildlife Conservation

Officers to issue citations, and that in cases instituted by a Deputy, the citation must be filed pursuant to Rule 60.

#### *Background*

On December 21, 1998, the Governor signed Act 166 of 1998, effective July 1, 1999. The Act amends, inter alia, Section 902 of the Game and Wildlife Code, 34 Pa.C.S. § 902, by adding a provision that:

Deputy Wildlife Conservation Officers shall not be authorized to issue citations . . . and shall provide the information to the Wildlife Conservation Officer.

Communications with the Committee questioned how this legislation would impact on the Criminal Rules, and whether the legislation was in conflict with the rules. In addition, concern was expressed about how Deputy Wildlife Conservation Officers should proceed under the rules.

#### *Discussion*

The Committee reviewed Act 166 and the Criminal Rules. From this review, the members, relying on the principles of statutory construction that the Legislature does not intend an effect that is unreasonable or unconstitutional, 1 Pa.C.S. § 1922, reasoned that the intent of the legislation must be to provide a layer of review by a full-time Wildlife Conservation Officer. Thus, the Wildlife Conservation Officer would be acting in the capacity of a reviewing officer to ensure that the information on the citation prepared by a Deputy Wildlife Conservation Officer constitutes an offense that should be pursued by the filing of the citation. This reviewing function is comparable to the reviewing function performed by a district attorney in a court case pursuant to Pa.R.Crim.P. 107 (Approval of Police Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth—Local Option). We reasoned further that, to give effect to both this statutorily created review process and the Criminal Rules, under Section 902 and Pa.R.Crim.P. 60 (Filing of Citation), when a Deputy Wildlife Conservation Officer is instituting a summary criminal proceeding, because of the review process, it is not feasible for the deputy to issue the citation to the defendant. Therefore, pursuant to Rule 60, the Deputy Wildlife Conservation Officer should file the citation.

Although agreeing that Rule 60 adequately provides for the situation in which there is a statutorily mandated review process, given the apparent confusion the Act 166 amendments to Section 902 are causing, the Committee concluded that it would be helpful to include in the Rule 60 Comment a citation to 34 Pa.C.S. § 902, with a clarifying explanation.

[Pa.B. Doc. No. 99-1428. Filed for public inspection August 27, 1999, 9:00 a.m.]

## **Title 25—LOCAL COURT RULES**

### **ARMSTRONG COUNTY**

**Local Rule under Rule 400.1 of the Pennsylvania Rules of Civil Procedure; No. 1999-0133-Misc.**

#### **Order of Court**

*And Now*, to-wit this 6th day of August, 1999, the Court upon review of the within petition of Larry R. Crawford, Sheriff of Armstrong County, hereby estab-

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

lishes a Local Rule of Court pursuant to Rule 400.1 of the Pennsylvania Rules of Civil Procedure providing that:

**L400.1 Person to make service. Within the Commonwealth—Generally.**

(a) With respect to all actions filed in Armstrong County, Pennsylvania, original process shall be served within the Commonwealth:

(i) by the sheriff or a competent adult in the actions in equity, partition, prevent waste, and declaratory judgment when declaratory relief is the only relief sought, and

(ii) by the sheriff in all other actions.

(b) This Rule shall become effective thirty (30) days after its publication in the *Pennsylvania Bulletin* and shall be promulgated in the manner provided by Pa.R.C.P. 239(c).

*By the Court*

JOSEPH A. NICKLEACH,  
*President Judge*

[Pa.B. Doc. No. 99-1429. Filed for public inspection August 27, 1999, 9:00 a.m.]

**BERKS COUNTY**

**Rules of Civil Procedure; No. 99-1099**

**Order**

*And Now*, this 6th day of August, 1999, Berks County Rules of Civil Procedure (B.R.C.P.) No. 430(a) are amended as hereinafter set forth, and as so amended are hereby promulgated. Said Rules as amended and promulgated are approved and adopted for use in the Court of Common Pleas of Berks County, Pennsylvania (23rd Judicial District of Pennsylvania), effective thirty (30) days after the date of their publication in the *Pennsylvania Bulletin*, and said Rules, as herein approved and adopted, shall apply to all civil proceedings then and thereafter begun, including, but not limited to, proceedings then pending.

*It Is Further Ordered* that each of said Rules as said Rule existed prior to these amendments is hereby repealed and annulled on the effective date of said Rules as amended, but no rights acquired thereunder shall be disturbed.

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

1. Keep continuously available for public inspection and copying, copies of this Order and of Berks County Rules of Civil Procedure No. 430(a) as herein amended and promulgated.

2. File with the Administrative Office of Pennsylvania Courts for distribution in accordance with Pa. Rule of Judicial Administration No. 103(c), ten (10) certified copies of each of the following:

(a) This Order;

(b) Berks County Rules of Civil Procedure No. 430(a), as herein amended and promulgated.

3. File two (2) certified copies of this Order and two (2) certified copies of Berks County Rules of Civil Procedure No. 430(a), as herein amended and promulgated, with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

4. File one (1) certified copy of this Order and one (1) certified copy of Berks County Rules of Civil Procedure No. 430(a), as herein amended and promulgated, with the Civil Procedural Rules Committee.

5. Within three (3) weeks after the publication of said amended Rules in the *Pennsylvania Bulletin*, the Prothonotary shall cause a copy of this Order and a copy of said amended Rules to be published one (1) time in the *Berks County Law Journal* in suitable form so that the same may be placed as an additional or replacement page in the current binder of the Berks County Rules of Court. Each such additional or replacement page shall show in its lower right-hand corner, the effective date of said amended Rules.

*By the Court*

SCOTT D. KELLER,  
*President Judge*

**Rule 430(a). Service of Original Process.**

Original process of actions filed with the Prothonotary of Berks County shall be served:

(i) by the sheriff or a competent adult in the actions in equity, partition, prevent waste, and declaratory judgment when declaratory relief is the only relief sought, and

(ii) by the sheriff in all other actions.

[Pa.B. Doc. No. 99-1430. Filed for public inspection August 27, 1999, 9:00 a.m.]

**BERKS COUNTY**

**Rules of Orphans' Court; No. 1999 A.D.**

**Order**

*And Now*, this 4th day of August, 1999, the Berks County Orphans' Court Rules following hereto are hereby approved and adopted, and as so adopted are promulgated (Amended Rules). The Amended Rules are approved and adopted for use in the Court of Common Pleas of Berks County, Pennsylvania (23rd Judicial District of Pennsylvania), effective thirty (30) days after the date of their publication in the *Pennsylvania Bulletin*, and said new Rules, as herein approved and adopted, shall apply to all civil proceedings, then and thereafter begun, including, but not limited to, proceedings then pending.

The Clerk of the Orphans' Court Division of the Court of Common Pleas of Berks County is *Ordered* and *Directed* to do the following:

(1) Keep continually available for public inspection and copying, copies of this Order and of the Amended Rules.

(2) File with the Administrative Office of Pennsylvania Courts ten (10) certified copies of this Order and of the Amended Rules.

(3) Distribute two (2) certified copies of this Order and of the Amended Rules to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(4) Within three (3) weeks after the publication of the Amended Rules as herein adopted and promulgated, the Clerk of the Orphans' Court Division shall cause a copy of this Order and a copy of such Amended Rules to be published one (1) time in the *Berks County Law Journal* in suitable form so that the same may be placed as additional or replacement pages in the current binder of

the Berks County Rules of Court. Each such additional or replacement page shall show in the lower right-hand corner, the effective date of said amended Rule.

*By the Court*

SCOTT D. KELLER,  
*President Judge*

### Amended Rules

(i) Berks O. C. Rule 1.2E(a) is hereby amended to read in full as follows:

(a) *Appearance. Praecipe.* Every attorney employed in any proceeding shall enter an appearance by praecipe, noting thereon the date on which entered, or by endorsement on papers filed, and shall not withdraw the same without leave of court.

(ii) Berks O. C. Rule 5.1C is hereby amended to read in full as follows:

Written notice, served personally on an attorney of record or on a partner or employee of such attorney's office, or by mail addressed to such attorney's office, shall be notice to the party whom such attorney represents, except where personal service on the party is specifically required.

(iii) Berks O. C. Rule 5.4A(c) is hereby amended to read in full as follows:

(c) *Registered or Certified Mail.* Return of notice by registered or certified mail shall state the date and place of mailing and shall include the return receipt, or a photostatic copy thereof. When the person who gives notice by registered or certified mail has personal knowledge, or has cause to believe, that such notice was not received by the person to be notified, the person giving notice shall so state in the return. When the address of the person to be served by registered or certified mail is in a country other than the United States of America, a statement that the notice was so mailed to that person at the designated address shall be sufficient unless otherwise ordered.

(iv) Berks O. C. Rule 6.1B(b) is hereby amended to read in full as follows:

(b) *Affidavit.* Accounts shall have attached to the end thereof the affidavit or verified statement, as defined by Pennsylvania Rule of Civil Procedure 76, of one or more of the fiduciaries joining in the account, wherein it is sworn, affirmed or verified that: The account as stated is true and correct; and, except where accountants are trustees or guardians, that the grant of letters and the first complete advertisement thereof occurred more than four months before the filing of the account.

(v) A new Berks O. C. Rule 6.1D. Appointed Estates. is hereby added to read in full as follows:

Assets appointed by the donee of a testamentary power and which must be accounted for by the fiduciary of the donee because awarded to such fiduciary by a court of the donor's jurisdiction, shall be shown in an entirely separate account. Such assets shall not be included in an account of the donee's own estate unless the court of the donor's jurisdiction has adjudicated a blending by the donee of the appointed estate with such donee's own estate. Separate accounts of appointed estates shall be captioned as the estate of the donor of the power. The caption shall also set forth accountant's name, describing accountant as fiduciary of the donee and the court which awarded the assets to accountant.

(vi) A new Berks O. C. Rule 6.1E. Distribution Before Filing Account. is hereby added to read in full as follows:

Payments made in distribution from principal or income, except those made by guardians or trustees under order of court or by the terms of the will or trust instrument, may be set forth under a separate heading following the itemized receipts and disbursements. Credit for such distributions, however, will not be noted in the adjudication, and they will not be deducted from the balance for distribution awarded in the adjudication unless vouchers for such distributions are filed with the auditing judge at the audit or at some subsequent time before the adjudication is filed. The court, where such vouchers are lacking, will make awards subject to distributions already properly made.

(vii) Berks O. C. Rule 6.2A is hereby revoked.

(viii) Berks O. C. Rule 6.3B, the first sentence, is hereby amended to read in full as follows:

The notice of a personal representative upon the filing of the personal representative's account shall be given at least ten (10) days prior to the audit and shall be substantially as follows:

(ix) Berks O. C. Rule 6.9A is hereby amended to read in full as follows:

(a) *Petition for Adjudication.* The accountant shall attach to the account a petition for adjudication in a form approved by the Orphans' Court.

(b) *Form of Petition.* The petition for adjudication shall be on the form provided by the Clerk or typewritten or printed in conformity therewith, signed by the fiduciaries stating the account and verified by at least one of them.

(c) The account of a fiduciary will not be confirmed, or distribution to a succeeding fiduciary be decreed, without the previous qualification of such succeeding fiduciary, and the participation of such fiduciary in the audit, or, at the discretion of the court or auditing judge, without such participation by a fiduciary ad litem, appointed for the purpose.

(d) The statement of proposed distribution shall be the concluding paragraph of the petition for adjudication to be presented at audit. The petition for adjudication shall be signed by each accountant and be verified by at least one of them.

(x) The first sentence of Berks O. C. Rule 6.10A is hereby amended to read in full as follows:

Objections to accounts shall be in writing, numbered consecutively, signed by the objector or the objector's attorney and each objection shall:

(xi) Berks O. C. Rule 6.10D(a) is hereby amended to read in full as follows:

(a) *Audit List—When Called.* Beginning January 1, 1996, the audit list will be called at 9:30 a.m. on the first Wednesday of every month except August. Each audit list shall include accounts continued from previous audit lists, and new accounts eligible for audit.

(xii) Berks O. C. Rule 6.11A(a) is hereby amended to read in full as follows:

(a) With the confirmation nisi of an adjudication, the auditing judge may file and confirm nisi a decree of distribution; or may direct the submission of a detailed schedule of distribution, which, when approved by the auditing judge shall be the basis of the decree of distribution and shall be so confirmed nisi.

(xiii) Berks O. C. Rule 6.11B(b) is hereby amended to read in full as follows:

(b) *Notice.* Written notice of the intended filing of the schedule of distribution and a copy of the schedule of distribution shall be given by the accountant to all parties in interest affected thereby, by regular mail addressed to the last known address of the party in interest or such party's attorney. Such notice may be combined with the notice of audit.

(xiv) Berks O. C. Rule 6.11C(b)(2) is hereby amended to read in full as follows:

(2) Distribution of assets which were awarded in kind in the adjudication, but which were neither specifically bequeathed to the distributee nor elected by the distributee to be taken in kind or which were revalued.

(xv) Berks O. C. Rules 6.11E(a) and (b) are hereby amended to read in full as follows:

(a) the name and address of the petitioner and petitioner's relationship to the decedent;

(b) the name, date of death and domicile of decedent, whether decedent died testate or intestate, the dates of the probate of the will and of the grant of letters if any and whether the personal representative has been required to give bond, and in what amount;

(xvi) Berks O. C. Rule 9.1A is hereby amended to read in full as follows:

Whenever an examination of assets is ordered in connection with an accounting, the special order of appointment will be included in the adjudication of the account, and the examiner shall make the examination after the schedule of distribution shall have been filed and approved, so that the assets distributable to fiduciaries, which are the assets to be examined, will have been determined.

(xvii) Berks O. C. Rule 12B. is hereby amended to read in full as follows:

When the personal representative at his or her own risk, delivers or permits to be retained assets of the estate in satisfaction or partial satisfaction of the exemption, such personal representative shall set forth the same as a credit in the account.

(xviii) Berks O. C. Rule 12C. is hereby amended to read in full as follows:

When the person entitled thereto claims the exemption but payment or delivery thereof is not to be made until distribution of the estate is awarded by the court upon the personal representative's account, the award thereof will be included in the adjudication upon written request submitted at audit. Such request may be made by the personal representative when written claim for the exemption has been made to the personal representative and may then be included in the petition for adjudication.

(xix) Berks O. C. Rule 12.1D.(b) is hereby amended to read in full as follows:

(b) *At Audit.* Objections to exemption claimed at the audit may be made orally, but shall subsequently be reduced to writing, or noted by the Clerk upon the minutes or by the stenographer on the stenographer's notes.

(xx) Berks O. C. Rule 12.5C is hereby amended to read in full as follows:

If bond is required of the guardian, the Clerk shall not issue the certificate of the guardian's appointment until

the bond and surety have been approved by the court. Where the guardian is appointed for several minors of the same parents, one bond may be filed to cover the several estates.

(xxi) Berks O. C. Rules 12.5D(b), (d) and (f) are hereby amended to read in full as follows:

(b) the age and residence of the minor, whether the minor's parents are living, the name of the person with whom the minor resides, the name and age of the minor's spouse and children, if any;

...

(d) the circumstances of the minor, whether employed or attending school; if the minor's parents, or other person or persons charged with the duty of supporting the minor, is living, the financial condition and income of such person and why such person is not discharging such person's duty to support the minor; and whether there is adequate provision for the support and education of the minor, the minor's spouse and children;

...

(f) the financial requirements of the minor and the minor's family unit, in detail, and the circumstances making such allowance necessary.

(xxii) Berks O. C. Rule 12.9A(a)(1) is hereby amended to read in full as follows:

(1) the name, residence and date of death of the decedent; whether the decedent died testate or intestate; and the date of the grant of letters;

(xxiii) Berks O. C. Rule 12.9A(c)(2) is hereby amended to read in full as follows:

(2) the names of the minor's next of kin and the notice given them of the presentation of the petition;

(xxiv) Berks O. C. Rule 12.9C(b)(3) is hereby amended to read in full as follows:

(3) the name and address of the purchaser and that such purchaser was highest bidder.

(xxv) Berks O. C. Rules 12.10D(a) and (a)(3) are hereby amended to read in full as follows:

(a) *Form of petition.* In a sale, whether public or private, of real estate by a personal representative or trustee without benefit of an order of court directing or authorizing such sale, where such person was required to give bond as such personal representative or trustee, the fiduciary shall present a petition to the court before the proceeds of the sale are paid to such fiduciary by the purchaser, setting forth:

...

(3) the amount of the bond or bonds filed by petitioner and the date of such filing and the names or names of the petitioner's surety;

(xxvi) Berks O. C. Rule 14.2A is hereby amended to read in full as follows:

(a) *In General.* Petitions for allowances from an incapacitated person's estate when necessary, shall be governed by the appropriate provisions of Rule 12.5D, and as hereinafter provided.

(b) *Contents of Petition.* The petition shall set forth

(1) the name of the guardian, the date of the guardian's appointment; if the petitioner is not the guardian, petitioner's relationship to the incapacitated person, and, if not related, the nature of the petitioner's interest;

(2) a summary of the inventory, the date it was filed and the nature and present value of the estate;

(3) the address and the occupation, if any, of the incapacitated person;

(4) the names and addresses of the incapacitated person's dependents, if any;

(5) a statement of all claims of the incapacitated person's creditors, known to the petitioner; and

(6) a statement of the requested distribution and the reasons therefor; a statement of all previous distributions allowed by the court.

(c) *Restrictions Governing Allowance.* If any portion of the incapacitated person's estate is received from the United States Veterans Administration or its successor, notice of the request for allowance shall be given this agency.

(xxvii) Berks O. C. Rule 14.2B is hereby amended to read in full as follows:

All testamentary writings of the incapacitated person found by the guardian, or in the possession of any other person, shall at the time of the filing of the inventory, be submitted by the guardian or such other person to the court for such safekeeping as the court may direct.

(xxviii) Berks O. C. Rule 16.1A is hereby renumbered 17.1A.

(xxix) The forms of petition for adjudication attached hereto are hereby approved for use pursuant to Berks O. C. Rule 6.9A.

(xxx) The attached forms for the application of a minor pursuant to 18 Pa.C.S.A. § 3206 and accompanying exhibits are hereby approved for use in proceedings pursuant to § 3206 of the Abortion Control Act.

PETITION FOR ADJUDICATION

TRUST INTER VIVOS

COURT OF COMMON PLEAS OF BERKS COUNTY  
ORPHANS' COURT DIVISION

In Re: Trust of \_\_\_\_\_ Settlor(s).  
Account of \_\_\_\_\_

FILE NO. \_\_\_\_\_

TO THE HONORABLE, JUDGE OF SAID COURT:

The Petition of \_\_\_\_\_ represents that:

- (1) Petitioner resides at \_\_\_\_\_ .
- (2) Petitioner was appointed trustee as follows:<sup>1</sup>
- (3) The trust arises as follows:<sup>2</sup>
- (4) Accounts of the fund have heretofore been filed on the following dates: \_\_\_\_\_ ;
- (5) The occasion of the present account is: \_\_\_\_\_ ;

(6) The names of the parties in interest given notice of the audit, the amount and nature of their interests are as follows:<sup>3</sup>

<sup>1</sup>State any other circumstances of appointment.  
<sup>2</sup>State concisely the purpose and terms of trust, how and when established, whether terminated in whole or in part and date and reason therefor, name of any predecessor trustee and accountant's date of appointment. Identify any prior adjudications in which fund was awarded to succeeding or present fiduciary.  
<sup>3</sup>When required, give notice to Commonwealth, Veterans' Administration or Pa. Department of Revenue. See Rules 5.5, 6.7 and 6.8.





PETITION FOR ADJUDICATION

INTESTATE

IN THE COURT OF COMMON PLEAS, BERKS COUNTY
ORPHANS' COURT DIVISION

Estate of \_\_\_\_\_

Late of \_\_\_\_\_

Account of \_\_\_\_\_

File No. \_\_\_\_\_

TO THE HONORABLE, JUDGE OF SAID COURT:

The Petition of \_\_\_\_\_ represents that:

(1) The decedent died \_\_\_\_\_, 19 \_\_, survived by a spouse whom decedent married on \_\_\_\_\_, 19 \_\_, and the following children were born after the date of the will, viz: \_\_\_\_\_

(2) Decedent's will, dated \_\_\_\_\_, 19 \_\_, was duly probated and recorded in the Office of the Register of Wills of Berks County, Pennsylvania, on \_\_\_\_\_, 19 \_\_. A copy of said will is hereunto attached, marked Exhibit "A";

(3) Letters \_\_\_\_\_ were issued on \_\_\_\_\_, 19 \_\_, to \_\_\_\_\_

(4) An inventory and valuations was filed on \_\_\_\_\_, 19 \_\_ amounting, to \$ \_\_\_\_\_, which inventory and valuation is recorded in Inventory Book, Vol. \_\_\_\_\_, Page \_\_\_\_\_. A copy of said inventory and valuation is hereunto attached, marked Exhibit "B";

(5) The decedent's surviving spouse filed an election to take under/against the will on \_\_\_\_\_, 19 \_\_.

(6) There is attached hereto a copy of the docket in said estate, marked Exhibit "C";

(7) Notice of the granting of letters was published in \_\_\_\_\_ on \_\_\_\_\_

the following dates \_\_\_\_\_ and in the "Berks County Law Journal" on the following dates: \_\_\_\_\_ as appears by proof of publication in conformity with the Act of Assembly hereto attached, marked Exhibit "D";

(8) The names and residences of all legatees given notice of the audit and the amounts and character of their legacies (noting such legacies as have been revoked, adeemed or lapsed), and the nature of their respective interests, are as follows:<sup>1</sup>

Table with 5 columns: Name and Residence, Relationship, Interest, Of Age (Yes or No), Name of Guardian or Committee, if any, and how appointed. The table contains multiple empty rows for data entry.

(9) All of said parties in interest are living with the exception of:<sup>2</sup>

(10) The decedent was \_\_\_\_\_ at the time of death a fiduciary in another estate.

(11) All unpaid creditors and other persons, of whose claims the accountant has notice or knowledge, will be sent actual notice of this audit by letter sent in conformity with the rules of court; and the names of such claimants, the amounts of their claims and whether or not such claims are admitted to be correct, are as follows:

<sup>1</sup>When required, give notice to the Commonwealth, Veterans' Administration or Pa. Department of Revenue. See Rules 5.5, 6.7 and 6.8.
<sup>2</sup>State exceptions, if any, giving names, dates of death, and the names of their personal representatives, the date of grant of letters and the place of the grant.

(12) The questions for adjudication are as follows:<sup>3</sup>

(13) No share of any party in interest has been assigned or attached.

(14) The distributive shares of principal and income should be in conformity with the distributive share set forth in a Schedule of Proposed Distribution to be filed at or before the date fixed for audit.

Your petitioner, therefore, asks that distribution be awarded to the persons thereunto entitled, as their respective interests may appear.

Signature of Petitioner	Signature of Petitioner
Address	Address

COMMONWEALTH OF PENNSYLVANIA :  
 :  
 COUNTY OF BERKS : ss.

The above-named petitioner ( \_\_\_ ), \_\_\_\_\_, being duly \_\_\_\_\_ do \_\_\_\_\_ depose and say that the facts set forth in the foregoing petition are true to the best of \_\_\_\_\_ knowledge and belief.

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_ to and subscribed before me this \_\_\_\_\_, 19 \_\_\_\_.

[ALTERNATIVE]

I, \_\_\_\_\_, verify that I am [a/the] Petitioner in the within Petition, and that the facts contained in the foregoing Petition are true and correct to the best of my knowledge, information and belief; and that this verification is subject to the penalties of 18 Pa.C.S.A. § 4904 relative to unsworn falsification to authorities.

Dated: \_\_\_\_\_  
\_\_\_\_\_  
Petitioner

PETITION FOR ADJUDICATION INTESTATE

IN THE COURT OF COMMON PLEAS, BERKS COUNTY  
ORPHANS' COURT DIVISION

Estate of \_\_\_\_\_

Late of \_\_\_\_\_

Account of \_\_\_\_\_

File No. \_\_\_\_\_

TO THE HONORABLE, JUDGE OF SAID COURT:

The Petition of \_\_\_\_\_ represents that:

(1) The decedent died \_\_\_\_\_, 19 \_\_, intestate and letters of administration on \_\_\_\_\_ estate were granted on \_\_\_\_\_, 19 \_\_ to \_\_\_\_\_.

Decedent was/was not survived by a spouse whom decedent married on \_\_\_\_\_, 19 \_\_.

(2) The names and residences of all persons having any interest as heirs or next of kin are as follows: (Where an interest arises by representation through a person dead, state the date of death of such person, relationship to the decedent and a full explanation of the manner in which the interest arises.)

<sup>3</sup>If none, state "none." If any, state questions which are to be adjudicated, presenting all material facts not already stated.

Name and Residence	Relationship	Interest	Of Age (Yes or No)	Name of Guardian or Committee, if any, and how appointed

All of said parties in interest are living except:

(3) An inventory and valuations was filed on \_\_\_\_\_, 19\_\_\_, amounting to \$ \_\_\_\_\_, which inventory and valuations is recorded in Inventory Book, Vol. \_\_\_\_\_, Page \_\_\_\_\_. A copy of said inventory and valuations is attached hereto, marked Exhibit "A."

(4) Attached hereto is a copy of the docket in said estate, marked Exhibit "B."

(5) Notice of the granting of letters was published in \_\_\_\_\_ on the following dates: \_\_\_\_\_

and in the "Berks County Law Journal," on the following dates: \_\_\_\_\_ as appears by proof of publication in conformity with the Act of Assembly hereto attached, marked Exhibit "C."

(6) All unpaid creditors and other persons, of whose claims the accountant has notice or knowledge, will be sent actual notice of this audit by letter sent in conformity with the rules of court; and the names of such claimants, the amounts of their claims and whether or not such claims are admitted to be correct, are as follows:

(7) The questions for adjudication are as follows:<sup>1</sup>

(8) No share of any party in interest has been assigned or attached.

(9) The distributive shares of principal and income should be in conformity with the distributive shares set forth in a Schedule of Proposed Distribution to be filed at or before the date fixed for audit.

Your petitioner, therefore, asks that distribution be awarded to the persons thereunto entitled, as their respective interests may appear.

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
Address

COMMONWEALTH OF PENNSYLVANIA :  
  : ss.  
COUNTY OF BERKS                      :

The above-named petitioner \_\_\_\_, \_\_\_\_\_, being duly \_\_\_\_\_, do \_\_\_\_\_ depose and say that the facts set forth in the foregoing petition are true to the best of \_\_\_\_\_ knowledge and belief.

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_ to and subscribed before me this \_\_\_\_\_, 19\_\_\_.

<sup>1</sup>If none, state "none." If any, state questions which are to be adjudicated, presenting all material facts not already stated.

THE COURTS

[ALTERNATIVE]

I, \_\_\_\_\_, verify that I am [a/the] Petitioner in the within Petition, and that the facts contained in the foregoing Petition are true and correct to the best of my knowledge, information and belief; and that this verification is subject to the penalties of 18 Pa.C.S.A. § 4904 relative to unsworn falsification to authorities.

Dated: \_\_\_\_\_  
Petitioner

PETITION FOR ADJUDICATION TESTAMENTARY TRUSTEES/GUARDIANS  
COURT OF COMMON PLEAS, BERKS COUNTY  
ORPHANS' COURT DIVISION

Estate of \_\_\_\_\_  
Late of \_\_\_\_\_

Account of \_\_\_\_\_

FILE NO. \_\_\_\_\_

TO THE HONORABLE, JUDGE OF SAID COURT:

The Petition of \_\_\_\_\_ represents that:

- (1) The decedent died on \_\_\_\_\_, 19 \_\_;
- (2) \_\_\_\_\_ was appointed trustee in the last will of \_\_\_\_\_, dated \_\_\_\_\_ duly probated in the office of the Register of Wills, on the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_, a copy of which will is hereunto attached and marked "Exhibit A," or by other proceeding.<sup>1</sup>
- (3) The trust arises as follows:<sup>2</sup>
- (4) Accounts of the fund have heretofore been filed on the following dates: \_\_\_\_\_;
- (5) The occasion of the present account is: \_\_\_\_\_

(6) The names of the parties in interest given notice of the audit, the amount and nature of their interests are as follows:<sup>3</sup>

Name and Residence	Relationship	Interest	Of Age (Yes or No)	Name of Guardian or Committee, if any, and how appointed

(7) The questions for adjudication are as follows:<sup>4</sup>

(8) The distributive shares of principal and income should be in conformity with the distributive shares set forth in a Schedule of Proposed Distribution to be filed at or before the date fixed for audit.

<sup>1</sup>State any other circumstances of appointment.  
<sup>2</sup>State concisely the purpose and terms of trust, how and when established, whether terminated in whole or in part and date and reason therefor, name of any predecessor trustee and accountant's date of appointment. Identify any prior adjudications in which fund was awarded to succeeding or present fiduciary.  
<sup>3</sup>When required, give notice to Commonwealth, Veterans' Administration or Pa. Department of Revenue. See Rules 5.5, 6.7 and 6.8.  
<sup>4</sup>If none, state "none." If any, state questions which are to be adjudicated, presenting all material facts not already given.

Your petitioner, therefore, asks that distribution be awarded to the persons thereunto entitled, as their respective interests may appear.

\_\_\_\_\_  
Signature of Petitioner  
\_\_\_\_\_  
Address  
\_\_\_\_\_

There shall be submitted herewith the following:

- ( ) Attorney's Certificate of Notice
- ( ) Proposed Decree Nisi

Any item checked not attached hereto shall be submitted at or before audit.

COMMONWEALTH OF PENNSYLVANIA :  
: ss  
COUNTY OF BERKS :

The above-named petitioner \_\_\_\_\_, \_\_\_\_\_, being duly \_\_\_\_\_, do \_\_\_\_\_ depose and say that the facts set forth in the foregoing petition are true to the best of \_\_\_\_\_ knowledge and belief.

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_ to and subscribed before  
me this \_\_\_\_\_, 19 \_\_\_\_.

[ALTERNATIVE]

I, \_\_\_\_\_, verify that I am [a/the] Petitioner in the within Petition, and that the facts contained in the foregoing Petition are true and correct to the best of my knowledge, information and belief; and that this verification is subject to the penalties of 18 Pa.C.S.A. § 4904 relative to unsworn falsification to authorities.

Dated: \_\_\_\_\_ Petitioner

IN RE: APPLICATION OF \_\_\_\_\_ : IN THE COURT OF COMMON PLEAS  
[initials only] : OF BERKS COUNTY, PENNSYLVANIA  
: ORPHANS' COURT DIVISION  
: A Minor : File No.

APPLICATION OF A MINOR PURSUANT TO 18 Pa.C.S.A. Section 3206 FOR DECLARATION OF MATURITY TO CONSENT TO AN ABORTION OR IN THE ALTERNATIVE FOR DECLARATION OF AUTHORIZATION OF ABORTION AS BEING IN THE MINOR'S BEST INTERESTS.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition, of \_\_\_\_\_ respectfully represents:  
[initials]

1. Applicant is a \_\_\_\_\_ year old female, having been born on \_\_\_\_\_ .  
[age] [month/day/year]
2. The names and addresses of applicant's parents are:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. Applicant is currently with \_\_\_\_\_ at \_\_\_\_\_. (If other than parent(s) indicate relationship of party residing with. If guardian, provide term and number of court order of appointment. \_\_\_\_\_)

4. Check one:

- ( ) I have discussed my decision to have an abortion with my parent(s)/guardian(s) and she/he/they have refused to consent to such procedure.
- ( ) I have not discussed my decision to have an abortion with my parent(s)/guardian(s) and I do not wish to seek his/her/their consent.

5. A medical determination of pregnancy was made on \_\_\_\_\_ by \_\_\_\_\_ which revealed that I am approximately \_\_\_\_\_ weeks pregnant, and that there are no apparent medical contraindications to the performance of an abortion. A verification of medical provider is attached hereto as Exhibit A.

6. The name of the physician who will perform the abortion if authorized by this Court is \_\_\_\_\_ .  
7. The abortion will be performed at \_\_\_\_\_ , Berks County, Pennsylvania, on or about \_\_\_\_\_ , but no later than \_\_\_\_\_ .

8. The requirements of the Abortion Control Act regarding informed consent have been satisfied. As proof thereof attached hereto as Exhibit B is an Informed Consent Verification certifying that on \_\_\_\_\_ , [date] \_\_\_\_\_ orally informed me of the nature, alternatives and risks of the proposed abortion [name of informant & position/title] procedure. Attached hereto as Exhibit C is a Certification of Receipt of Section 3205(A) Information.

9. I understand that I have the right: to be represented by counsel appointed by the Court at no cost to me; or to retain the lawyer of my choice at my expense; or to waive my right to representation by legal counsel.

10. Check one:

- ( ) I want the Court to appoint a lawyer to represent me in this proceeding at no cost to me.
- ( ) I have retained a lawyer to represent me at my own expense. My lawyer is \_\_\_\_\_ [name] \_\_\_\_\_ [address]

( ) I do not choose to be represented by a lawyer at the hearing on this application. I wish to participate in the hearing on my own behalf but want the Court to appoint a guardian ad litem to assist me.

( ) I do not choose to be represented by a lawyer at the hearing. I wish to participate on my own behalf at the hearing on this application and do not want the Court to appoint a guardian ad litem to assist me.

11. I am of sound mind and believe that I possess sufficient maturity, information and intellectual capability to consent to the proposed abortion procedure. In support hereof attached hereto as Exhibit D is a completed Questionnaire of General Information. (Completion of Exhibit D is voluntary. You do not have to fill it out at all. However, at the hearing similar questions will be posed to you).

12. I have given my written consent to the performance of an abortion on me, which is attached hereto as part of Exhibit C.

13. I request that the Court grant me full capacity for the purpose of consenting to an abortion.

14. In the alternative, should this Court determine that I am not mature and capable of giving informed consent, I request the Court to find that an abortion is in my best interests for the following reasons:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

15. I am aware that any false statements made in this petition are punishable by law.

WHEREFORE, your petitioner prays this Honorable Court to schedule this matter for hearing within such time as shall permit a decree of this Court to be entered within three business days of the filing of this application, and that a decree be entered declaring that I am mature and capable of giving informed consent to the abortion sought, and have given such consent, or, in the alternative, that the abortion is in my best interests, and authorizes the medical provider to perform the abortion procedure.

Respectfully submitted,

\_\_\_\_\_  
Signature

EXHIBIT A

IN THE COURT OF COMMON PLEAS OF  
BERKS COUNTY, PENNSYLVANIA  
ORPHANS' COURT DIVISION

IN RE: MATTER OF \_\_\_\_\_ ,  
A MINOR [INITIALS]

VERIFICATION OF MEDICAL PROVIDER

I, \_\_\_\_\_ , under penalty of perjury do hereby affirm and depose that the following facts are [name of medical provider] true and correct to the best of my knowledge, information, and belief.

- 1. I am currently employed at \_\_\_\_\_ as a \_\_\_\_\_ in \_\_\_\_\_ , PA. [medical facility] [occupation]
- 2. I have examined \_\_\_\_\_ , a minor, the petitioner in the above-captioned case. [initials]
- 3. Petitioner desires to terminate her pregnancy and has consulted me for this purpose.

4. Based on our discussion and my examination I have concluded the following:
- a. Petitioner's last menstrual period was on \_\_\_\_\_; she is therefore \_\_\_\_\_ weeks pregnant.
  - b. In my best judgment the abortion is necessary in light of the physical, emotional, psychological, familial factors and the minor's age.
  - c. There are no apparent medical contraindications to the performance of the abortion.
  - d. Further comments of the medical provider if you so desire: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
 [Signature of Medical Provider]

EXHIBIT B

INFORMED CONSENT VERIFICATION

A. I, \_\_\_\_\_, am the referring physician/physician performing the abortion (indicate which) on \_\_\_\_\_ [name of physician] which abortion will be performed at \_\_\_\_\_. I have orally [initials of minor] [name of facility where procedure will be performed] informed \_\_\_\_\_, a \_\_\_\_\_-year-old who is approximately \_\_\_\_\_ weeks pregnant, of [initials of minor] the following:

- 1. The nature of the proposed abortion procedure, known as \_\_\_\_\_, as follows:  
 \_\_\_\_\_  
 \_\_\_\_\_
- 2. The risk(s) of the proposed abortion procedure is (are) as follows:  
 \_\_\_\_\_  
 \_\_\_\_\_
- 3. The alternatives to the present abortion procedure are as follows:  
 \_\_\_\_\_  
 \_\_\_\_\_
- 4. The probable gestational age of the unborn child, at the time the proposed abortion is to be performed is \_\_\_\_\_ weeks.
- 5. The medical risks associated with carrying the child to full term are the following:  
 \_\_\_\_\_  
 \_\_\_\_\_

I verify that the above statements are true and correct according to the best of my knowledge, information and belief and understand that false statements herein are subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.

Date \_\_\_\_\_ Time \_\_\_\_\_ [signature of physician]

B. I, the above-named physician or a qualified physician assistant, technician, or social worker to whom the above-named physician has assigned responsibility, have informed \_\_\_\_\_ of the following: [initials of minor]

- 1. The Department of Health of the Commonwealth of Pennsylvania publishes printed materials which describe the unborn child and lists agencies which offer alternatives to abortion and that she has a right to review such printed materials and that a copy will be provided to her free of charge if she chooses to review it.
- 2. Medical assistance benefits may be available for prenatal health care, childbirth and neonatal care and that more detailed information on the availability of such assistance is contained in the printed materials published by the Pennsylvania Department of Health.
- 3. The father of the unborn child is responsible to assist in the support of the unborn child if carried to full term and delivered even where he has offered to pay for an abortion. (This information may be omitted in rape cases.)
- C. The above-mentioned printed materials [were/were not] requested and [were/were not] provided.

I verify that the statements under B. & C. above are true and correct according to the best of my knowledge, information and belief and understand that false statements herein are subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.

Date \_\_\_\_\_ Time \_\_\_\_\_ [signature of physician or physician's designee]



THE COURTS

EXHIBIT C

CERTIFICATION OF RECEIPT OF INFORMATION REQUIRED BY SECTION 3205(A) OF THE ABORTION CONTROL ACT (18 Pa.C.S.A. SECTION 3205(A))

I, \_\_\_\_\_, am \_\_\_\_\_ years old and am approximately \_\_\_\_\_ weeks pregnant. I certify that on \_\_\_\_\_, [initials of minor] [date] \_\_\_\_\_ of \_\_\_\_\_ orally informed me of the proposed [name of informant and position] [name of facility/clinic] abortion procedure, known as \_\_\_\_\_.

I further certify that \_\_\_\_\_ also informed me of the nature, risks, consequences, and possible [informant] alternatives to the proposed abortion procedure and, additionally, the other required information under Section 3205(a), and I am satisfied that I have been provided enough information to enable me to decide whether or not to undergo the proposed abortion procedure.

I consent to the performance of an abortion upon me by \_\_\_\_\_. This consent is knowing and voluntary.

Date: \_\_\_\_\_ [initials of minor]

EXHIBIT D

GENERAL INFORMATION QUESTIONNAIRE

I, \_\_\_\_\_, certify that the information provided below is true and correct to the best of my knowledge, [initials] information and belief.

A. EDUCATION

- 1. Are you currently in school? YES \_\_\_ NO \_\_\_
(a) If not, what was the last grade you completed?
(b) Why did you leave school?
(c) Do you plan to return to school and, if so, when?
2. What grade are you in?
3. Do you plan to finish high school? YES \_\_\_ NO \_\_\_
4. Do you plan to go on to further school after graduation from high school? YES \_\_\_ NO \_\_\_
5. What profession or occupation do you plan to pursue after completing your education?

B. INTERESTS

- 6. Are you involved in extra-curricular activities at school? YES \_\_\_ NO \_\_\_
If yes, what are they?
7. Are you involved in community activities/civic groups (e.g. scouting, volunteer work, church groups)? YES \_\_\_ NO \_\_\_
If yes, what are they?
8. What are your hobbies, interests or forms of recreation?

C. EMPLOYMENT

- 9. Are you currently employed? YES \_\_\_ NO \_\_\_
(a) Full-time YES \_\_\_ NO \_\_\_
(b) Part-time YES \_\_\_ NO \_\_\_
How many and what hours do you work?
(c) Are you paid at least minimum wage? YES \_\_\_ NO \_\_\_
10. How long have you held this job?

11. What kind of work do you do? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

12. List and briefly describe other jobs you have held in the past 3 years? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

D. FAMILY

13. With whom do you live, and what is their relationship to you? \_\_\_\_\_  
\_\_\_\_\_

14. How many other people over 18 live in your home, and what is their relationship to you? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

15. Do you have any responsibilities at home? (e.g. household chores; care of younger children or disabled relatives)  
YES \_\_\_\_ NO \_\_\_\_  
If yes, list them. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

E. HEALTH

16. What is the general state of your health? \_\_\_\_\_  
\_\_\_\_\_

17. Do you have any chronic or recurrent health problems which might influence your decision to end your pregnancy?  
YES \_\_\_\_ NO \_\_\_\_  
If YES, please describe. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

F. DECISION TO SEEK ABORTION

18. Have you discussed your decision to abort your pregnancy with the biological father of the fetus? YES \_\_\_\_ NO \_\_\_\_  
(a) If YES, what was his reaction to your decision? \_\_\_\_\_  
\_\_\_\_\_  
(b) If NO, why have you not informed him of your choice? \_\_\_\_\_  
\_\_\_\_\_

19. If you have chosen not to seek your parent(s) consent to the proposed abortion, why have you so elected? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

20. Have you discussed your decision to abort your pregnancy with anyone else? YES \_\_\_\_ NO \_\_\_\_  
(a) If YES, with whom? (Provide age of person(s) and their relationship to you). \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(b) What advice/reaction did you receive from those persons? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- 21. Have you felt that anyone pressured you or forced you to choose abortion? YES \_\_\_\_ NO \_\_\_\_  
If YES, describe who you felt did so and the form of the pressure or force. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 22. Have you felt that anyone has pressured you or forced you to continue your pregnancy? YES \_\_\_\_ NO \_\_\_\_  
If YES, describe who you felt did so and the form of the pressure or force. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 23. In your own words, please describe why you have decided to seek an abortion? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 24. Please provide any information that you feel demonstrates your maturity and ability to give informed consent to an abortion. (You may attach written statements from other persons who feel that you are mature and able to give informed consent. Such attachments must indicate the writer's age, occupation, relationship to you, and the length of time she/he has known you). \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 25. Please indicate whether anyone has assisted you in completing this questionnaire and that person's relationship to you (e.g. friend, sibling, counselor, teacher, etc.) and how long you have known them. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

[Pa.B. Doc. No. 99-1431. Filed for public inspection August 27, 1999, 9:00 a.m.]

**CARBON COUNTY**

**Adoption of Local Rule of Civil Procedure L400.1  
Service of Process; No. 99-1590**

**Administrative Order No. 9-1999**

And Now, this 12th day of August, 1999, it is hereby  
Ordered and Decreed, effective thirty (30) days after  
publication in the *Pennsylvania Bulletin*, that the Carbon  
County Court of Common Pleas hereby *Adopts* Local Rule  
of Civil Procedure L400.1 governing service of original  
process.

The Carbon County District Court Administrator is  
Ordered and Directed to do the following:

- 1. File seven (7) certified copies of this Administrative Order with the Administrative Office of Pennsylvania Courts.
- 2. File two (2) certified copies and one (1) diskette with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

- 3. File one (1) certified copy with the Pennsylvania Civil Procedural Rules Committee.
- 4. Forward one (1) copy for publication in the Carbon County Law Journal.
- 5. Forward one (1) copy to the Carbon County Law Library.
- 6. Keep continuously available for public inspection copies of the Order and Rule in the Prothonotary's Office.

*By the Court*

JOHN P. LAVELLE,  
*President Judge*

**Rule L400.1. Service of Process.**

Except for domestic relations matters as provided in Pa.R.C.P. No. 1930.4, service of original process within the Commonwealth shall be served

- (a) by the Sheriff or a competent adult in the actions in equity, partition, prevent waste, and declaratory judgment when declaratory relief is the only relief sought, and
- (b) by the Sheriff in all other actions.

[Pa.B. Doc. No. 99-1432. Filed for public inspection August 27, 1999, 9:00 a.m.]

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**JUNIATA AND PERRY COUNTIES**  
**Local Rule No. 20a. Service of Process**

**Order**

*And Now*, August 10, 1999, it is hereby Ordered:

1. The following designated 41st Judicial District Rule of Civil Procedure is hereby adopted as a Rule of this Court, effective thirty (30) days after publication in the *Pennsylvania Bulletin*:

41st Judicial District (Juniata/Perry Counties) Local Rule 20a. SERVICE OF PROCESS BY SHERIFF EXCLUSIVELY.

2. The Court or Court Administrator shall:

A. File seven (7) certified copies of this Order with the Administrative Office of Pennsylvania Courts.

B. Distribute two (2) certified copies of this Order to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

C. File one (1) certified copy of this Order with the Pennsylvania Civil Procedural Rules Committee; and

D. File proof of compliance with this Order in the docket for these Rules, which shall include a copy of each transmittal letter.

*By the Court*

KEITH B. QUIGLEY,  
*President Judge*

**Local Rule 20a. SERVICE OF PROCESS BY SHERIFF EXCLUSIVELY**

Original process shall be served within the Commonwealth

(i) by the sheriff or a competent adult in the actions in equity, partition, prevent waste, and declaratory judgment when declaratory relief is the only relief sought, and

(ii) by the sheriff in all other actions.

[Pa.B. Doc. No. 99-1433. Filed for public inspection August 27, 1999, 9:00 a.m.]

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**SOMERSET COUNTY**

**Local Rule of Civil Procedure 400.1; No. 69 Miscellaneous 1999**

**Adopting Order**

*And Now*, this 10th day of August, 1999, it is hereby Ordered:

1. The following designated Somerset County Rule of Civil Procedure (Som. R.C.P.) is hereby adopted as a rule of this Court, effective thirty days after publication in the *Pennsylvania Bulletin*:

Som. R.C.P. 400.1. Person To Make Service.

2. The Somerset County Court Administrator is directed to:

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

B. Distribute two (2) certified copies of this Order to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

C. File one (1) certified copy of this Order with the Pennsylvania Civil Procedural Rules Committee.

D. File proof of compliance with this Order in the docket for these rules, which shall include a copy of each transmittal letter.

*By the Court*

EUGENE E. FIKE, II,  
*President Judge*

**Som. R.C.P. 400.1. Person To Make Service.**

With respect to all actions filed in Somerset County, Pennsylvania, original process shall be served within the Commonwealth:

(i) by the sheriff or a competent adult in the actions in equity, partition, prevent waste, and declaratory judgment when declaratory relief is the only relief sought, and

(ii) by the sheriff in all other actions.

*Note:* This Rule is promulgated pursuant to the provisions of Pa. R.C.P. 400.1, as adopted by Order of the Supreme Court of Pennsylvania of June 14, 1999, at No. 316 Civil Procedural Rules Docket No. 5.

[Pa.B. Doc. No. 99-1434. Filed for public inspection August 27, 1999, 9:00 a.m.]

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**UNION AND SNYDER COUNTIES**

**Amendment of Rule of Civil Procedure 5.1 of the Court of Common Pleas of the 17th Judicial District of Pennsylvania; No. 276-1999, Sur. No. 265-1999**

**Order**

*And Now* this 11th day of August, 1999, the court hereby amends Rule 5.1 of the Rules of Civil Procedure of the 17th Judicial District of Pennsylvania. This Amendment shall be effective thirty (30) days after the date of its publication in the *Pennsylvania Bulletin*.

The Court Administrator of the 17th Judicial District is directed to:

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

(2) Distribute two (2) certified copies of the amended Rule to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(3) File one (1) certified copy of the amended Rule with the Civil Procedural Rules Committee.

(4) File proof of compliance with this Order in the docket for these Rules, which shall include a copy of each transmittal letter.

The Amended Rule shall read as follows:

**Rule 5.1**

Except as provided in Pennsylvania Rule of Civil Procedure No. 1930.4, original process shall be served within the Commonwealth:

5.1.1 By the sheriff or a competent adult in the actions in equity, partition, prevent waste, and declaratory judgment when declaratory relief is the only relief sought.

5.1.2 By the sheriff in all other actions.

*By the Court*

HAROLD F. WOELFEL, Jr.,  
*President Judge*

[Pa.B. Doc. No. 99-1435. Filed for public inspection August 27, 1999, 9:00 a.m.]

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# RULES AND REGULATIONS

## Title 58—RECREATION

### FISH AND BOAT COMMISSION

[58 PA. CODE CH. 61]

#### Statewide Daily Creel Limit of Trout

The Fish and Boat Commission (Commission) by this order amends Chapter 61 (relating to seasons, sizes and creel limits). The Commission is publishing this amendment under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendment relates to fishing.

##### A. *Effective Date*

The amendment will go into effect on January 1, 2000.

##### B. *Contact Person*

For further information on the change, contact Laurie E. Shepler, Assistant Counsel, (717) 657-4546, P. O. Box 67000, Harrisburg, PA 17106-7000. This final rulemaking is available electronically through the Commission's Web site (<http://www.fish.state.pa.us>).

##### C. *Statutory Authority*

The amendment is published under the statutory authority of section 2102(b) of the code (relating to rules and regulations).

##### D. *Purpose and Background*

The amendment is designed to update, modify and improve Commission regulations related to fishing. The specific purpose is described in more detail under the summary of change.

##### E. *Summary of Change*

The Commission has adopted an amendment to reduce the Statewide daily creel limit of trout from eight to five during the regular season. The three trout per day creel limit during the extended season remains unchanged, and the change does not apply to the Conowingo Reservoir, the Delaware River or Lake Erie and its tributaries.

The adoption of the reduced trout creel limits will have no distinct resource impacts. This is principally a social and policy issue based on perception. From a fisheries management perspective, the reduced creel limit will have few, if any, positive or negative impacts. However, this change may affect public perceptions about the value of these fish and the appropriate number of fish to be taken each day.

##### F. *Paperwork*

The amendment will not increase paperwork and will create no new paperwork requirements.

##### G. *Fiscal Impact*

The amendment will have no adverse fiscal impact on the Commonwealth or its political subdivisions. The amendment will impose no new costs on the private sector or the general public.

##### H. *Public Involvement*

An advance notice of proposed rulemaking was published at 28 Pa.B. 5816 (November 21, 1998) in an effort to obtain public and angler input on the concept of reducing the regular season daily limit of trout from eight to five. The Commission received public comments by E-mail and by regular mail. Generally, the comments

received were in favor of the proposal. The Commission also conducted an online survey on its web site. About 300 individuals participated in this survey. Survey participants included individuals who submitted public comments. The majority of those responding to the survey favored reduction in the creel limit. This was not a scientific survey of public opinion, and it would not be accurate to characterize the participants' views as representative of a cross-section of trout anglers.

A notice of proposed rulemaking was published at 29 Pa.B. 1085 (February 27, 1999). Instead of the usual 30-day comment period, the notice of proposed rulemaking provided for a 60-day comment period. The Commission subsequently extended the comment period until May 31, 1999. During the formal comment period, the Commission received 563 comments by E-mail and regular mail. Of the 563 comments, 325 (or about 58%) supported the proposal, and 221 (or about 39%) opposed it. Two individuals suggested that the creel limit be reduced to 3; one suggested that it be reduced to 4; four suggested that it be reduced to 6; and one suggested that it be reduced to 7. Nine individuals presented miscellaneous comments.

In addition, the Commission held two public meetings/hearings on this issue—one in Harrisburg on May 4, 1999 (with four persons providing comments), and the other in Monroeville on May 6, 1999 (with seven persons providing comments).

Last, the Commission, through Responsive Management, conducted a telephone survey of 235 randomly selected, 1997 Pennsylvania fishing license holders who fished for trout in this Commonwealth in 1998: 62% of the anglers who were surveyed supported (moderately and strongly) a reduction in the creel limit; 27% of those surveyed opposed it. Copies of public comments, the online survey results, the transcripts from both public meetings/hearings and the results of the Responsive Management survey were provided to the Commissioners.

##### *Findings*

The Commission finds that:

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

(2) A public comment period was provided and all comments received were considered.

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

##### *Order*

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

(a) The regulations of the Commission, 58 Pa. Code Chapter 61, are amended by amending § 61.1 to read as set forth at 29 Pa.B. 1085.

(b) The Executive Director will submit this order and 29 Pa.B. 1085 to the Office of Attorney General for approval as to legality as required by law.

(c) The Executive Director shall certify this order and 29 Pa.B. 1085 and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall take effect January 1, 2000.

PETER A. COLANGELO,  
*Executive Director*

**Fiscal Note:** Fiscal Note 48A-95 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 99-1436. Filed for public inspection August 27, 1999, 9:00 a.m.]

**GAME COMMISSION**  
**[58 PA. CODE CH. 143]**  
**Sale of Surplus Antlerless Deer Licenses**

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) at its June 8, 1999, meeting, adopted the following changes:

Amend § 143.51 (relating to application and issuance of surplus tags) to allow for the sale of surplus antlerless deer licenses within the Southwest region.

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

*Amendment to § 143.51*

1. *Introduction*

To more effectively manage the wildlife resources of this Commonwealth, the Commission at its meeting held on January 12, 1999, proposed changing § 143.51 to allow the sale of surplus antlerless deer licenses in five regions of this Commonwealth in addition to counties in the Southwest region and to eliminate early issuance of these surplus licenses to muzzleloader hunters. At its April 9, 1999, meeting, the Commission failed to finally adopt the proposal to expand the sale of surplus antlerless deer licenses. At its June 8, 1999, meeting, the Commission adopted that part of its original proposal relating to eliminating language providing for the issuance of the surplus licenses to hunters with muzzleloader stamps prior to the issuance of the licenses to other hunters in counties in the Southwest region. This change was adopted under section 2722(g) of the code (relating to regulations).

2. *Purpose and Authority*

Sale of surplus antlerless deer licenses during the 1998-99 hunting license year was limited to counties in the Southwest administrative region and it had a significant impact on how close those counties came to antlerless goals. Efforts to expand the issuance of surplus antlerless deer licenses to the rest of this Commonwealth failed, however. Since the Commission has eliminated the requirement that muzzleloader hunters surrender their regular antlerless license application, there is no need to give hunters a 1 week advantage in obtaining surplus licenses. The adopted change will eliminate this advantage.

Section 2722(g) of the code directs the Commission to adopt regulations for the administration, control and performance of license issuance. The adopted change is made under that authority.

3. *Regulatory Requirements*

The adopted change merely puts muzzleloader hunters on a par with other hunters in obtaining surplus antlerless deer licenses.

4. *Persons Affected*

Muzzleloader hunters will not have an advantage in obtaining surplus antlerless deer licenses.

5. *Comment and Response Summary*

No written comments were received with regard to the adopted change.

6. *Cost and Paperwork Requirements*

The change will not result in any additional cost or paperwork.

7. *Effective Date*

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

8. *Contact Person*

For further information on the changes, contact Thomas R. Littwin, Acting Director, Bureau of Law Enforcement, (717) 783-6526, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

*Findings*

The Commission finds that:

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

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

*Order*

The Commission, acting under authorizing statute, orders that:

(a) The regulations of the Commission, 58 Pa. Code Chapter 143, are amended by the amending of § 143.51 to read as set forth in Annex A.

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

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

VERNON R. ROSS,  
*Executive Director*

*(Editor's Note:* Amendments to §§ 141.41, 141.43 and 143.84, included in the proposal at 29 Pa.B. 1398, were adopted at 29 Pa.B. 2458 (May 8, 1999).)

**Fiscal Note:** 48-109. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 58. RECREATION**

**PART III. GAME COMMISSION**

**CHAPTER 143. HUNTING AND FURTAKER  
LICENSES**

**Subchapter C. ANTLERLESS DEER LICENSES**

**§ 143.51. Application and issuance of surplus tags.**

(a) Except as provided in § 143.52 (relating to procedures for unlimited antlerless licenses), beginning on the fourth Monday in August, residents and nonresidents of this Commonwealth are eligible to receive a surplus tag

in one of the following counties: Armstrong, Beaver, Cambria, Fayette, Greene, Indiana, Somerset, Washington and Westmoreland.

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

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

(d) Remittance in the form of a negotiable check or money order for the total amount due as specified in the

act, payable to "County Treasurer," shall accompany the application.

(e) Surplus tags shall be validated by the addition of the county treasurer's signature or signature stamp, date of issue and the applicant's regular hunting license back tag number. The county treasurer shall write in ink the applicant's regular hunting license back tag number on the antlerless deer ear tag.

[Pa.B. Doc. No. 99-1437. Filed for public inspection August 27, 1999, 9:00 a.m.]

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# 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 17, 1999.

#### BANKING INSTITUTIONS

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-12-99	Orrstown Bank Orrstown Franklin County  Purchase of assests/assumption of liabilities of one branch office of Sovereign Bank, F.S.B., Wyomissing, Located at:  1730 Lincoln Way East Chambersburg Franklin County	Orrstown	Approved
8-16-99	Main Street Bank, Reading, and Main Street Bank of New Jersey, Lambertville, New Jersey Surviving Institution— Main Street, Reading	Reading	Approved

*Note:* The merger is being effected to facilitate the establishment of a New Jersey interstate branch office of Main Street Bank.

##### Interstate Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-9-99	U.S. Trust Company of Connecticut Greenwich Connecticut	100 W. Lancaster Ave. Wayne Delaware County Pennsylvania	Opened

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-9-99	Summit Bank Bethlehem Northampton County	473 York Road Warminster Bucks County	Opened
8-11-99	Patriot Bank Pottstown Montgomery County	500 Office Center Dr. Fort Washington Montgomery County	Filed
8-11-99	Patriot Bank Pottstown Montgomery County	65 E. Elizabeth Ave. Bethlehem Northampton County	Filed
8-11-99	Patriot Bank Pottstown Montgomery County	151 Good Drive Lancaster Lancaster County	Filed
8-11-99	Harris Savings Bank Harrisburg Dauphin County	310 E. Penn Drive Enola Cumberland County	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-16-99	First County Bank Doylestown Bucks County	100 N. Buckstown Dr. Suite 204/205 Langhorne Bucks County	Approved
8-16-99	Fulton Bank Lancaster Lancaster County	Meadowlands Executive Center 3413A Concord Road Springettsbury Twp. York County	Filed
8-16-99	First County Bank Doylestown Bucks County	Three Friends Lane Newtown Bucks County	Filed

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-16-99	Pittsburgh Home Savings Bank Pittsburgh Allegheny County	274 N. Craig Street Pittsburgh Allegheny County	Approved

**SAVINGS ASSOCIATIONS****Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
8-11-99	The Bridesburg Savings Association, Philadelphia, and Cornerstone-Feltonville Building and Loan Association, Glenside Surviving Institution— The Bridesburg Savings Association, Philadelphia, with a change in corporate title and location to Cornerstone Savings Association, Glenside	Philadelphia	Filed

**Voluntary Dissolutions**

<i>Date</i>	<i>Name of Association</i>	<i>Action</i>
8-11-99	Turtle Creek Savings and Loan Association Turtle Creek Allegheny County	Certificate of Election for Voluntary Dissolution filed. Effective as of the close of business August 11, 1999.

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

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
8-3-99	Mutual Credit Union, Philadelphia, and Philadelphia District Railway Postal Clerks Federal Credit Union, Philadelphia Surviving Institution— Philadelphia District Railway Postal Clerks Federal Credit Union, Philadelphia	Philadelphia	Filed
8-17-99	Educational Credit Union, Philadelphia, and The Freedom Federal Credit Union, Warminster Surviving Institution— Educational Credit Union, Philadelphia, with a change in corporate title to "Freedom Credit Union"	Philadelphia	Filed

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 99-1438. Filed for public inspection August 27, 1999, 9:00 a.m.]

# DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

## Communities of Opportunity Program Guidelines

The Department of Community and Economic Development is responsible for administering the Communities of Opportunity Program in accordance with the requirements of the Pennsylvania Housing and Redevelopment Assistance Law (Act 477 of 1955). The two major categories of funding assistance under this program are Community Development and Housing. New guidelines have been prepared by the Department and are available to the public. A copy of these guidelines can be obtained at the following locations:

Office of Community Development and Housing  
502 Forum Building  
Harrisburg, PA 17120  
(717) 787-5327

Southeast Regional Office  
908 State Office Building  
Broad and Spring Garden Streets  
Philadelphia, PA 19130  
(215) 560-2256

Northeast Regional Office  
201 Samters Building  
101 Penn Avenue  
Scranton, PA 18503  
(570) 963-4571

Central Regional Office  
576 Forum Building  
Harrisburg, PA 17120  
(717) 878-7347

Southwest Regional Office  
413 State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 565-5002

Northwest Regional Office  
212 Lovell Place  
Erie, PA 16503  
(814) 871-4241

SAMUEL A. MCCULLOUGH,  
*Secretary*

[Pa.B. Doc. No. 99-1439. Filed for public inspection August 27, 1999, 9:00 a.m.]

# DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Applications, Actions and Special Notices

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### APPLICATIONS

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

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 proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

**PA 0051420.** Industrial waste, **Petron Oil Corporation**, One Ward Street, Chester, PA 19016.

This application is for renewal of an NPDES permit to discharge stormwater from Petron Oil Corporation (Chester Terminal) in the City of Chester, **Delaware County**. This is an existing discharge to Delaware River (Zone 4).

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

The proposed effluent limits for Outfall 001 are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Recoverable Petroleum Hydrocarbons		monitor/report	

*Other Requirements:*

1. DMR to PADEP and DRBC
2. Ownership Transfer
3. Product Contaminated Stormwater Runoff
4. Monitoring and Reporting
5. PPC Plan Requirements
6. Other Wastewaters
7. Definitions
8. TMDL/WLA Analysis

The EPA waiver is in effect.

**PA 0046876.** Industrial waste, **Philadelphia Gas Works**, 800 West Montgomery Avenue, Philadelphia, PA 19122.

This application is for renewal of an NPDES permit to discharge cooling water from the facility in the City of Philadelphia, **Philadelphia County**. This is an existing discharge to the Schuylkill River.

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

The proposed effluent limits for Outfall MP101, based on an average flow of 0.0037 are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Effluent Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		
Influent Temperature	monitor		monitor

The proposed effluent limits for stormwater discharge from Outfall 001 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			monitor/report
COD			monitor/report
Oil and Grease			monitor/report
pH			monitor/report
Total Suspended Solids			monitor/report
Total Kjeldahl Nitrogen			monitor/report
Total Phosphorus			monitor/report
Fecal Coliform			monitor/report
Dissolved Iron			monitor/report

*Other Conditions:*

The EPA waiver is in effect.

*Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2553.*

**PA 0011134.** Industrial waste, SIC: 3674, **Lucent Technologies, Inc.**, 555 Union Boulevard, Allentown, PA 18103.

This proposed action is for renewal of an NPDES permit to discharge treated process wastewater, noncontact cooling water into Spring Run, a tributary to Lehigh River in the City of Allentown, **Lehigh County**.

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

*Outfall 001*

The proposed effluent limits based on a design flow of 4.07 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Dissolved Solids (TDS)	2,200	2,750	
Oil and Grease	15		30
Total Suspended Solids	30	60	
Temperature			110°F
pH		6.0—9.0 std. units at all times	

*Monitoring Point 101*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Toxic Organics (TTO)		1.37	
Total Fluoride	17.4	32.0	
pH		6.0—9.0 std. units at all times	

*Monitoring Point 201*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Cyanide	monitor and report		

*Outfall 002*

The proposed effluent limits based on a design flow of 1.11 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			110°F
pH		6.0—9.0 std. units at all times	

*Other Conditions:* Chemical additives requirements, total toxics organic conditions.

The EPA waiver is not in effect.

**PA 0063274, (Amendment No. 1).** Sewerage, **Brian Guinane**, R. R. 1, P. O. Box 1531, Hallstead, PA 18822.

This proposed action is for renewal and amendment of an NPDES permit to discharge treated sewage into Rhiney Creek in Liberty Township, **Susquehanna County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the New York-Pennsylvania State Border.

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

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	50.0
Total Suspended Solids	30.0	60.0
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 as a geometric mean 2,000/100 ml as a geometric mean	
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine	monitor and report	

The EPA waiver is in effect.

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

**PA 000892-A1.** Industrial waste, SIC: 3356, **Westinghouse Electric Company LLC**, 4350 Northern Pike, Pittsburgh, PA 15146.

This application is for amendment of an NPDES permit to discharge treated water from the groundwater remediation system in Derry Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, Conemaugh River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Saltsburg Water Authority, located at Saltsburg, 17 miles below the discharge point.

*Outfall 301:* new discharge, design flow of 0.028 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow	monitor and report				
Total Suspended Solids			30		60
Oil and Grease			15		30
Trichloroethene			0.072		0.144
Dissolved Iron					7.0
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

**PA 0028126.** Industrial waste, SIC: 4941, **Pennsylvania-American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033.

This application is for renewal of an NPDES permit to discharge treated process water and untreated stormwater from Hays Mine Station in Pittsburgh, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Becks Run, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is West View Municipal Authority, located at Ohio River Mile 4.9, 9.0 miles below the discharge point.

*Outfall 001:* existing discharge, design flow of 1.3 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Aluminum			4.0	8.0	
Iron			2.0	4.0	
Manganese			1.0	2.0	
Total Suspended Solids			30.0	60.0	
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

**PA 0030457.** Sewage, **Forbes Trail Mobile Home Park and Thorn Run Estates**, 100 Forbes Trail Drive, Export, PA 15632-9614.

This application is for renewal of an NPDES permit to discharge treated sewage from the Forbes Trail Mobile Home Park and Thorn Run Estates Sewage Treatment Plant in Salem Township, **Westmoreland County**.

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

*Outfall 001:* existing discharge, design flow of 0.031 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Phosphorus	2			4
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0096091.** Sewage, **Aleppo Township Authority**, P. O. Box 81, Sewickley, PA 15143-0081.

This application is for renewal of an NPDES permit to discharge treated sewage from the I-79 North Sewage Treatment Plant in Aleppo Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an Unnamed Tributary of Kilbuck Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Arco Chemical Company BV Plant.

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	3	4.5		6
(11-1 to 4-30)	9	13.5		18
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				
(1st month—36th month)	monitor and report			
(37th month—expiration)	0.4			0.9
Dissolved Oxygen	not less than 4 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0096938.** Sewage, **Paul M. Golobic**, R. D. 1, Box 640, Greensburg, PA 15601.

This application is for renewal of an NPDES permit to discharge treated sewage from Silver Dolphin Mobile Home Park STP in Hempfield Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as tributary of Little Sewickley Creek, which are classified as a trout stock 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 McKeesport Municipal Authority.

*Outfall 001:* existing discharge, design flow of .01065 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2.4			4.8
(11-1 to 4-30)	5.0			10.0
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				
(1st month—36th month)	monitor and report			
(37th month—expiration)	0.25			0.58
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA 0004898.** Industrial waste, SIC: 3089, **Loranger Manufacturing Corporation**, P. O. Box 948, Warren, PA 16365.

This application is for renewal of an NPDES permit, to discharge NCCW, boiler blowdown, compressor condensate, TowerClean backwash and ultrasonic wastewater to the Allegheny River in the City of Warren, **Warren County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Emlenton, approximately 96 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.000312 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
pH		6.0—9.0 at all times	

XX—monitor and report

The EPA waiver is in effect.

**PA 0004995.** Industrial waste, SIC: 3241, **Armstrong Cement and Supply Corporation.**

This application is for renewal of an NPDES permit, to discharge treated industrial waste to Rough Run in Winfield Township, **Butler County**. This is an existing discharge.

The receiving water is classified for the following uses: HW-TSF, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the New Kensington Municipal Water Company on the Allegheny River located at Kensington, approximately 25 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.023 mgd, are:

*Outfall No. 001*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
(MO) Flow (mgd)			
CBOD <sub>5</sub>	25		50
TSS	30		60
Fecal Coliform (5-1 to 9-30)	200/100 ml		
(10-1 to 4-30)	76,000/100 ml		
NH <sub>3</sub> -N (5-1 to 10-31)	8		16
(11-1 to 4-30)	24		48
Total Residual Chlorine*	1.4		3.3
pH		6.0—9.0 at all times	

The proposed discharge limits, based on a design flow of n/a mgd, are:

*Outfall No. 002/003*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>

These discharges shall consist of stormwater runoff only.

The proposed discharge limits, based on a design flow of 0.171 mgd, are:

*Outfall No. 004*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
(MO) Flow (mgd)	XX		
TSS	XX		
Iron (T)	XX		
Manganese (T)	XX		
Temperature (°F)			
January 1—31	63		
February 1—29	61.4		
March 1—31	XX		
April 1—30	XX		
May 1—31	XX		
June 1—15	XX		
June 16—30	82.6		
July 1—31	75.6		
August 1—31	XX		
September 1—30	XX		
October 1—15	84		
October 16—31	76.5		
November 1—15	73.6		
November 16—30	62.7		
December 1—31	57.7		
pH		6.0—9.0 at all times	

The proposed discharge limits, based on a design flow of n/a mgd, are:



*Outfall No. 005*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
pH			6.0—9.0 at all times

The proposed discharge limits, based on a design flow of 0.7582 mgd, are:

*Outfall No. 010*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
Fe (T)	XX		
Manganese	XX		
TSS	XX		
pH			6.0—9.0 at all times

The proposed discharge limits, based on a design flow of 0.317 mgd, are:

*Outfall No. 011*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
Fe (T)	XX		
Manganese	XX		
TSS	XX		
pH			6.0—9.0 at all times

The proposed discharge limits, based on a design flow of 0.317 mgd, are:

*Outfall No. 012*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
TSS	XX		
Iron (T)	XX		
Manganese (T)	XX		
pH			6.0—9.0 at all times

The EPA waiver is in effect.

**PA 0103446.** Industrial waste, SIC: 4953, **Superior Greentree Landfill, Inc.**, 635 Toby Road, Kersey, PA 15846.

This application is for renewal of an NPDES permit, to discharge from a municipal waste landfill, septage nonhazardous liquid waste, truck wash, shower room wastewater and stormwater to an unnamed tributary to Bear Run and Little Toby Creek in Fox Township, **Elk 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 Western PA Water Company on the Clarion River located approximately 40 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.05328 mgd, are:

*Outfall No. 001*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)			
CBOD <sub>5</sub>	100	200	250
Total Suspended Solids	100	200	250
NH <sub>3</sub> -N (5-1 to 10-31)	20	40	50
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml 22,400/100 ml		
Aluminum	0.275	0.55	0.69
Total Iron	3.5	7.0	8.8
Manganese	1.0	2.0	2.5
Cadmium	0.027	0.054	0.067

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Lead	0.18	0.36	0.45
pH		6.0—9.0 at all times	

The proposed discharge limits, based on a design flow of n/a mgd, are:

*Outfall No. 1, 2, 3, 7, 8, 11, P1, P2, P3, P4, P5, P6, P7, P8 and P10*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Chemical Oxygen Demand			
Oil and Grease			
pH			
Total Dissolved Solids (TDS)			
Total Organic Carbon (TOC)			
Total Barium			
Total Cadmium			
Total Chromium			
Total Lead			
Total Mercury			
Total Magnesium			
Dissolved Magnesium			
Total Selenium			
Total Silver			
Ammonia			
Total Arsenic			
Total Cyanide			
Nitrate plus Nitrite Nitrogen			
Dissolved Iron			

The EPA waiver is in effect.

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

**Applications under the Pennsylvania Clean Streams Law (Part II Permits)**

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

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number; identification of the plan or application to which the protest is addressed; and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest. Each commentator 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 Secretary to the Board at (717) 787-3483.

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

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

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

**WQM Permit No. 1599413.** Sewerage. **Birmingham Township**, 1040 West Street Road, West Chester, PA 19382-8012. Applicant requests the approval for the construction and operation of a dechlorination system to serve Birmingham Township wastewater treatment plant located in Birmingham Township, **Chester County**.

**WQM Permit No. 1599414.** Sewerage. **Elverson Borough Municipal Authority**, P. O. Box 266, Elverson, PA 19520-0266. Applicant requests the approval for the construction and operation to expand its wastewater treatment plant from 0.082 mgd to 0.125 mgd located in Elverson Borough, **Chester County**.

**WQM Permit No. 4699422.** Sewerage. **Upper Montgomery Joint Authority**, P. O. Box 6, Pennsburg, PA 18703. Applicant requests approval for the construction and operation of a new primary clarifier to serve Upper Montgomery Joint Authority wastewater treatment located in Pennsburg Borough, **Montgomery County**.

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

**A. 5899401. Monteforte Enterprises**, R. R. 2, Box 34A, New Milford, PA 18834. Application to construct and operate a sewage treatment plant, located in New Milford

Township, **Susquehanna County**. Application received in the Regional Office—July 15, 1999.

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

**A. 0299416.** Sewerage. **Deer Creek Drainage Basin Authority**, Box 148, Little Deer Creek Road, Russellton, PA 15076. Application for the construction and operation of the Deer Run Pump Station located in West Deer Township, **Allegheny County**.

**A. 6399406.** Sewerage. **Alan Axelson**, 2575 Boyce Plaza Road, Pittsburgh, PA 15241. Application for the construction and operation of a sewage treatment plant to serve the Mansion House at Old Concord Village located in Morris Township, **Washington County**.

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

**WQM Permit No. 6199402.** Sewerage. **Cranberry-Venango County General Authority, Seneca Acres Trailer Park**, P. O. Box 378, Seneca, PA 16319. This project is for the construction of a wastewater pump station, forcemain and gravity sewer to service the Seneca Acres Trailer Park on Meadow Road in Cranberry Township, **Venango County**.

**WQM Permit No. 4399420.** Sewerage, **Mark Simons, SRSTP**, 3047 Hadley Rd., Hadley, PA 16130. This project is for the construction of a single residence sewage treatment plant in Otter Creek Township, **Mercer County**.

**WQM Permit No. 2599414.** Sewerage, **Mary E. McBride, SRSTP**, 3217 Pacific Ave., Erie, PA 16506. This project is for the construction of a single residence sewage treatment plant in Harborcreek Township, **Erie County**.

## INDIVIDUAL PERMITS

### (PAS)

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#### NPDES Individual

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The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of 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 discharged.

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding 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 Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealable to the Environmental Hearing Board.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above the application.

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

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

**NPDES Permit PAS10-G375.** Stormwater. **Eastern Shore Natural Gas—1999 Expansion**, 417 Bank Lane, Dover, DE 19904, has applied to discharge stormwater from a construction activity located in Penn, New London and Londonderry Townships, **Chester County**, to Big Elk and White Clay Creeks.

**NPDES Permit PAS10-G376.** Stormwater. **The Vanguard Group**, P. O. Box 2600, Mail Stop A12, Valley Forge, PA 19482, has applied to discharge stormwater from a construction activity located in Tredeffrin Township, **Chester County**, to Valley Creek.

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

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

**NPDES Permit PAS10Q180.** Stormwater. **Kidspeace Corp.**, Richard Biolsi, 5300 Kidspeace Dr., Orefield, PA 18069-9101, has applied to discharge stormwater from a construction activity located in North Whitehall Township, **Lehigh County**, to an UNT to Jordan Creek.

**NPDES Permit PAS10Q181.** Stormwater. **Robyn Realty Company**, James Leuthe, 3906 Mountain View Dr., Danielsville, PA 18038, has applied to discharge stormwater from a construction activity located in Lowhill Township, **Lehigh County**, to an UNT to Jordan Creek.

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

**NPDES Permit PAS10S079.** Stormwater. **Hahn Sub-division**, Jeffrey D. Hahn, R. R. 4, Box 4292, Stroudsburg, PA 18360-9056, has applied to discharge stormwater from a construction activity located in Hamilton Township, **Monroe County**, to Cherry Creek.

**NPDES Permit PAS10S021-R.** Stormwater. **Blue Mountain Lake**, Blue Mtn. Lake Assoc., L. P., One Blue Mountain Lake, E. Stroudsburg, PA 18301, has applied to discharge stormwater from a construction activity located in Stroud Township, **Monroe County**, to Sambo Creek, Blue Mountain Lake, and an UNT to Brodhead Creek.

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

**NPDES Permit PAS10U118.** Stormwater. **Michael Wiczorek**, P. O. Box 307, Brodheads ville, PA 18322, has applied to discharge stormwater from a construction activity located in Moore Township, **Northampton County**, to Monocacy Creek.

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

*Soils and Waterways Section, 208 W. Third St., Suite 101, Williamsport, PA 17701, (570) 327-3574.*

**NPDES Permit PAS101206.** Stormwater. **Mid Cameron Municipal Authority**, 421 North Broad St., Emporium, PA 15834, has applied to discharge stormwater from a construction activity located in Emporium Borough and Shippen Township, **Cameron County** to West Creek.

## SAFE DRINKING WATER

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

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

**1399501.** Public water supply. **NIS Hollow Estates**, Brenda Oswald, 312 Lower NIS Hollow Drive, Lehighton, PA 18235. This proposal involves modification of an existing system to provide for wellhead improvements and raw water disinfection, along with installation of adequate chlorine contact volume and distribution system blowoffs. It is located in Mahoning Township, **Carbon County**. *Engineer:* Wayne E. Gross, RKR Hess Associates.

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

**A. 1499504.** The Department has received a permit application from the **Orviston Water Association**, P. O. Box 639, Orviston, PA 16864, Curtain Township, **Centre County**, for construction of two stream crossings as part of the renovation of the Orviston Water Association's existing system. The two streams are Hayes Run and Beech Creek. The project will also include permitting of a new water well and an above ground water storage tank.

**A. Minor Amendment.** The Department has received a permit application from **East Haines Township Water Company**, P. O. Box 91, Woodward, PA 16882-0091, Haines Township, **Centre County**, for construction of two 20,000 gallon finished water storage tanks.

**A. Minor Amendment.** The Department has received a permit application from **East Haines Township Water Company**, P. O. Box 91, Woodward, PA 16882-0091, Haines Township, **Centre County**, to add an electric operated chlorinator that is paced from a flowmeter.

**A. 263-W-011-T1.** The Department has received a transfer permit application from **Woodward Water Company** to East Haines Township Water Company, P. O. Box 91, Woodward, PA 16882-0091, Haines Township, **Centre County**.

**A. 5599501.** The Department has received a permit application from **Riverview Mobile Home Park**, P. O. Box 339, Camp Hill, PA 17001, Union Township, **Snyder**

**County** for modification of existing water system to comply with community water system standards.

**A. Minor Amendment.** The Department has received a permit application from the **Mahoning Township Municipal Authority**, 1101 Bloom Road, Danville, PA 17821. The permit is for modifications to Ridgeview Booster Pump Station, Route.

**A. Minor Amendment.** The Department has received a permit application from the **Mountain Top Area Water Association**, P. O. Box 223, Snow Shoe, PA 16874, Burnside and Snow Shoe Townships, **Centre County** for construction of a finished storage tank and 7,400 feet of water line.

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

**A. 2099501.** Public water supply. **Cambridge Springs Borough**, 26 Federal Street, Cambridge Springs, PA 16403. This proposal involves the construction of a new water filtration/treatment facility, raw water pump station, water storage clearwell and miscellaneous piping and appurtenances in Cambridge Springs, **Crawford County**.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**Under Act 2, 1995**

**Preamble 1**

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

Sections 302, 303, 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of

the site. For the sites identified as proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period the municipality may request that the person identified, as the remediator of 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 Environmental Cleanup Program Manager in 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:

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

**Connelly Paper Mill (Former)**, City of Philadelphia, **Philadelphia County**. Darryl D. Borrelli, Manko, Gold & Katcher LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with lead, heavy metals, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on July 29, 1999.

**Emission Control Dust Monofill**, South Coatesville Borough, **Chester County**. Douglas A. Yochum, General Manager, Financial Services & Property Management, Bethlehem Steel Corp., 1170 8th Ave., Bethlehem, PA 18016, has submitted a Notice of Intent to Remediate site soil contaminated with lead and heavy metals and groundwater contaminated with heavy metals. The applicant proposes to remediate the site to meet Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* the week of August 2, 1999.

**Sunoco Station 004-8751 (Former)**, Springfield Township, **Delaware County**. Michael Sarcinello, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 110, Exton, PA 19341, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX and petroleum hydrocarbons. The applicant proposes to remediate the site to meet site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *News of Delaware County* on August 4, 1999.

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

**Bridgeworks Industrial Site**, City of Allentown, **Lehigh County**. William K. Ahlert, Lawler, Matusky & Skelly Engineers LLP, The Sovereign Building, 609 Hamilton Mall, Allentown, PA 18101, has submitted a Notice of Intent to Remediate (on behalf of his client, Allentown Economic Development Corporation, 905 Har-

rison Street, Allentown, PA 18103) concerning the characterization of site soils and groundwater found to have been contaminated with petroleum hydrocarbons, polycyclic aromatic hydrocarbons, solvents, metals and BTEX (benzene, toluene, ethylbenzene and xylenes) compounds. The applicant proposes to remediate the site to meet the Special Industrial Area standard. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on July 27, 1999. A Baseline Environmental Report was also received on June 9, 1999.

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

**Sunny Farms Site**, North Codorus Township, **York County**. BL Tethys, 2407 Park Drive, 1st Floor, Harrisburg, PA 17110, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX and PAHs. The applicant proposes to remediate the site to meet the Statewide health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Daily Record* on June 7, 1999.

**Penn Mar Oil Company**, Chambersburg Borough, **Franklin County**. BL Tethys, 2407 Park Drive, 1st Floor, Harrisburg, PA 17110, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with BTEX and PAHs. The applicant proposes to remediate the site to meet a combination of the Statewide health standard and site-specific standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Public Opinion* on July 19, 1999.

**Progress Park Lot 7**, City of Lebanon, **Lebanon County**. Joanne and Barry McGee (t.d.b.a Joanne M. McGee Cleaning and Janitorial Service, Inc.), 119 Buck Run, Lebanon, PA 17042, have submitted a Notice of Intent to Remediate site soils and groundwater contaminated with lead, heavy metals, solvents, BTEX and PAHs. The applicant proposes to remediate the site as a special industrial area. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lebanon Daily News* on March 10, 1999.

**Fusion Coatings, Inc.**, Heidelberg Township, **Berks County**. Fusion Coatings, Inc., 932 West Penn Avenue, Robesonia, PA 19551, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the site-specific requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle Times* on July 23, 1999.

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

**Lieberth & Sons Dodge, Inc.**, Borough of Oakmont, **Allegheny County**. Lou Abrams, 200 Tech Road, Pittsburgh, PA 15205, Chrysler Realty Corporation, 800 Chrysler Drive East, CMS 482-00-51, Auburn Hills, MI 48326-2757 and Jeffrey S. Holmes, P.E., Earthtech, Inc., 103 Bradford Road, Suite 300, Wexford, PA 15090, have submitted a Notice of Intent to Remediate groundwater contaminated with BTEX, PHCs and PAHs. The applicants propose to remediate the site to meet the background standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on July 29, 1999.

**Sarah Street Properties**, Pittsburgh, **Allegheny County**. URA of Pittsburgh, 200 Ross Street, Pittsburgh, PA a.m. Rodriguez Associates, 200 Railroad Avenue, Carnegie, PA and Martin C. Knuth, P.G., Civil and Environmental Consultants, 333 Baldwin Road, Pittsburgh, PA 15205, have submitted a Notice of Intent to Remediate soil contaminated with heavy metals, solvents and BTEX. The applicants propose 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 *Pittsburgh Post Gazette* on July 30, 1999.

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

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

*Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**A. 101566. Hanover Area Transfer Station** (Borough of Hanover) (44 Frederick Street, Hanover, PA 17311). Application for permit renewal of a transfer station in Penn Township, **York County**. Application determined to be administratively complete in the Regional Office August 5, 1999.

## AIR QUALITY

### Notice of Plan Approval and Operating Permit Applications

#### Nonmajor Sources and Modifications

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

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. 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.

## OPERATING PERMITS

**Applications received and intent to issue Operating Permits 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, (570) 826-2531.*

**54-320-001A: GenCorp, Inc.** (P. O. Box 429, Auburn, PA 17922), for operation of a surface coating line and mix room in West Brunswick Township, **Schuylkill County**.

**54-310-019: Commonwealth Environmental Systems** (P. O. Box 249, Dunmore, PA 18512), for operation of a stone crushing plant in Foster Township, **Schuylkill County**.

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

**01-310-052: Carmeuse Pennsylvania, Inc.** (875 Oxford Road, Hanover, PA 17331), for operation of a silo and truck loadout controlled by a fabric filter in Oxford Township, **Adams County**.

**21-2026A: Carlisle Syntec Inc.** (P. O. Box 7000, Carlisle, PA 17013), for operation of a natural gas-fired IC engine/compressor set at their Ritner Highway plant in Carlisle Borough, **Cumberland County**.

**22-05003: Stroehmann Bakeries, LC** (3996 Paxton Street, Harrisburg, PA 17111), for operation of two baking ovens controlled by a catalytic incinerator in Swatara Township, **Dauphin County**.

**22-301-062: Humane Society of Harrisburg Area, Inc.** (7790 Grayson Road, Harrisburg, PA 17111), for operation of an animal crematorium at their East Shore facility in Swatara Township, **Dauphin County**.

**36-03071: Humane League of Lancaster County** (2195 Lincoln Highway East, Lancaster, PA 17602), for operation of two animal cremators in East Lampeter Township, **Lancaster County**.

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

**OP-41-0005A: Transcontinental Gas Pipe Line Corp.** (P. O. Box 1396, Houston, TX 77251), for operation of three natural gas-fired 2,050 horsepower reciprocating internal combustion engines (No. 1, 2 and 3) equipped with low emission combustion retrofit kits at Station 520 in Mifflin Township, **Lycoming County**.

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

**PA-10-047C: Mine Safety Appliances Co.** (1420 Mars Evans City Road, Evans City, PA 16033), for two bonding rooms in Forward Township, **Butler County**.

**PA-10-028E: Armstrong Cement & Supply Co.** (100 Clearfield Road, Cabot, PA 16023), for cement storage silos in West Winfield, **Butler County**.

**PA-10-300A: Magnetics Division, Spang & Co.** (796 East Butler Road, P. O. Box 751, Butler, PA 16003), for a metal coil surface coating line in East Butler Borough, **Butler County**.

**PA-20-194C: Lord Corp.** (601 South Street, P. O. Box 1050, Saegertown, PA 16433), for a latex plant expansion in Saegertown, **Crawford County**.

**20-318-009A: Andover Industries, BMPI** (R. D. 2, Dunham Road, Meadville, PA 16335), for surface coating operation at Booth No. 1 in Vernon Township, **Crawford County**.

**20-318-012A: Andover Industries, BMPI** (R. D. 2, Dunham Road, Meadville, PA 16335), for surface coating operation at Booths No. 4, 5, 6 and 7 in Vernon Township, **Crawford County**.

**PA-24-009A: Willamette Industries, Inc.** (100 Center Street, Johnsonburg, PA 15845), for an air density system in Johnsonburg Borough, **Elk County**.

**PA-25-095D: Lord Corp.** (1635 West 12th Street, P. O. Box 10039, Erie, PA 16514), for an HCL hand spray booth in Erie, **Erie County**.

**PA-25-095E: Lord Corp.** (1635 West 12th Street, P. O. Box 10039, Erie, PA 16514), for two adhesive spray machine booths and oven in Erie, **Erie County**.

**PA-37-234B: Praxair Surface Technologies** (3225 Honeybee Lane, New Castle, PA 16105), for a coating deposition cubicle in Wilmington Township, **Lawrence County**.

**37-303-013B: Lindy Paving Co.** (Route 168, Eastbrook Site, Box 2A, Northgate Industrial Park, New Castle, PA 16101), for a drum mix asphalt plant in Hickory Township, **Lawrence County**.

**62-312-014A: United Refining Co.** (Bradley and Dobson Streets, P. O. Box 780, Warren, PA 16365), for a gasoline loading rack in Warren, **Warren County**.

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

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

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

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the 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.

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

**07-05001: Appleton Papers Inc.** (Spring Mill, 100 Paper Mill Road, Roaring Spring, PA 16673-1488), in Roaring Spring Borough, **Blair County**. The facility is a kraft pulp and paper mill. The operation primarily emits nitrogen oxides (NO<sub>x</sub>), sulfur dioxides (as SO<sub>2</sub>) and volatile organic compounds (VOCs).

**36-05002: Armstrong World Industries, Inc.** (P. O. Box 3001, Lancaster, PA 17606), in Lancaster, **Lancaster County**. The facility manufactures vinyl flooring products and primarily emits volatile organic compounds (VOCs) and nitrogen oxides (NO<sub>x</sub>).

**36-05026: R. R. Donnelley & Sons Co.** (1375 Harrisburg Pike, Lancaster, PA 17601), in Lancaster City, **Lancaster County**. The facility is a publication printing operation that primarily emits volatile organic compounds (VOC) and nitrogen oxides (NO<sub>x</sub>).

**36-05089: Wabash Alloys, L.L.C.** (Hazel and Biddle Streets, Marietta, PA 17547), in Marietta Borough, **Lancaster County**. The facility is a secondary aluminum refiner. The operation primarily emits volatile organic compounds (VOCs), particulate matter (as PM<sub>10</sub>), nitrogen oxides (NO<sub>x</sub>) and sulfur dioxides (as SO<sub>2</sub>).

**67-05008: York International Corp.** (P. O. Box 1592, York, PA 17405-1592), in Spring Garden Township, **York County**. The facility manufactures refrigeration and heating equipment (SIC Code No. 3585). The operations primarily emit volatile organic compounds (VOCs) and hazardous air pollutants (HAPS).

#### 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, (570) 826-2531.*

**48-313-084: Elementis Pigments, Inc.** (1525 Wood Avenue, Easton, PA 18042), for construction of a finishing plant milling and material handling system in Easton, **Northampton County**.

**54-399-027: Goulds Pumps, Inc.** (500 East Centre Street, Ashland, PA 17921), for construction of an argon oxygen decarburization unit in Ashland Borough, **Schuylkill County**.

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

**36-05086B: DONSCO, Inc.** (P. O. Box 2001, Wrightsville, PA 17368), for installation of a cold-process coremaking machine at the Mount Joy foundry in Mount Joy, **Lancaster County**.

**36-05033A: Rutt Custom Cabinetry, LLC** (P. O. Box 129, Goodville, PA 17528), for installation of a cyclone/

baghouse to reduce particulate matter emissions from the woodworking operation in East Earl Township, **Lancaster County**.

**38-318-033B: Supreme Mid-Atlantic Corp.** (411 Jonestown Road, P. O. Box 779, Jonestown, PA 17038), for construction of a truck lift gate painting operation at Plant No. 1 in Union Township, **Lebanon County**.

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

**17-305-044: M. B. Energy, Inc.** (P. O. Box 1319, Indiana, PA 15701), for construction of a coal crushing and loading operation at Black Hills No. 2 Mine in Bell Township, **Clearfield County**. This operation is subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

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

**PA-33-153A: Leatherwood, Inc., Jefferson Landfill** (655 Church Street, Indiana, PA 15701), for construction and operation of a municipal waste landfill on Route 830 in Pinecreek Township, **Jefferson County**. The landfill is subject to New Source Performance Standards (NSPS), 40 CFR Part 60 Subpart WWW.

#### Notice of Intent to Approve

#### Plan Approval Application No. PA-32-055D

Under 25 Pa. Code § 127.44(a)(4), the Department of Environmental Protection (Department) intends to issue a Plan Approval to EME Homer City Generation for the installation of four 50' x 11' dia. ammonia storage tanks at the Homer City Power Plant, PA as described in its application received on July 21, 1999.

Based on the information provided by the applicant and on the Department's analysis of that information, these installations will result in ammonia emissions of approximately 5.79 tons per year.

Copies of the application, the Department's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

In order for the Department to assure compliance with all applicable standards, it proposes to place the following conditions on the Plan Approval:

#### *Special Conditions for Plan Approval PA-32-055D*

3. This Plan Approval is for the installation of an ammonia storage and transfer system at the EME Homer City Power Station located in Homer City, Indiana County.

4. EME shall keep a monthly log of all ammonia delivered to this facility. These records shall be kept onsite for a period of 2 years and be made available to the Department upon request.

5. A Risk Management Plan must be submitted to the Department prior to the use of the ammonia storage system as provided in 40 CFR 68.10.

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

a) The Department must receive written notice from the owner/operator of the completion of construction and the operator's intent to commence operation at least 5

working days prior to the completion of construction. The notice should state when construction will be completed and when the operator expects to commence operation.

b) Operation is authorized only to facilitate the start-up and shake-down of sources and air cleaning devices, to permit operations pending the issuance of an Operating Permit or to permit the evaluation of the sources for compliance with all applicable regulations and requirements.

c) This condition authorizes temporary operation of the sources for a period of 180 days from the date of commencement of operation, provided the Department receives notice from the owner/operator under subpart (a), above.

d) The owner/operator may request an extension if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of this period of temporary operation and shall provide a description of the compliance status of the source, a detailed schedule for establishing compliance, and the reason compliance has not been established.

e) The notice submitted by the owner/operator under subpart (a), above, prior to the expiration of this Plan Approval, shall modify the plan approval expiration date. The new plan approval expiration date shall be 180 days from the date of the written notice.

Persons wishing to provide the Department with additional information which they believe should be considered prior to the issuance of the Plan Approval may submit the information to the Department at the following address. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed Plan Approval (specify the Plan Approval number).
- Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in this newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines the notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Joseph Pezze, Regional Air Quality Program Manager, Department of Environmental Protection, Southwest Region—Field Operation, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

For additional information persons may contact the following individual at the same address: Thomas J. Joseph, Air Pollution Control Engineer III, Air Quality Control.

## 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.

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

*Coal Applications Received*

**03990105. Seven Sisters Mining Co., Inc.** (P. O. Box 300, 200 US Route 22, Delmont, PA 15626-0300). Applica-

tion received for commencement, operation and reclamation of a bituminous surface auger mine located in South Bend Township, **Armstrong County**, proposed to affect 206.2 acres. Receiving streams: unnamed tributary to Fagley Run to Fagley Run to Crooked Creek to Allegheny River. Application received: August 4, 1999.

**26880106R. Theodore R. Genovese II Coal Co.** (Box 360, Chalk Hill, PA 15421). Renewal application received for continued operation and reclamation of a bituminous surface auger mine located in Springhill Township, **Fayette County**, affecting 72.9 acres. Receiving streams: unnamed tributary to the Monongahela River and unnamed tributary to Georges Creek. Renewal application received: August 11, 1999.

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

**56980105. Permit Revision, Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650), to conduct auger mining activities on this bituminous strip mine in Lincoln Township, **Somerset County**, affecting 93.0 acres. Receiving stream UNTS to North Branch of Quemahoning Creek and UNTS to Horner Run. Application received August 9, 1999.

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

**54940102R. Gale Coal Company, Inc.** (1441 Oak Street, Pottsville, PA 17901), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 102.0 acres, receiving stream—none. Application received August 4, 1999.

**54840207R3. CLS Coal Company** (P. O. Box 81, Port Carbon, PA 17965), renewal of an existing coal refuse disposal operation in Reilly Township, **Schuylkill County** affecting 90.0 acres, receiving stream—West Branch Schuylkill River. Application received August 4, 1999.

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

**33940102. Mahoning Mining, Inc.** (P. O. Box 44, New Bethlehem, PA 16242). Renewal of an existing bituminous surface strip and auger operation in Knox Township, **Jefferson County** affecting 101.0 acres. Receiving streams: Two unnamed tributaries of Lick Run to Lick Run to Little Sandy Creek to Redbank Creek to the Allegheny River. Application for reclamation only. Application received August 2, 1999.

**33950106. Urey Coal Company** (222 Forest Ridge Road, Indiana, PA 15701). Revision to an existing bituminous strip operation to change the postmining land use from forestland and abandoned mine lands to unmanaged natural habitat in Perry Township, **Jefferson County**. Receiving streams: Unnamed tributary to Mahoning Creek, unnamed tributary to Sawmill Run, and unnamed tributary to Rose Run. Application received: August 2, 1999.

**33940108. Thomas J. Smith, Inc.** (R. D. 1, Box 260D, Shelocta, PA 15774). Renewal of an existing bituminous surface strip and auger operation in McCalmont Township, **Jefferson County** affecting 177.6 acres. Receiving streams: Unnamed tributaries of Camp Run to Camp Run to Sandy Lick Creek to Redbank Creek to the Allegheny River. Application for reclamation only. Application received August 4, 1999.

**16840103. C & K Coal Company** (P. O. Box 69, Clarion, PA 16214). Renewal of an existing bituminous surface strip and tippel refuse disposal operation in Perry

Township, **Clarion County**, affecting 3.5 acres. Receiving streams: Unnamed tributary to the Allegheny River and Dunlap Creek to the Allegheny River. Application received August 11, 1999.

**33733009. P & N Coal Company, Inc.** (P. O. Box 332, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip and auger operation in Gaskill Township, **Jefferson County**, affecting 336.2 acres. Receiving streams: Stoney Run; unnamed tributaries to Clover Run to East Branch Mahoning Creek. Application received August 11, 1999.

**33693008. P & N Coal Company, Inc.** (P. O. Box 332, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip and auger operation in Gaskill Township, **Jefferson County**, affecting 116.0 acres. Receiving streams: Unnamed tributaries to Lost Run and East Branch Lost Run to Clover Run. Application received August 12, 1999.

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

**37990302. Southdown, Inc.** (1200 Smith Street, Suite 2400, Houston, TX 77002). Commencement, operation and restoration of a limestone and incidental coal operation in Shenango and Wayne Townships, **Lawrence County**, affecting 803 acres. Receiving streams: Unnamed tributaries to the Beaver River, unnamed tributaries to Snake Run, Snake Run, and Beaver River. Application received August 4, 1999.

**300360-37990302-E-1. Southdown, Inc.** (1200 Smith Street, Suite 2400, Houston, TX 77002). Application for a stream encroachment to widen an existing equipment crossing located at the headwaters of an unnamed tributary No. 1 to the Beaver River in Shenango Township, **Lawrence County**. Receiving streams: Unnamed tributaries to the Beaver River and Beaver River. Application received August 4, 1999.

**300360-37990302-E-2. Southdown, Inc.** (1200 Smith Street, Suite 2400, Houston, TX 77002). Application for a stream encroachment to reconstruct a 750 foot segment of unnamed tributary No. 1 to Snake Run in Shenango and Wayne Townships, **Lawrence County**. Receiving streams: Unnamed tributaries to Snake Run, Snake Run, and Beaver River. Application received August 4, 1999.

**300360-37990302-E-3. Southdown, Inc.** (1200 Smith Street, Suite 2400, Houston, TX 77002). Application for a stream encroachment to mine through and reconstruct a 350 foot segment of the extreme headwaters of unnamed tributary No. 2A to Snake Run Shenango Township, **Lawrence County**. Receiving streams: Unnamed tributaries to Snake Run, Snake Run, and Beaver River. Application received August 4, 1999.

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

*Large Industrial Minerals Applications Received*

**31970301.** Permit Revision, **U. S. Silica Company** (R. D. 1, Box 1885, Mapleton Depot, PA 17052), for the addition of a haulroad from the south end of the quarry to connect the North Quarry with an existing haulroad further to the south; and for the addition of 16.7 acres to the permit for the haulroad extension, total permit acres goes from 290.3 to 307.0 acres in Brady Township, **Huntingdon County**, receiving stream Mill Creek, Saddler Run. Application received August 6, 1999.

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

### ENCROACHMENTS

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

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

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

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

**EA46-006SE.** Environmental Assessment. **Neil and June Dreslin**, P. O. Box 53, Limekiln, PA 19535. To construct, operate and maintain a nonjurisdictional dam across a small intermittent unnamed tributary to the Mingo Creek (WWF). The proposed dam will provide stormwater management for the Dreslin Subdivision. The project is situated approximately 2,000 feet northwest of the intersection of Township Line Road and Ridge Lane (Phoenixville, PA Quadrangle N: 16.80 inches; W: 00.80 inch) in Limerick Township, **Montgomery County**.

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

**E31-152.** Encroachment. **PA Department of Conservation & Natural Resources**, P. O. Box 8451, Harrisburg, PA 17105. To remove an existing bridge and to construct and maintain a single span timber beam bridge with timber deck across Detweiler Run (HQ-CWF) having a normal clear span of 25.10 feet and a minimum underclearance of 5.0 feet located on SR 1023 about 6.0 miles northeast of its intersection with SR 0026 at McAlevys Fort (McAlevys Fort, PA Quadrangle N: 12.8 inches; W: 1.2 inches) in Jackson Township, **Huntingdon County**.

**E31-153.** Encroachment. **PA Department of Conservation & Natural Resources**, P. O. Box 8451, Harrisburg, PA 17105. To remove an existing bridge and to

construct and maintain a single span timber beam bridge with timber deck having a clear normal span of 25.10 feet and a minimum underclearance of 5.17 feet across Standing Stone Creek and to place fill in 0.08 acre of associated wetlands located on Seeger Road about 500 feet east of its intersection with SR 1023 (McAleveys Fort, PA Quadrangle N: 12.7 inches; W: 1.1 inches) in Jackson Township, **Huntingdon County**.

**E31-154.** Encroachment. **PA Department of Transportation**, Engineering District 9-0, 1620 N. Juniata Street, Hollidaysburg, PA 16648. To remove an existing structure and to construct and maintain a single span prestressed concrete spread box beam bridge having a normal clear span of 31.15 feet and an underclearance of 6.48 feet over an unnamed tributary to Sideling Hill Creek (HQ-CWF) located on SR 0655, Segment 0020, Offset 1607 (Saltillo, PA Quadrangle N: 2.2 inches; W: 6.0 inches) in Clay Township, **Huntingdon County**.

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

**E17-335.** Encroachment. **Eagle Environmental II, LP**, 11 New Street, Englewood Cliffs, NJ 07632. To construct, operate and maintain a residual waste landfill and its appurtenant structures in the Pine Run Watershed (Cold Water Fishery); and to construct, operate and maintain a treated leachate outfall structure in Chest Creek (Cold Water Fishery) for the operation of the Royal Residual Waste Landfill. The construction of the landfill and its appurtenant structures shall be limited to three treated stormwater outfall structures and a maximum wetland impact of 0.17 acre. The leachate outfall structure shall be constructed with a submerged 8-inch diameter high density polyethylene pipe in the channel of Chest Creek. The project impacts 0.17 acre of wetlands and 40 feet of waterway. The project is located along the eastern right-of-way of S. R. 0036 approximately 1.7 miles east of T-412 and T-409 intersection (Westover, PA Quadrangle N: 1.19 inches; W: 2.30 inches) in Chest Township, **Clearfield County**. The permittee shall mitigate the 0.17 acre of permanently impacted wetland with 0.17 acre of onsite replacement wetland.

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

**E03-381.** Encroachment. **Pennsylvania Department of Transportation**, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701. To construct and maintain the following structures and activities that are part of a new 4.0 kilometer-long, limited access highway known as the Kittanning Bypass (S. R. 6028, Section 015).

- A prestressed concrete I-beam bridge having four spans of 42.6 meters, 45.0 meters, 45.0 meters and 42.6 meters and an underclearance of 28.0 meters over an unnamed tributary to Garretts Run (WWF) Station 1+150 to 1+330, Latitude 40°47'34", Longitude 79°30'00".

- A reinforced concrete pipe having an inlet diameter of 1,520 mm for a distance of 281.0 meters and an outlet diameter of 1,830 mm for a distance of 156.0 meters in an unnamed tributary to Garretts Run (WWF). Station 2+245 to 2+266. Begin Latitude 40°48'08" Longitude 79°29'21"; End Latitude 40°48'00" Longitude 79°29'37".

- A reinforced concrete pipe, its invert depressed 0.3 meter, having a diameter of 1,680 mm for distance of 130 meters in an unnamed tributary to Cowanshannock Creek (WWF). Station 3+909 to 3+956, Begin Latitude 40°48'49" Longitude 79°29'29"; end Latitude 40°48'50" Longitude 79°29'25".

- A temporary stream crossing consisting of two 610 mm pipes in an unnamed tributary to Garretts Run (WWF). Latitude 40°47'40" Longitude 79°29'56".

- A 610 mm diameter outfall in an unnamed tributary to Garretts Run (WWF) Station 1+281.250.

- A 1,070 mm diameter outfall in Cowanshannock Creek (TSF) Station 4+629.045.

To place and maintain fill within 1.7 acres of palustrine emergent wetlands, 1.5 acres of palustrine scrub/shrub wetlands and 2.0 acres of palustrine forested wetlands. This project is located at the northern terminus of the Allegheny Valley Expressway (S. R. 0028) and extends to its interchanges with S. R. 0422 and S. R. 0085. Begin: Kittanning, PA Quadrangle N: 7.8 inches; W: 0.4 inch, End: Mosgrove, PA Quadrangle N: 12.3 inches; W: 16.0 inches in Cowanshannock, Manor and Rayburn Townships, **Armstrong County**. To compensate for wetland impacts, the applicant proposes creation of 6.6 acres of wetlands and enhancement of 2.2 acres of wetland in the Cowanshannock watershed.

**E63-474.** Encroachment. **Waterford Villas Partners**, 382 West Chestnut Place, Washington, PA 15301. To regrade, relocate and maintain an unnamed tributary to Chartiers Creek (WWF) for the purpose of constructing the Waterford Villas housing development located just northeast from the intersection of Hahn Road (T-748) and West McMurray Road (S. R. 1002) (Canonsburg, PA Quadrangle N: 4.7 inches; W: 2.4 inches) in North Strabane Township, **Washington County**.

**E65-733.** Encroachment. **Pennsylvania Department of Conservation and Natural Resources**, Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the existing superstructure and to construct and maintain a new superstructure of a bridge having a clear span of 8 feet and an underclearance of 6.75 feet across Rock Run located on Linn Run Road at a point in Linn Run State Park approximately 2.75 miles south of the intersection of S. R. 381 and S. R. 2043 (Ligonier, PA Quadrangle N: 6.1 inches; W: 15.0 inches) in Cook Township, **Westmoreland County**.

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

**E10-306.** Encroachment. **Louis Birckbichler**, 1355 Chicora Road, Chicora, PA 16025. To construct and maintain a 60-foot-long, 9-foot-diameter culvert in Buffalo Creek for a private driveway approximately 160 feet north of SR 0068, 1 mile west of Chicora behind the existing Servicestar Hardware Store (East Butler, PA Quadrangle N: 13.0 inches; W: 0.8 inch) in Donegal Township, **Butler County**. This application includes a de minimis wetland impact (0.043 acre) associated with roadway fill.

**E25-593.** Encroachment. **PA Department of Transportation 1-0**, 1140 Liberty St., Franklin, PA 16323. To remove the two existing north-bound and south-bound lanes of I-79 and to construct and maintain two single spanned prestressed concrete composite I-beam bridges with the north-bound I-79 bridge having a span of 90.5 feet and a minimum underclearance of 14 feet, and the south-bound I-79 bridge having a span of 90.5 feet and a minimum underclearance of 12.25 feet across Walnut Creek (CWF, MF, trout stocked). The projects are located on I-79 (north-bound and south-bound lanes) approximately 2,200 feet northwest of the I-79 Kearsarge Interchange (intersection of I-79 and SR 4012) Erie South, PA

Quadrangle N: 13.2 inches; W: 14.5 inches) located in Millcreek Township, **Erie County**.

**E61-226.** Encroachment. **Cranberry Township**, P. O. Box 378, Seneca, PA 16346. To remove the existing structure and to construct and maintain a steel I-beam bridge having a single clear span of 30 feet and an underclearance of 8 feet 11 inches on Aires Road across Lower Two Mile Run (CWF, Trout Stocked). The project is located on Aires Road across Lower Two Mile Run approximately 500 feet south of the intersection of Deep Hollow Road (SR 3025) and Aires Road (Franklin, PA Quadrangle N: 0.4 inch; W: 1.3 inches) located in Cranberry Township, **Venango County**.

#### ENVIRONMENTAL ASSESSMENT

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

*Northcentral Regional Office: Soils and Waterways Section, 208 W. Third St., Suite 101, Williamsport, PA 17701, (570) 327-3574.*

**EA08-001NC.** Environmental Assessment. **U. S. Fish & Wildlife Service**, 315 South Allen Street, Suite 322, State College, PA 16801-4850. Stream restoration. The project proposes to stabilize 500 feet of Sugar Creek for the purpose of streambank stabilization, fish habitat, grade control and sediment transport. The project contains two sites all on the Troy, PA Quadrangle, **Bradford County**: Site 1)—Located approximately 1,000 feet downstream of the T 550 bridge crossing Sugar Creek (N: 6.9 inches; W: 4.3 inches), in Troy Borough; Site 2)—Located approximately 2,400 feet downstream of the T 550 bridge crossing Sugar Creek (N: 7.1 inches; W: 3.6 inches), in Troy Township; (Baltimore District, U. S. Army Corps of Engineers). Approval of an Environmental Assessment is requested in conjunction with 25 Pa. Code § 105.12(a)(16), Dam Safety and Waterway Management, regarding restoration activities.

**EA08-002NC.** Environmental Assessment. **U. S. Fish & Wildlife Service**, 315 South Allen Street, Suite 322, State College, PA 16801-4850. Stream restoration. The project proposes to stabilize 1,300 feet of Bentley Creek for the purpose of streambank stabilization, fish habitat, grade control and sediment transport. The project is located approximately 0.75 mile upstream of the SR 4027 bridge crossing Bentley Creek, near the town of Bentley Creek (Bentley Creek, PA Quadrangle N: 10.9 inches; W: 11.1 inches), in Ridgebury Township, **Bradford County** (Baltimore District, U. S. Army Corps of Engineers). Approval of an Environmental Assessment is requested in conjunction with 25 Pa. Code § 105.12(a)(16), Dam Safety and Waterway Management, regarding restoration activities.

**EA08-003NC.** Environmental Assessment. **U. S. Fish & Wildlife Service**, 315 South Allen Street, Suite 322, State College, PA 16801-4850. Stream restoration. The project proposes to stabilize 1,900 feet of Towanda Creek and 300 feet of Mill Creek, for the purpose of streambank stabilization, fish habitat, grade control and sediment transport. The project contains four sites all on the Canton, PA Quadrangle, **Bradford County**: Site 1)—Located approximately 0.45 mile upstream of the SR 3008 bridge crossing Towanda Creek (N: 3.2 inches; W: 16.0 inches), in Canton Township; Site 2)—Located at the SR 0414 bridge crossing Mill Creek (N: 6.5 inches; W: 11.4 inches), in Canton Township; Site 3)—Located approxi-

mately 0.37 mile upstream of the SR 0154 bridge crossing Towanda Creek (N: 4.5 inches; W: 13.9 inches), in Canton Borough; Site 4)—Located at the SR 0154 bridge crossing Towanda Creek (N: 4.8 inches; W: 13.6 inches), in Canton Borough (Baltimore District, U. S. Army Corps of Engineers). Approval of an Environmental Assessment is requested in conjunction with 25 Pa. Code § 105.12(a)(16), Dam Safety and Waterway Management, regarding restoration activities.

**EA18-001NC.** Environmental Assessment. **Clinton County Commissioners**, Dan Vilello, Chairperson, Clinton County Courthouse, Lock Haven, PA 17745. To remove a three span concrete encased I-beam bridge with stone masonry piers and abutments. The demolition is necessary due to deterioration and will consist of removal of the superstructure and piers down to the streambed. The project is located on Township Road 551 over Young Womans Creek (HQ-CWF) approximately 0.2 mile from the intersection with SR 0120 (Renovo East, PA Quadrangle N: 18 inches; W: 10.1 inches) in Chapman Township, **Clinton County** (Baltimore District, U. S. Army Corps of Engineers). Approval of an Environmental Assessment is requested in conjunction with 25 Pa. Code § 105.12(a)(11), Dam Safety and Waterway Management, regarding restoration activities.

#### WATER ALLOCATIONS

#### Application received for a Water Allocation 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. WA14-883.** The Department has received a water allocation permit application from **East Haines Township Water Company**, P. O. Box 91, Woodward, PA 16882-0091, Haines Township, **Centre County**, for water allocation succession of water rights of WA 14-883A from Woodward Water Company to East Haines Township Water Company.

#### ACTIONS

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

#### [National Pollution Discharge Elimination System Program (NPDES)]

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

#### (Part I Permits)

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylva-

nia Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**WQM Permit No. 2399405.** Sewage. **Newtown Township**, 209 Bishop Hollow Road, Newtown Square, PA 19073. Approval for the construction and operation of a collection line, force main and pump station to serve The Carl Lindborg Subdivision located in Newtown Township, **Delaware County**.

**NPDES Permit No. PA0012599.** Industrial waste. **Simpson Paper Company**, 1301 Fifth Avenue, Suite 1200, Seattle, WA 98101-2613, is authorized to discharge from a facility located at Closed Sludge Impoundment at Miquon, River and Manor Roads, Miquon, PA 19452, Whitmarsh Township, **Montgomery County** to the receiving waters named Schuylkill River.

**NPDES Permit No. PA0027154.** Sewage. **Borough of Phoenixville**, 140 Church Street, Phoenixville, PA 19460, is authorized to discharge from a facility located at Borough of Phoenixville Wastewater Treatment Plant located in the Borough of Phoenixville, **Chester County** to the receiving waters named Schuylkill River.

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

**NPDES Permit No. PA-0070131.** Sewerage. **Swatara Management Group, Inc.**, P. O. Box 326, Pine Grove, PA 17963, is authorized to discharge from a facility located in Pine Grove Township, **Schuylkill County**, to unnamed tributary to Swatara Creek.

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

**Permit No. PA 0086703, Amendment No. 1.** Industrial waste. **NGK Metals Corporation**, P. O. Box 13367, Reading, PA 19612, is authorized to discharge from a facility located in Muhlenberg Township, **Berks County** to the receiving waters named Laurel Run.

**Permit No. PA 0009229, Amendment 2.** Industrial waste. **Norfolk Southern Railway Company (Enola Yard)**, 110 Franklin Road, SE., Roanoke, VA 24042-0013, is authorized to discharge from a facility located in East Pennsboro Township, **Cumberland County** to the receiving waters named Susquehanna River.

**Permit No. PA 0053023.** Industrial waste. **Stephen P. Gass**, 159 Fort Henry Road, Bethel, PA 19507, is authorized to discharge from a facility located in Bethel Township, **Berks County** to the receiving waters named Crosskill Creek.

**Permit No. PA 0083747.** Sewage and Industrial waste. **Weaver, Inc.**, 1231 Mount Wilson Road, Lebanon,

PA 17042, is authorized to discharge from a facility located in South Annville Township, **Lebanon County** to the receiving waters named Gingrich Run.

**Permit No. PA 0010367, Amendment No. 1.** Industrial waste. **Norfolk Southern Railway Company (Hollidaysburg Car Shop)**, 110 Franklin Road, SE, Roanoke, VA 24042-0013, is authorized to discharge from a facility located in Hollidaysburg Borough, **Blair County** to the receiving waters named Beaverdam Branch.

**Permit No. 0698201(99-1).** Industrial waste. **MGK Metals Corporation**, P. O. Box 13367, Reading, PA 19612. This permit approves the construction of industrial waste treatment facilities in Muhlenberg Township, **Berks County**.

**Permit No. 2199405.** Sewage. **Carlisle Suburban Authority**, 240 Clearwater Road, Carlisle, PA 17013. This permit approves the construction of a pump station in North Middleton Township, **Cumberland County**.

**Permit No. 4474404-T1, Amendment No. 99-1.** Sewage. **West Wayne Sewer Authority**, 72 Lucy Furnace Road, Mount Union, PA 17066. This permit approves the modifications to the construction of sewers and appurtenances and pump stations in Wayne Township, **Mifflin County**.

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

**NPDES Permit No. 0110990.** Industrial waste. **Central City Water Authority**, 241 Sunshine Avenue, Central City, PA 15926, is authorized to discharge from a facility located at Central City Water Treatment Plant, Shade Township, **Somerset County** to receiving waters named Dark Shade Creek.

**NPDES Permit No. PA0024686.** Sewage, **Mid Mon Valley Water Pollution Control Authority**, Box 197, Allenport, PA 15412, is authorized to discharge from a facility located at Mid Mon Valley Water Pollution Control Plant, Allenport Borough, **Washington County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0025798.** Sewage, **Centerville Borough Sanitary Authority**, P. O. Box 332, Richeyville, PA 15358, is authorized to discharge from a facility located at Richeyville Sewage Treatment Plant, Centerville Borough, **Washington County** to receiving waters named Pike Run.

**NPDES Permit No. PA0216445.** Sewage, **Helicopter Aviation Services Corporation**, P. O. Box 1117, Mt. Pleasant, PA 15666, is authorized to discharge from a facility located at Helicopter Aviation Services Corporation Sewage Treatment Plant, Bullskin Township, **Fayette County** to receiving waters named Unnamed tributary of Jacobs Creek.

**NPDES Permit No. PA0216577.** Sewage, **Theodore Semak**, 5 Merriman Road, Ambridge, PA 15042, is authorized to discharge from a facility located at Semak Mobile Home Park Sewage Treatment Plant, Economy Borough, **Beaver County** to receiving waters named Big Sewickley Creek.

**NPDES Permit No. PA0216631.** Sewage, **Regis Kraisinger**, 139 Quarry Street, Mount Pleasant, PA 15664, is authorized to discharge from a facility located at Kraisinger Reception Hall Sewage Treatment Plant, East Huntingdon Township, **Westmoreland County** to receiving waters named Tributary of Sherrick Run.

**Permit No. 0299408.** Sewerage, **McCandless Township Sanitary Authority**, 9600 Perry Highway, Pittsburgh, PA 15237-5597. Construction of pressure sewer system and appurtenances located in McCandless Township, **Allegheny County** to serve Old Babcock Boulevard Pressure Sewer System.

**Permit No. 566S053-A1.** Sewerage, **Cresson Borough Municipal Authority**, 631 Second Street, Cresson, PA 16630. Construction of aerobic digester located in Cresson Township, **Cambria County** to serve Cresson Sewage Treatment Plant.

**Permit No. 6594409-T1-A1.** Sewerage, **Westinghouse Electric Company LLC**, 4350 Northern Pike, Pittsburgh, PA 15146. Construction of sewage treatment plant located in Derry Township, **Westmoreland County** to serve Westinghouse Electric Corporation Speciality Metals Plant Sewage Treatment Plant.

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

**NPDES Permit No. PA0104043.** Sewerage, **Grandview Acres Mobile Home Park**, 3104 Hadley Road, Hadley, PA 16130, is authorized to discharge from a facility located in Perry Township, **Mercer County** to an unnamed tributary to Little Shenango River.

**NPDES Permit No. PA0023167.** Sewerage, **Kane Borough, Pine Street Wastewater Treatment Plant**, P. O. Box 79, Kane, PA 16735, is authorized to discharge from a facility located in Kane Borough, **McKean County** to West Run.

**WQM Permit No. 2599413.** Sewerage, **Idyll Whyte Village Mobile Home Park**, 700 Skyline Drive, McKean, PA 16426. This project is for plans to add an additional treatment unit to the existing treatment system in McKean Township, **Erie County**.

**WQM Permit No. 2099408.** Sewerage, **James A. Schultz**, R. D. 1, Bertram Drive, Saegertown, PA 16433. This project is for a small flow treatment facility located in Hayfield Township, **Crawford County**.

**WQM Permit No. 4399415.** Sewerage, **Werner Company—Greenville Division**, 93 Werner Road, Greenville, PA 16125-9499. This project is for proposed plans for enhanced sewage treatment in Sugar Grove Township, **Mercer County**.

**WQM Permit No. 2599404—Amendment No 1.** Sewerage, **Earl J. Koon SRSTP**, P. O. Box 458, Edinboro, PA 16412-0458. Construction of Earl J. Koon SRSTP located in Washington Township, **Erie County**.

**WQM Permit No. 6299410.** Sewerage, **Rodger B. Taraska SRSTP**, 869 Yankee Bush Rd., Warren, PA 16365. Construction of Rodger B. Taraska SRSTP located in Conewango Township, **Warren County**.

**WQM Permit No. 6299411.** Sewerage, **Christal L. Green SRSTP**, R. R. 1, Box 178-D, Sugar Grove, PA 16350. Construction of Christal L. Green SRSTP located in Sugar Grove Township, **Warren County**.

**INDIVIDUAL PERMITS**

**(PAS)**

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10U091	Walgreen Eastern Co. 200 Wilmot Rd. Deerfield, IL 60015	Northampton County Hanover Township	Monocacy Creek

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

**PAS-10-M104.** Individual NPDES, **Greencastle Market Place Associates, L. P.**, 1398 Logan Circle, Marietta, GA 30062. To implement an erosion and sedimentation control plan for the construction of a commercial establishment called Greencastle Market Place on 10.15 acres in Greencastle Borough, **Franklin County**. The project is located on the west side of US 11 about 400 feet north of its intersection with Walter Avenue (Greencastle, PA Quadrangle N: 9.0 inches; W: 14.2 inches). Drainage will be to an UNT to Muddy Run (HQ).

**INDIVIDUAL PERMITS**

**(PAR)**

**Approvals to Use NPDES and Other General Permits.**

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

The approval of coverage 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 has reviewed the First Land Application of Sewage Sludge for the following sites and determined that the sites are suitable for land application of sewage sludge.

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

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

The Department of Environmental Protection has acted on the following requests for coverage under the specified General Permit as follows:

*List of*

*General Permit Type*

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater From Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated 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—PAG-2*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Upper Dublin Township Montgomery County	PAR10-T543	PA Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106	Tributary to Sandy Run	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Concord Township Delaware County	PAR10-J156	Dickinson Development Co. P. O. Box 100 Chadds Ford, PA 19317	West Branch Chester Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Marple Township Delaware County	PAR10-J165	Mackey & Murphy 13 St. Albans Circle Newtown Square, PA 19073	Unnamed tributary to Crum Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Radnor Township Delaware County	PAR10-J157	Colony Hill 347 Conestoga Road Wayne, PA 19087	Darby Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Concord Township Delaware County	PAR10-J158	Grist Mill Estates 5169 West Woodmill Drive Wilmington, DE 19808	Chester Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Centre County College Township	PAR10F095	Bathgate Detention Pond Pa. State University Office of Physical Plant University Park, PA 16801	Slab Cabin Run	Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Centre County Ferguson Township	PAR10F096	Lube Mart Uni Marts, Inc. 477 E. Beaver Ave. State College, PA 16801	Unt. Slab Cabin Run	Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817

## NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Mercer County Findley, Pine and Wolf Creek Townships	PAR104344	PA Dept. of Transportation P. O. Box 711 Liberty Street Franklin, PA 16323	Black Run and Wolf Creek	Mercer Conservation District RD 2, Box 2055 747 Greenville Road Mercer, PA 16137 (724) 662-2242
Allegheny County Marshall Township	PAR10A275	Gededco 8611 Northwest 80th Street Lex Jardins at Woodmont Tamarac, FL 33321	Big Sewickley Creek	Allegheny County CD (412) 241-7645
Allegheny County South Fayette Township	PAR10A348	South Fayette Township 515 Millers Run Road Morgan, PA 15064	Chartiers Creek	Allegheny County CD (412) 241-7645
Allegheny County North Fayette Township	PAR10A349	Ed Napoleone 1000 Montour West Boulevard Coraopolis, PA 15108	Robinson Run	Allegheny County CD (412) 241-7645
Allegheny County South Park Township	PAR10A350	Quality Rentals 2440 Brownsville Road Pittsburgh, PA 15210	Lick Run	Allegheny County CD (412) 241-7645
Allegheny County Crescent Township	PAR10A353	Parkwood Development Co. LLC 2500 Brooktree Road Suite 100 Wexford, PA 15089	Flaugherty Run	Allegheny County CD (412) 241-7645
Allegheny County Pine Township	PAR10A355	Pine-Richland School District 4046 Ewalt Road Gibsonia, PA 15044	Pine Creek	Allegheny County CD (412) 241-7645
Allegheny County Wilkesburg Borough Swissvale Borough Edgewood Borough Rankin Borough	PAR10A357	Port Authority of Allegheny County 2235 Beaver Avenue Pittsburgh, PA 15233	Monongahela River	Allegheny County CD (412) 241-7645
Allegheny County Pine Township	PAR10A358	Salem Development Co. Brooktree Office Complex— Suite 100 Wexford, PA 15090	UNT Pine Creek	Allegheny County CD (412) 241-7645
Allegheny County Robinson Township	PAR10A359	Ventana Inc. 914 Beaver Grade Road Coraopolis, PA 15108	Montour Run	Allegheny County CD (412) 241-7645
Allegheny County Moon Township	PAR10A365	Trueline Corporation 470 Old Frankstown Road Monroeville, PA 15146	Flaugherty Run	Allegheny County CD (412) 241-7645
Allegheny County West Deer Township	PAR10A366	Nodotti Properties 9370 McKnight Road Suite 300 Pittsburgh, PA 15237	Deer Creek	Allegheny County CD (412) 241-7645
Allegheny County Kennedy Township	PAR10A367	Howard Hanna Company 199 Gamma Drive Pittsburgh, PA 15238	Moon Run	Allegheny County CD (412) 241-7645
Allegheny County Plum Borough	PAR10A368	Trueline Corporation 470 Old Frankstown Road Monroeville, PA 15146	Bodies Run	Allegheny County CD (412) 241-7645
Allegheny County Marshall Township	PAR10A369	Precision Equities 2559 Brandt School Road Wexford, PA 15090	Big Sewickley Creek	Allegheny County CD (412) 241-7645



<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Allegheny County Crescent Township	PAR10A370	Fourway Properties LP 1198 Mulberry Street Bridgewater, PA 15009-3098	Shouse Run	Allegheny County CD (412) 241-7645
Allegheny County Pine Township	PAR10A373	Oakview Development Corporation Wexford Prof. Bldg. Suite 1100 11676 Perry Highway Wexford, PA 15090	Pine Creek	Allegheny County CD (412) 241-7645
Allegheny County Plum Borough	PAR10A375	Rimco Construction Company 772 Pine Valley Drive Pittsburgh, PA 15239	Abers Creek	Allegheny County CD (412) 241-7645
Allegheny County Collier Township	PAR10A376	Rimco Construction Company 772 Pine Valley Drive Pittsburgh, PA 15239	Campbells Run	Allegheny County CD (412) 241-7645
Beaver County New Sewickley Township	PAR100256	Allen Randolph AER Landscaping P. O. Box 1832 Cranberry Township, PA 16060	UNT & Crows Run	Beaver County CD (724) 774-7090
Cambria County Richland Township	PAR101056	DRS Laurel Technologies Manufacturing Facility Oxford Development Company One Oxford Centre Suite 4500 Pittsburgh, PA 15219-1489	Clapboard Run	Cambria County CD (814) 472-2120
Washington County Carroll Township	PAR10W135	Pennsylvania Turnpike Commission P. O. Box 67676 Harrisburg, PA 17120	Taylor's Run	Washington County CD (724) 228-6774
Washington County Union Township	PAR10W147	Trax Farm c/o John Trax Jr. 528 Trax Road Finleyville, PA 15332-9801	UNT Peters Creek	Washington County CD (724) 228-6774
Lehigh County Upper Saucon Township	PAR10Q127	North Coopersburg Properties Robert Johnson 740 Hamilton Mall Allentown, PA 18101	Saucon Creek	Lehigh CD (610) 391-9583
Littlestown Borough Adams County	PAR-10-0086	Appler Limited Partnership, Inc. 178 Thomas Johnson Drive Suite 202L Frederick, MD 21702	Alloway Creek	Adams County CD 57 North Fifth Street Gettysburg, PA 17325 (717) 334-0636
Manheim Township Lancaster County	PAR-10-O-377	Hogan & Herr, Inc. 1525 Oregon Pike, Suite 1102 Lancaster, PA 17601	Bachman Run	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Clay Township Lancaster County	PAR-10-O-382	Sharp Properties, Ltd. 1755 West Main Street Ephrata, PA 17522	UNT Middle Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Brecknock Township Lancaster County	PAR-10-O-395	J. Roy Wise P. O. Box 125 Bowmansville, PA 17507	Little Muddy Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Newberry Township York County	PAR-10-Y392	Cloisters Golf Enterprises Jack Short 1225 Valley Green Road Etters, PA 17319	Fishing Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Monaghan Township York County	PAR-10-Y402	Messiah College 1 College Avenue Grantham, PA 17027	Yellow Breeches Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
East Manchester Township York County	PAR-10-Y291	Brylea-Phase 2 Richard S. Bryant 3716 Starview Road Mt. Wolf, PA 17347	UNT Codorus Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Manchester Township York County	PAR-10-Y398	York P-B Truss, Inc. P-B Truss Associates LP 1575 Detwiller Drive York, PA 17404	UNT to Little Conewago Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Manchester Township York County	PAR-10-Y399	Church Road Business Park R. Todd Reynold 10 Summit Road York, PA 17403-4914	UNT to Codorus Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
York City York County	PAR-10-Y390	Todd Reynold Subdivision R. Todd Reynold 10 Summitt Road York, PA 17403-4914	UNT to Lake Redman	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430

*General Permit Type—PAG-3*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Delaware County West Goshen Township	PAR230070	Lyondell Chemical Worldwide, Inc. 3801 West Chester Pike Newtown Square, PA 19073	Unnamed Tributary to Crum Creek	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Northampton County Danielsville City	PAR112217	Martin Sprocket & Gear, Inc. P. O. Box 267 Danielsville, PA 18038	Indian Creek	Northeast Regional Office, Water Management Program 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2553
Allegheny County Neville Township	PAR236109	Martin Marietta Magnesia Specialities, Inc. 2700 Neville Road Pittsburgh, PA 15225	Ohio River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Westmoreland County City of Greensburg	PAR606127	Daniels & Miller, Inc. 242 N. Hamilton Avenue P. O. Box 848 Greensburg, PA 15601	Zellers Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-4*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Otter Creek Township Mercer County	PAG048612	Carl E. Long 504 Donation Road Greenville, PA 16125	Unnamed Tributary to Otter Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Washington Township Erie County	PAG048603	Earl J. Koon P. O. Box 458 Edinboro, PA 16412-0458	Unnamed Tributary to Little Conneautee Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Conewango Township Warren County	PAG048611	Rodger B. Taraska 869 Yankee Bush Road Warren, PA 16365	Unnamed Tributary of Irvine Run	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Sugar Grove Township Warren County	PAG048615	Christal L. Green R. R. 1, Box 178-D Sugar Grove, PA 16350	Unnamed Tributary of Saunders Run	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-5*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Chadds Ford Township Delaware County	PAG050010	Sunoco, Inc. (R & M) 1801 Market Street 13/Ten Penn Center Philadelphia, PA 19103-1699	West Branch of Chester Creek	Southeast Region Water Management (610) 832-6130
New Vernon Township Mercer County	PAG058324	Edward L. McQuiston McQuiston's Truckstop 606 Georgetown Road Hadley, PA 16130	Unnamed Tributary to Little Shenango River	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-8*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bucks County Morrisville Borough	PAG080012	The Municipal Authority of the Borough of Morrisville 35 Union Street Morrisville, PA 19067	None	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Bucks County Richland Township	PAG080013	Borough of Quakertown 15-35 N. 2nd Street Quakertown, PA 18951-0727	None	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Gettysburg Borough Adams County	PAG-08-3540	Gettysburg Municipal Auth. P. O. Box 3307 610 East Middle Street Gettysburg, PA 17325	N/A	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*General Permit Type—PAG-9*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Green Township Franklin County	PAG-09-3525	Wingert Septic Service Radger A. Wingert 2946 Black Gap Road Chambersburg, PA 17201	N/A	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

**SEWAGE FACILITIES ACT  
PLAN APPROVAL**

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

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

*Location: Londonderry Township, Dauphin County, 783 South Geyer's Church Rd., Middletown, PA 17057.*

Approved plan provides for redirecting Sewer District Two sewage flows from the Middletown STP system to Derry Township STP system. The Sewer District Two collection system is now planned to be municipal sewer line expansion from a developer constructed pump station and forcemain. OLDS Management will be enacted as well as elevated nitrate procedures implemented in appropriate portions of the district. 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.

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

*Location: Lincoln Township, Somerset County, Clark Fisher Single Residence STP. South side of Township Road 625 approximately .25 mile southeast of State Route 4015 intersection.*

Approval of a revision to the Official Sewage Plan of Lincoln Township, Somerset County. The project involves the construction of a small flow STP to serve a proposed

dwelling located on T-625. Treated effluent is to be discharged to unnamed tributary to Quemahoning Creek.

**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. 0999506.** Public water supply. **Buckingham Township**, P. O. Box 413, Buckingham, PA 18912. A permit has been issued to Buckingham Township for the construction of a storage tank and replacement of the system service pumps in Buckingham Township, **Bucks County**.

*Type of Facility: Public Water Supply System*

*Consulting Engineer: Castle Valley Consultant, Inc. 10 South Clinton Street, Suite 302, Doylestown, PA 18901*

*Permit to Construct Issued: August 2, 1999*

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

**Permit No. 4198502.** The Department issued an operation permit to **Fulmer's Personal Care Home**, RR 2, Box 146, Williamsport, PA 17701, Old Lycoming Township, **Lycoming County** for operation of the community water system.

**Permit No. Minor Permit Amendment.** The Department issued a construction permit to **Sandy Ridge Water Authority**, P. O. Box 200, Sandy Ridge, PA 16677, Rush Township, **Centre County**. The permit amendment

authorizes construction of corrosion control facilities to comply with the Lead and Copper Rule.

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

**Permit No. 0399502.** Public water supply. **South Buffalo Township Municipal Authority**, P. O. Box 266, Freeport, PA 16229-0266.

*Type of Facility:* Kenneth R. VanDyke Storage Tank  
*Permit for Construction Issued:* August 6, 1999.

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

**Permit No. 3799502.** Public water supply. **Pennsylvania American Water Company**, New Castle Water Treatment Plant, 300 Galley Road, McMurray, PA 15317, has been issued a permit for the replacement of the Main and High Service pumps and discharge piping; baffling modification of the west side clearwell and the addition of a meter and a meter vault on the proposed connection to the two H. S. mains crossing the Shenango River in Neshannock Township, **Mercer County**.

*Type of Facility:* Community Water Supply

*Consulting Engineer:* Steve Crell, P.E., PA American Water Co., 1025 Laurel Oak Rd., Voorhees, NJ 08043

*Permit to Construct Issued:* August 11, 1999

## **HAZARDOUS SITES CLEANUP**

**Under the Act of October 18, 1988**

**Notice of Prompt Interim Response**

**Bob's Service Center Site**

**Ridgway Township, Elk County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), has conducted a response action for the Bob's Service Center Site (site). The site is located in Ridgway Township, Elk County, PA approximately 1 mile east of the Borough of Ridgway on the east side of Pennsylvania Route 120. The site is an approximately .5 acre, irregular lot with a 40 × 40 foot steel building and three bay cement block building, that was a former gasoline dispensing and service garage. At one time, six underground tanks were located at the site. At the time of the response, two underground tanks remained in place at the site.

One of the two remaining tanks was reportedly used to store waste oil, as fuel in a furnace in the service garage at the site. Hazardous substances are present in the waste oil in the tank, and have leaked into the surrounding soil.

For this prompt interim response, the Department considered two alternatives for the site: 1) no action; and 2) excavation and removal of the waste oil tank, contents and surrounding visibly contaminated soils.

Each alternative was evaluated with respect to four comparison criteria of: (1) the extent to which each alternative protects the public health and the environment; (2) the extent to which each alternative complies with or otherwise addresses applicable or relevant and appropriate requirements; (3) the extent to which each alternative is feasible, effective, implementable and permanent; and (4) the relative cost of each alternative.

Furthermore, this comparative analysis evaluated the relative performance of each alternative in relation to each specific comparison criterion. The comparative analysis identified advantages and disadvantages of each alternative, so that tradeoffs between the alternatives could be determined.

Based on the comparative analysis, the Department chose to implement Alternative 2 as the prompt interim response for the site. This alternative was proposed because it would, in the more cost-effective manner, protect the public and environmental receptors from direct contact with site-related hazardous substances, and eliminate the ongoing release and threat of release of hazardous substances into the environment.

This notice is being provided under section 506(b) of HSCA. The administrative record, which contains the information that forms the basis and documents the selection of this response, is available for public review and comment. The administrative record is located at the Department's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, and is available for review Monday through Friday from 8 a.m. to 4 p.m. Please telephone beforehand for an appointment, (814) 332-6648.

The administrative record will be open for comment from August 28, 1999, until November 26, 1999. Persons may submit written comments into the record during this time only, by sending them to James W. Weaver, Project Manager, at the Department's Northwest Regional Office or by delivering them to the office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. Persons wishing to present comments must register with James Weaver at the Department's Northwest Regional Office before October 1, 1999, by telephone or in writing. Persons interested in finding out if individuals have registered should contact James Weaver. If no one registers to present oral comments before October 1, 1999, the public meeting will not be held.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call James Weaver at (814) 332-6648 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

## **LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**Under Act 2, 1995**

**Preamble 2**

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final report. 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, contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

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

**Kardon Park**, Downingtown Borough, **Chester County**. Richard C. Karr, McLaren Hart, Inc., Blue Bell Executive Campus, 470 Norristown Road, Suite 300, Blue Bell, PA 19422, has submitted a Final Report concerning remediation of site soil contaminated with lead and heavy metals and groundwater contaminated with lead. The report is intended to document remediation of the site to meet site-specific standards.

**Weisser Residence**, Bristol Borough, **Bucks County**. Andrew C. Thomas, P.G., Brown Environmental Services Corp., 42 Sequoia Drive, Newtown, PA 18940, has submitted a Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

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

**Sunny Farms Site**, North Codorus Township, **York County**. BL Tethys, LLC, 2407 Park Drive, 1st Floor, Harrisburg, PA 17110, has submitted a Final Report concerning remediation of site soils and groundwater contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX and PAHs. The report is intended to document remediation of the site to the Statewide health standard.

**Former Playskool Facility**, East Lampeter Township, **Lancaster County**. SAIC, 3240 Schoolhouse Road, Middletown, PA 17057, has submitted a Final Report concerning remediation of site soils contaminated with solvents and heavy metals and groundwater contaminated with heavy metals. The report is intended to document remediation of the site to the site-specific standard.

**Richfood of PA**, City of Harrisburg, **Dauphin County**. Apex Environmental, 468 Southlake Boulevard, Richmond, VA 23236, has submitted within 90 days of release a Final Report concerning remediation of site soils contaminated with lead. The report is intended to document remediation of the site to the Statewide health standard.

**Lancaster Dodge, formerly Stetler Auto**, Manheim Township, **Lancaster County**. BL Tethys, LLC, 2407 Park Drive, 1st Floor, Harrisburg, PA 17110, has resubmitted a Final Report concerning remediation of site soils and groundwater contaminated with PHCs and BTEX. The report is intended to document remediation of the site to the Statewide health standard.

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

**Columbia Gas Transmission/Washington Operation Center**, South Strabane Township, **Washington County**. Joe P. Ferry, Columbia Gas Transmission, 1700 MacCorkle Avenue SE, Charleston, WV 25325-1273, has submitted a Final Report concerning remediation of site soil contaminated with PAHs. 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 3

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

Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation Standards Act (act). Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the 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, contact the Environmental Cleanup Program Manager 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:

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

**Heintz Corporation Property (Former)**, City of Philadelphia, **Philadelphia County**. Edwin J. Hicks, III, Roy F. Weston, Inc., 1515 Market Street, Philadelphia, PA 19102-1956, has submitted a Remedial Investigation, Report, Risk Assessment and Conceptual Cleanup Plan concerning remediation of site soil contaminated with solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and groundwater contaminated with solvents, BTEX and petroleum hydrocarbons. The reports were found deficient and were disapproved by the Department on August 5, 1999.

**SMK—Speedy International, Inc.**, City of Chester, **Delaware County**. Sean Grexa, The Tyree Organization, Ltd., 1350 S. US Highway 130, Burlington, NJ 08016, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with polycyclic aromatic hydrocarbons. The report demonstrated attainment of site-specific standards and was approved by the Department on August 6, 1999.

**Elizabeth Gardner and Mary Lynn Stephen Residences**, New Hope Borough, **Bucks County**. Brian R. Evans, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on August 10, 1999.

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

**BRW Realty, Inc. (former Blue Ridge Winkler Textile Plant)**, Bangor Borough, **Northampton County**. As part of the Department of Environmental Protection's Key Sites Initiative program, a Baseline Environmental Report was submitted on behalf of BRW Realty, Inc. (Stephen Skrapits, President), 700 Savage Road, Suite 7, Northampton, PA 18067, concerning the remediation of site soils found to have been contaminated with petroleum hydrocarbons and PCBs. The Baseline Environmental Report demonstrated attainment of the Special Industrial Area standard and was approved on August 9, 1999.

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

**Keystone Distribution Center, Inc.**, Penn Township and Hanover Borough, **York County**. Scott Groft, Ensafe, Inc., 24C East Roseville Road, Lancaster, PA 17601, has submitted a final report concerning the remediation of site soils contaminated with lead, BTEX and PHCs. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on July 26, 1999.

**GPU Met Ed Former Hamburg Coal Gas Plant**, Hamburg Borough, **Berks County**. GPU Energy, 201 Penn Street, Suite 300, P. O. Box 16001, Reading, PA 19640-0002, has submitted a final report concerning the remediation of site groundwater contaminated with PAHs. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on August 10, 1999.

**Progress Park Lot 7**, City of Lebanon, **Lebanon County**. Earth Resource Associates, Inc., 335 South 8th Street, Suite 2, Lebanon, PA 17042-6018, has submitted a baseline environmental report concerning the remediation of site soils and groundwater contaminated with lead,

heavy metals, solvents, BTEX and PAHs. The Department disapproved the baseline environmental report for this Special Industrial Area on August 11, 1999.

*Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5127.*

**The Buncher Company**, City of Pittsburgh, **Allegheny County**. The Buncher Company, Joseph Jackovic, 5600 Forward Avenue, Pittsburgh, PA 15217-0930, has submitted a Baseline Environmental Report concerning remediation of site soil and groundwater. The Baseline Environmental Report was approved by the Department on August 6, 1999. The report delineates contamination existing onsite and will be the basis for any site remediation necessary under a Consent Agreement using the Special Industrial Area requirements.

**Jeannette Industrial Redevelopment Project**, City of Jeannette, **Westmoreland County**. Redevelopment Authority of the County of Westmoreland, 2 North Main Street, Suite 601, Greensburg, PA 15601 and Lynn E. Showalter, Westmoreland County Department of Planning and Development, 2 North Main Street, Suite 601, Greensburg, PA 15601, have submitted a Baseline Environmental Report concerning remediation of site soil contaminated with heavy metals. The Baseline Environmental Report was approved by the Department on July 23, 1999. The report delineates contamination existing onsite and will be the basis for any site remediation necessary under a Consent Agreement using the Special Industrial Area requirements.

**Jeannette Industrial Redevelopment Project**, City of Jeannette, **Westmoreland County**. Redevelopment Authority of the County of Westmoreland, 2 North Main Street, Suite 601, Greensburg, PA 15061 and Lynn E. Showalter, Westmoreland County Department of Planning and Development, 2 North Main Street, Suite 601, Greensburg, PA 15601, have submitted a Notice of Intent to Remediate soil contaminated with heavy metals. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Tribune Review* on April 16, 1998.

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

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

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

**Permit I. D. No. 101628. Natural Soil Products Schuylkill Composting Facility**, Natural Soil Products Company, 200 Main Street, Good Spring, PA 17981. A major permit modification authorizing the composting of paper pulp residual waste sludge and clean, uncontaminated cotton/wool textile residual waste and also authorizing the beneficial use of wood ash from approved sources as a compost additive for pH adjustment and/or nutrient value at this municipal waste composting facility located in Frailey Township, **Schuylkill County**. No other operational or construction changes are authorized

by this permit modification. The permit was issued in the Regional Office on August 2, 1999.

**Permit I. D. No. 101481. Mid-Atlantic Recycling & Distribution Center,** Apex Waste Services, Inc., 13 Peggy Parkway, Dunmore, PA 18512. A permit renewal allowing Apex Waste Services, Inc. to continue to operate the existing municipal waste transfer facility known as the Mid-Atlantic Recycling & Distribution Center, located in Dunmore Borough, **Lackawanna County**. The approved activities include the acceptance of municipal waste, municipal waste-like-residual waste and salvaging/recycling activities. The permit renewal was approved by the Regional Office on August 3, 1999.

**Permit I. D. No. PAD 098732897. Zinc Corporation of American,** 900 Delaware Avenue, Palmerton, PA 18071. A permit, authorizing the demonstration of a new or unique technology for the use of iron rich material (IRM), an iron-rich slag material resulting from the high temperature metal recovery technology utilized by Horsehead Resource Development Company, Inc., as a means of treating contaminated water associated with the cinderbank at this demonstration facility, located in Palmerton Borough, **Carbon County**. The IRM will be used in a pretreatment zone and three metal removal zones located in the vicinity of the cinderbank. The permit was issued in the Regional Office on August 5, 1999.

**Permit I. D. No. 301256. Martins Creek SES Ash Basin No. 1,** Pennsylvania Power and Light Company, Two North Ninth Street, Allentown, PA 18101-1179. A permit authorizing the operation of an existing local, captive, Class II residual waste disposal impoundment, located in Lower Mount Bethel Township, **Northampton County**. This unlined captive monofill (North End Area) will only receive approved residual waste, primarily bottom ash with some provisions for fly ash, and sediment from the PP&L Martins Creek Steam Electric Station river water intakes. The inactive South End Area is undergoing an experimental program to determine if natural soil formation can lead to an environmentally benign long-term condition. This permit provides for continued operation for the next 10 years in accordance with the residual waste regulations for the section of the existing Ash Basin known as the North End Area. The permit was issued in the Regional Office on August 12, 1999.

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

**Permit No. 101509. Conestoga Landfill, New Morgan Landfill Company, Inc.** (P. O. Box 128, Morgantown, PA 19543-0128). Application for request for average daily volume increase for a site in New Morgan Borough, **Berks County**. Permit issued in the Regional Office August 4, 1999.

**Permits revoked 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 Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4706.*

**Permit No. 602733. ALCOA Farm, City of Lebanon Authority** (400 South Eighth Street, Lebanon, PA 17042). This permit has been revoked at the request of

the permittee for a site in South Lebanon Township, **Lebanon County**. Permit revoked in the Regional Office July 29, 1999.

## 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.**

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

**21-02005A: Pennsylvania Dept. of Corrections, SCI Camp Hill** (P. O. Box 598, Camp Hill, PA 17001-0598), on July 16, 1999, for operation of three boilers controlled by a baghouse at 2520 Lisburn Road in Lower Allen Township, **Cumberland County**.

**36-050068A: Meridian Products** (Building 2, 124 Earland Drive, New Holland, PA 17557), on August 11, 1999, for operation of wood cabinet finishing equipment in East Earl Township, **Lancaster County**.

**36-05092: Greiner Industries, Inc.** (1650 Steel Way, Mount Joy, PA 17552), on August 11, 1999, for operation of a spray painting operation controlled by an aerovent dry filter in Mount Joy Township, **Lancaster County**.

**36-318-156A: Premier Custom-Built, Inc.** (110 Short Street, New Holland, PA 17557), on August 11, 1999, for operation of five Binks dry panel filter booths and associated equipment in East Earl Township, **Lancaster 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.**

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

**28-03004A: Bri-Mar Mfg., LLC** (1080 South Main, Chambersburg, PA 17201), on August 11, 1999, for installation of two paint spray booths controlled by dry filters in Chambersburg Borough, **Franklin County**.

**28-05021: Lane Construction Corp.** (P. O. Box 215, Willow Hill, PA 17271), on August 11, 1999, for installation of a CMI portable drum mix asphalt plant controlled by a rotary reverse air baghouse with a built-in inertial separator and emergency generator in Fannett Township, **Franklin County**. This source is subject to 40 CFR Part 60.4, Subpart I of the Standards of Performance for New Stationary Sources.

**36-03076A: Martin Limestone, Inc.** (P. O. Box 550, Blue Ball, PA 17506), on August 11, 1999, for installation of a pulverizer, belt conveyer and feed bin controlled by an eastern control systems fabric collector in East Earl Township, **Lancaster County**.

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

**PA-10-171A: Butler Color Press, Inc.** (119 Bonnie Drive, Butler, PA 16003), issued August 11, 1999, for



installation of a new printing press line and RTO in Butler Township, **Butler County**.

**Plan Approval 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.**

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

**36-05019A: Grinnell Corp.** (1411 Lancaster Avenue, Lancaster, PA 17512), on July 3, 1999, to authorize temporary operation of a disomatic molding line covered under this Plan Approval until October 31, 1999, at the Columbia Plant in Columbia Borough, **Lancaster County**.

## MINING

### APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

**33920101. Strishock Coal Company** (220 Hillcrest Drive, DuBois, PA 15801). Revision to an existing bituminous strip operation to add 7.3 acres in Pinecreek Township, **Jefferson County**. Total surface mining permit acreage is now 56.3 acres. Receiving streams: Four unnamed tributaries to Little Mill Creek and one unnamed tributary to Mill Creek. Application received: January 19, 1999. Permit issued: July 29, 1999.

**16940104. Cookport Coal Company, Inc.** (425 Market Street, Kittanning, PA 16201). Renewal of an existing bituminous strip operation in Toby Township, **Clarion County** affecting 28.4 acres. This renewal is issued for reclamation only. Receiving streams: One unnamed tributary to Cherry Run. Application received: June 22, 1999. Permit issued: July 28, 1999.

**16940103. RFI Energy, Inc.** (555 Philadelphia St., Indiana, PA 15767). Renewal of an existing bituminous strip, tippel refuse disposal and coal ash placement operation in Perry Township, **Clarion County** affecting 764.0 acres. Receiving streams: Unnamed tributary to the Allegheny River, unnamed tributary to the Clarion River, Dunlap Creek. Application received: May 24, 1999. Permit issued: August 5, 1999.

**33890115. Fred A. Deemer, Jr.** (R. D. 1, Reynoldsville, PA 15851). Renewal of an existing bituminous strip operation in Washington Township, **Jefferson County** affecting 40.0. This renewal is issued for reclamation only.

Receiving streams: Two unnamed tributaries to Sandy Lick Creek. Application received: June 14, 1999. Permit issued: August 5, 1999.

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

**11980103. Laurel Land Development, Inc.** (P. O. Box 629, Carrolltown, PA 15722), commencement, operation and restoration of a bituminous and beneficial use of circulating fluidized bed ash strip mine in Blacklick Township, **Cambria County**, affecting 148.6 acres, receiving stream two unnamed tributaries to South Branch Blacklick Creek, and South Branch of Blacklick Creek. Application received August 5, 1998. Permit issued August 10, 1999.

**56970104. Heritage Mining Company** (P. O. Box 126, Cresson, PA 16630), commencement, operation and restoration of a bituminous strip mine in Shade Township, **Somerset County**, affecting 86.4 acres, receiving stream unnamed tributaries to Stonycreek River. Application received September 12, 1997. Permit issued August 11, 1999.

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

**54773223R3. CLS Coal Company** (P. O. Box 81, Port Carbon, PA 17965), renewal of an existing coal refuse reprocessing operation in Cass Township, **Schuylkill County** affecting 113.0 acres, receiving stream—none. Renewal issued August 13, 1999.

**54773215R3. Jeddo-Highland Coal Company** (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing coal refuse reprocessing operation in Reilly and Frailey Townships, **Schuylkill County** affecting 46.4 acres, receiving stream—none. Renewal issued August 13, 1999.

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

**10930310. Atlantic States Materials of PA, Inc.** (P. O. Box 269, Mercer, PA 16137). Transfer of an existing sand and gravel operation from Cooper Bros., Inc. in Worth Township, **Butler County** affecting 134.0 acres. Receiving streams: Slippery Rock Creek and unnamed tributaries to Slippery Rock Creek. Application received: March 30, 1999. Permit issued: July 29, 1999.

**3175SM13. Atlantic States Materials of PA, Inc.** (P. O. Box 269, Mercer, PA 16137). Transfer of an existing sand and gravel operation from H. W. Cooper & Sons, Inc. in Scott Township, **Lawrence County** affecting 617.4 acres. Receiving streams: Taylor Run. Application received: March 30, 1999. Permit issued: July 29, 1999.

**4877SM10. Lakeland Sand & Gravel, Inc.** (7013 Atlantic Lake Road, Hartstown, PA 16131). Transfer of an existing sand and gravel operation from Joseph Arendash in East Fallowfield Township, **Crawford County** affecting 11.0 acres. Receiving streams: Unnamed tributary to Pymatuning Swamp. Application received: April 8, 1999. Permit issued: August 5, 1999.

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

**7475SM4C3. Essroc Cement Corp.** (Route 248, Easton Road, Nazareth, PA 18064), renewal of NPDES Permit No. PA0121592 in Upper and Lower Nazareth Townships, **Northampton County**, receiving stream—unnamed tributary to East Branch Monocacy Creek. Renewal issued August 13, 1999.

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

*Small Noncoal (Industrial Mineral) Permits Issued*

**28992803. Mills Excavating** (7201 Slabtown Road, Waynesboro, PA 17268), commencement, operation and restoration of a quarry operation in Antrim Township, **Franklin County** affecting 5.0 acres, receiving stream—none. Permit issued August 11, 1999.

**58990814. Fred Russell** (RR 4, Box 2365, Montrose, PA 18801), commencement, operation and restoration of a bluestone quarry operation in Jessup Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Permit issued August 13, 1999.

## **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 the 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.)

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

**EA09-007SE.** Environmental Assessment. **C & M Developers, Inc.**, 2421 Bristol Road, Warrington, PA 18976. To construct and maintain a nonjurisdictional dam for stormwater management consisting of an earthen fill dam across a drainage swale, upstream from an unnamed tributary to the Little Neshaminy Creek (WWF). The project is located approximately 2,000 feet northwest of the intersection of Bristol Road and Valley Road (Hatboro, PA Quadrangle N: 21.50 inches; W: 16.50 inches) in Warwick Township, **Bucks County**.

**E09-750.** Encroachment. **Buckingham Township**, P. O. Box 413, Buckingham, PA 18912. To operate and maintain two existing low flow stream crossings, both consisting of an 8-foot by 3-foot reinforced concrete box culvert, to operate and maintain two 15-inch reinforced concrete pipe outfall structures, and to maintain fill within wetlands adjacent to the Ja-del Circle Cul-de-sac in and along an unnamed tributary of Pine Run (WWF-MF). Total wetland impact from this project is approximately 0.48 acre. The site is located just east of the intersection of Church School Road and Cold Springs Creamery Road (Buckingham, PA USGS Quadrangle N: 15.60 inches; W: 15.25 inches) in Buckingham Township, **Bucks County**. This permit satisfied the wetland replacement requirements of the regulations by making a monetary contribution to the Pennsylvania Wetland Replacement Fund.

**E51-176.** Encroachment. **City of Philadelphia**, Capital Programs Office, 1515 Arch Street, 11th Floor, One Parkway Building, Philadelphia, PA 19102. To perform the following activities along a 2,700 linear feet (+/-) section of the Manayunk Canal (WWF) situated within the 100-year floodplain of the Schuylkill River and associated with Phase II of the Manayunk Canal Reconstruction Project:

1. To remove approximately 2,060 linear feet of deteriorated timber, stone and steel sheet piling retaining wall along the southern bank of the canal and to construct and maintain, in its place, a new steel sheet piling retaining wall.

2. To repair, reconstruct and maintain the existing Stone Wall No. 1 and associated timber railings which extend approximately 370 linear feet along the northern bank of the canal located in the vicinity of Rector Street.

3. To repair, reconstruct and maintain the existing Stone Wall No. 2 and associated timber railings which extend approximately 94 linear feet along the northern bank of the canal and to remove approximately 65 cubic yards of accumulated sediments from the canal in this area located in the vicinity of Cotton Street.

4. To repair, reconstruct and maintain the existing Stone Wall No. 3 and associated timber railings which extend approximately 208 linear feet along the northern bank of the canal located in the vicinity of Carson Street.

5. To repair, reconstruct and maintain two sections of an existing timber boardwalk and timber bulkhead which measures a total length of approximately 1,100 linear feet along the northern side of the canal located between Cotton Street and Green Lane.

6. To repair and maintain an existing concrete wall which extends approximately 270 linear feet along the southern bank of the canal located in the vicinity of the Green Lane Bridge.

7. To dredge and maintain approximately 240 cubic yards of accumulated sediment from an approximately 300-foot segment of the canal located in the vicinity of the Green Lane Bridge.

This project also includes the installation and maintenance of a temporary "Portadam" cofferdam structure. The site is located between the Green Lane (Germantown, PA USGS Quadrangle N: 4.8 inches; W: 14.4 inches) and Lock Street (Germantown, PA USGS Quadrangle N: 4.1 inches; W: 13.3 inches) in the City and **County of Philadelphia**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**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 linear feet of channel in Tributaries to Silkmill Run and to construct and maintain (1) a 455-foot-long, 54-inch R.C.P. stream enclosure and associated energy dissipater and (2) approximately 500 linear feet of trapezoidal channel, lined with articulated concrete block, having a bottom width of 5 feet and 2H:1V side slopes; and to relocate and place fill in 345 feet of channel in a Tributary to Silkmill Run and to construct and maintain approximately 420 linear feet of parabolic R-5 riprap-lined channel, having an overall width of 15 feet and a depth of 2 feet. The project is associated with the construction of a football stadium and athletic fields at the Jim Thorpe High School, located northeast of the intersection of Center Street and Tenth Street (Christmans, PA Quadrangle N: 0.9 inch; W: 13.8 inches), in Jim Thorpe Borough, **Carbon County**.

**E35-312.** Encroachment. **Pennsylvania Department of Transportation**, District 4-0, P. O. Box 111, Scranton, PA 18501. To fill in a de minimis area of wetlands equal to 0.04 acre and to construct and maintain a 220 foot long, 16-foot × 8-foot precast concrete box stream enclosure and associated outlet protection. The project is associated with the S. R. 0006, Section 272 widening and S. R. 347 intersection reconstruction and is located at the intersection of S. R. 0006 and S. R. 0347 (Olyphant, PA Quadrangle N: 19.7 inches; W: 15.7 inches) in Blakely Borough, **Lackawanna County**.

**E40-522.** Encroachment. **Anthony and Patricia De Cinti**, 492 South Grant Street, Wilkes-Barre, PA 18702-5730. To construct and maintain a pile-supported dock and cottage in Harveys Lake. The structure extends approximately 44 feet from the shoreline, and has a width of 30 feet. The project is located at Pole No. 112 (Noxen, PA Quadrangle N: 0.6 inch; W: 4.1 inches), in Harveys Lake Borough, **Luzerne County**.

**E48-269.** Encroachment. **James S. Garofalo**, 177 Blue Valley Drive, Bangor, PA 18013. To place fill in 0.61 acre of wetlands and to construct and maintain the following in Greenwalk Creek for the purpose of constructing a 12,000 s. f. retail store and associated parking areas: (1) a stream enclosure consisting of 120 feet of 36-inch diameter R.C.P. and 130 feet of 48-inch diameter R.C.P.; and (2) a channel change consisting of a trapezoidal channel lined with R-3 riprap having a length of 250 feet, a bottom width of 10 feet, a depth of 4 feet and 2H:1V side slopes. The project is located on the south side of S. R. 0512 (Blue Valley Drive), approximately 0.15 mile west of Township Road T-698 (Bangor, PA Quadrangle N: 22.0 inches; W: 14.8 inches) in Washington Township, **Northampton County**. The permittee is required to provide 0.64 acre of replacement wetlands.

**E64-166A.** Encroachment. **Wal-Mart Stores, Inc.**, Engineering Department, 2001 SE 10th Street, Bentonville, AR 72712-6489. To amend Permit No. E64-166 to authorize 0.74 acre of wetland impacts in addition to the 1.32 acres of impact authorized by Permit No. E64-166 (as previously amended) for the purpose of constructing a commercial/retail store; and to authorize a temporary road crossing of wetlands for construction of the wetland replacement area at the Kennedy Farm in Oregon Township, Wayne County. The project is located along Old Willow Avenue (T-405) on the west side of Holbert Creek (White Mills, PA Quadrangle N: 10.4 inches; W: 14.4

inches) in Texas Township, **Wayne County**. The permittee is required to provide 1.49 acres of replacement wetlands at the Kennedy Farm site.

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

**E21-293.** Encroachment. **Kurt Williams**, 3830 Lisburn Rd., Mechanicsburg, PA 17055. To construct and maintain a 10-inch diameter by 145 feet poly vinyl chloride intake pipe and intake headwall along the left bank and floodway of the Yellow Breeches Creek (CWF) to irrigate a property at 3830 Lisburn Road, to maintain existing and future vegetative landscaping, lawns, trees, maintain formal and informal garden areas and to maintain water levels in and provide maintenance for several ponds located on the property. The intake will be located just upstream of the LR 21051 bridge (Lemoyne, PA Quadrangle N: 9.5 inches; W: 6.9 inches) in Lower Allen Township, **Cumberland County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E22-398.** Encroachment. **James Foreman**, 6647 Schoolhouse Rd., Hershey, PA 17033. To construct and maintain four 71-inch × 47-inch culverts and to impact 0.29 acre of wetlands in the channel of Hoffer Creek at points 2,000, 2,600, 2,900 and 3,200 feet upstream of Colebrook Road for the purpose of accessing building lots (Elizabethtown, PA Quadrangle N: 17.5 inches; W: 15.2 inches) in Conewago Township, **Dauphin County**. The applicant is required to provide 0.29 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

**E38-123.** Encroachment. **South Londonderry Township**, Rosemary Kays, P. O. Box 3, Campbelltown, PA 17010. To place fill in a de minimis area of wetlands equal to 0.03 acre and to regrade 1.82 acres of the 100-year floodplain of the Conewago Creek (TSF). The purpose of the project is to construct a baseball field and community recreation area. The activities also include wetland enhancement of 0.02 acre of wetlands. The proposed 2.53 acre Lawn Community Park is located on the northeast side of Railroad Street within the Village of Lawn (Elizabethtown, PA Quadrangle N: 17.5 inches; W: 5.5 inches) in South Londonderry Township, **Lebanon County**. This permit was issued under Chapter 105 Water Obstruction and Encroachment Permit and Chapter 106 Floodplain Management. This permit also includes 401 Water Quality Certification.

**E38-125.** Encroachment. **South Lebanon Township**, Curtis Kulp, 1800 S. 5th Ave., Lebanon, PA 17042. To remove the existing deteriorating structure and to construct and maintain an aluminum box culvert having a clear span of 8.75 feet with an underclearance of 2.5 feet across Hammer Creek (HQ-CWF) on Obie Road (T-536) (Richland, PA Quadrangle N: 7.25 inches; W: 13.5 inches) in South Lebanon Township, **Lebanon County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E26-255.** Encroachment. **Fayette County Commissioners**, Courthouse, 61 East Main Street, Uniontown, PA 15401-1030. To remove the deck and superstructure of Fayette County Bridge No. 11 and to locate, construct and maintain a new deck and superstructure across Ramcat

Run (CWF) on T-880 (Ramcat Hollow Road) at a point approximately 0.5 mile east of the intersection of T-880 and T-413 (Ohiopyle, PA Quadrangle N: 12.9 inches; W: 1.3 inches) in Henry Clay Township, **Fayette County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E26-256.** Encroachment. **Fayette County Commissioners**, Courthouse, 61 East Main Street, Uniontown, PA 15401. To remove the deck on Fayette County Bridge No. 12 having a clear span of 15.1 feet and an underclearance of 3.5 feet and to construct and maintain a new deck. The structure is located across Ramcat Run (CWF), on T-880 (Ramcat Hollow Road) at a point approximately 0.9 mile east of T-413 and T-880 intersection (Ohiopyle, PA Quadrangle N: 13.45 inches; W: 0.7 inch) in Henry Clay Township, **Fayette County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E03-379.** Encroachment. **Boggs Township Supervisor**, R. D. 1, Box 49A, Templeton, PA 16259. To remove the existing structure and to construct and maintain a 40-foot long, twin-cell C. M. pipe arch culvert, each pipe having a span of 9.33 feet and an underclearance of 6.25 feet (invert depressed 6 inches) in North Fork Pine Creek (HQ-CWF) located on T-910 (Baum Station Road Bridge) at a point approximately 300 feet south of S. R. 28/68. Also, to construct and maintain stream bank protection just at the culvert's approaches (Templeton, PA Quadrangle N: 0.3 inch; W: 3.00 inches) in Boggs Township, **Armstrong County**.

*Permits Issued and Actions on 401 Certification*

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

**E24-209.** Encroachment. **PA Department of Conservation and Natural Resources**, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the existing structure and to construct and maintain a prestressed concrete spread box beam bridge having a clear span of 11.434 meters and an underclearance of 1.8 meters on a 76 degree skew across Red Run on Red Run Road approximately 4.3 kilometers north of S. R. 2004 (Quehanna Highway) (Driftwood, PA Quadrangle N: 6.5 inches;

W: 16.4 inches) located in Benezette Township, **Elk County**.

**E62-340.** Encroachment. **United Refining Company**, P. O. Box 780, Warren, PA 16365-0780. To construct and maintain a 10-inch-diameter outfall pipe with rip rap outlet protection along the right bank of the Allegheny River approximately 3,600 feet downstream of the S. R. 0006 Business Bridge (Glade Bridge) to handle discharge from a noncontact cooling water oil and water separator associated with the Alkylolation Unit of the United Refining Company oil refinery (Warren, PA Quadrangle N: 14.6 inches; W: 0.7 inch in the City of Warren, **Warren County**.

**DAM SAFETY**

**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)).**

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

**D46-318.** Dam. **RAGM Settlement Corporation** (1004 West North Street, King of Prussia, PA 19406). To operate and maintain a stormwater detention dam (Renaissance Park Dam) located across a tributary to Schuylkill River in Upper Merion Township, **Montgomery County**. The purpose of this dam is to control stormwater runoff from the Renaissance Park.

**STORAGE TANKS**

**SITE SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site Specific Installation Permit under the authority of the Storage Tank and Spill Prevention Act (35 P. S. §§ 6021.304, 504, 1101—1102) and 25 Pa. Code Chapter 245, Subchapter C has been issued by the Bureau of Watershed Conservation, Director, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5267.

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
99-02-003	County of Allegheny Dept. of Aviation P. O. Box 12370 Pittsburgh, PA 15231-0370	Allegheny County Findlay Township	AST storing Jet A Fuel 40,000 gallons

[Pa.B. Doc. No. 99-1440. Filed for public inspection August 27, 1999, 9:00 a.m.]

**Environmental Justice Work Group Meeting**

The Department of Environmental Protection's Environmental Justice Work Group is holding a meeting on September 12-13, 1999, at the Holiday Inn East, 4751 Lindle Road, Harrisburg, PA. On September 12, the meeting will be held 7 p.m. to 9 p.m. and 8 a.m. to 4 p.m. on September 13. The work group is assisting the agency in developing an environmental justice policy and program. Anyone wishing to attend the meeting or who has questions regarding the meeting should contact Alisa

Harris, Environmental Equity Coordinator, at (717) 787-4449.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodations to do so should contact Alisa Harris at (717) 787-4449.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 99-1441. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Oil and Gas Technical Advisory Board; Special Meeting

A special meeting of the Oil and Gas Technical Advisory Board is scheduled to be held on September 9, 1999, at 10 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the agenda can be directed to James Erb at (717) 772-2199 or E-mail at Erb.James@dep.state.pa.us. The agenda is also available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact James Erb or Joyce Williams directly at (717) 772-2199, or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 99-1442. Filed for public inspection August 27, 1999, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### State Surplus Property Program Bid Items

Under the provisions of Act 57 of 1998, the Department of General Services, State Surplus Property Program is offering for sale to counties, boroughs, incorporated towns, cities and townships the following items:

<i>Item</i>	<i>Make</i>	<i>Eq. No.</i>	<i>Location</i>
1. Articulated Loader	John Deere, 544E	226-2040	PA Dot-Mercer, PA
2. Grader w/wing snow plow	John Deere, 672-A	029-6678	PA Dot-Warren, PA
3. Grader	John Deere, 672-A	060-6678	PA Dot-Bloomsburg, PA
4. Hyd. Rubber Tire Excavator	Koehring, Bantam	021-6368	PA Dot, Warren, PA
5. Backhoe Tractor	Case, 680-H	221-6056	PA Dot, Warren, PA
6. Rubber Tire Wheel Loader	Michigan	094-8059	PA Dot, Bellefonte, PA
7. Wheel Loader	Case, W20C	311-2056	PA Dot, Towanda, PA
8. Bucket Loader	Case, W20C	261-2056	PA Dot, Milford, PA
9. Bucket Loader	Case, W20C	241-2056	PA Dot, Milford, PA
10. Grader, Model 400	Austin Western	248-4671	PA Dot, Montrose, PA
11. Grader	Clark, 300	315-3671	PA Dot, Montrose, PA
12. 10 Ton—3 Wheel Roller	Galion	698-3435	PA Dot, Montrose, PA
13. Articulated Loader	John Deere	067-2040	PA Dot, Bortondale, PA
14. Paver	Blaux-Knox	038-1958	PA Dot, Gettysburg, PA
15. Bantam Excavator	Koehring, T644	015-6368	PA Dot, Harrisburg, PA
16. All Wheel Drive Grader	Austin Western	269-2671	PA Dot, Harrisburg, PA
17. 4 Wheel Drive Wheel Loader	Case, W20C	246-2056	PA Dot, Elizabethville, PA
18. Articulated/Front End Loader	John Deere	111-1385	PA Dot, Lancaster, PA
19. Articulated/Front End Loader	John Deere	265-2056	PA Dot, Lancaster, PA
20. Backhoe/Loader Combined	Deere & Company	090-6040	PA Dot, Lebanon, PA
21. Hydraulic Tandem Excavator	Koehring, T644	004-6368	PA Dot, Hollidaysburg, PA
22. Articulated/Front End Loader	John Deere, 544A	110-1385	PA Dot, Ft. Littleton, PA
23. Excavator	Gradall, 440	069-6365	PA Dot, Ft. Littleton, PA
24. Rubber Tire Loader, 1½ cu yd	John Deere, 544C	051-2040	PA Dot, Huntingdon, PA
25. Hydraulic Tandem, Excavator	Bantam, T725-A	003-6366	PA Dot, Somerset, PA
26. Backhoe, Construction King	Case, 680G	197-6056	PA Dot, Somerset, PA

The above items will be sold to the highest responsible bidder by sealed bid sale. Those political subdivisions which are interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, P. O. Box 1365, Harrisburg, PA 17105, or call (717) 787-4085. Requests for bid proposals need to be made prior to the bid opening on September 14, 1999, at 1 p.m.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 99-1443. Filed for public inspection August 27, 1999, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Children's Hospital of Philadelphia for Exception to 28 Pa. Code § 101.54

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Philadelphia (CHOP) has requested an exception to the requirements of 28 Pa. Code § 101.54 which requires that a license is issued for approved existing facilities. CHOP requests this excep-

tion so that it may utilize a 25 bed unit physically located within the Children's Seashore House of the Children's Hospital of Philadelphia (CSH) and included within CSH's licensed bed complement to provide in-patient care to CHOP patients during the fall/winter (1999-2000) season of peak admissions.

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 Acute & Ambulatory Care, Department of Health, Room 532 Health & Welfare

Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, e-mail address: LVIA@HEALTH.STATE.PA.US.

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 previously.

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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact the Director, Division of Acute & Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1444. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on September 8, 1999, at 10 a.m. in Room 812, Health & Welfare Building, Seventh & Forster Streets, Harrisburg, PA.

This meeting is subject to cancellation without notice.

For additional information or for persons with a disability who desire to attend the meeting and require an auxiliary aid service or other accommodation to do so, should contact Robin Bowman at (717) 783-2500, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1445. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Notice of Requests for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code § 201.1 et seq.

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.17 (relating to location):

Twining Hall  
280 Middle Holland Road  
Holland, PA 18966

ManorCare Health Services-Elizabethtown  
320 South Market Street  
Elizabethtown, PA 17022

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.18(f) (relating to management):

The Medical Center Beaver PA LTC Unit  
1000 Dutch Ridge Road  
Beaver, PA 15009

Mary Evans Extended Care Center  
724 Pershing Street  
Ellwood City, PA 16117

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Elk Haven Nursing Home  
785 Johnsonburg Road  
St. Marys, PA 15857

Longwood at Oakmont  
500 Route 909  
Verona, PA 15147

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.20(m)(1)(h)(4) (relating to patient bedrooms):

West Shore Health and Rehabilitation Center  
770 Poplar Church Road  
Camp Hill, PA 17011

Manchester Presbyterian Lodge  
6351 West Lake Road  
Erie, PA 16505

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.29(a) (relating to office):

Tel Hai Nursing Center  
P. O. Box 190  
Honey Brook, PA 19344

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building) and 201.17 (relating to location):

Piney Mountain Home  
6375 Chambersburg Road  
Fayetteville, PA 17222

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(m)(1) (relating to patient bedrooms) and 205.38(b) (relating to toilet facilities):

Woodhaven Care Center  
2400 McGinley Road  
Monroeville, PA 15146

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed and furnishings):

Buffalo Valley Lutheran Village  
211 Fairground Road  
Lewisburg, PA 17837

Kramm Nursing Home, Inc.  
245 E. 8th Street  
Watson, PA 17777

Health Care Center at White Horse Village  
535 Gradyville Road  
Newtown Square, PA 19073

Heathsouth Harmarville Transitional Unit  
P. O. Box 11460, Guys Run Road  
Pittsburgh, PA 15238-0460

Osprey Ridge Healthcare and Rehabilitation Center  
45 North Scott Street  
Carbondale, PA 18407

Susque-View Home, Inc.  
22 Cree Drive  
Lock Haven, PA 17745-2698

Dauphin Manor  
1205 South 28th Street  
Harrisburg, PA 17111-1095

Brookmont Health Care Center  
Box 50, Brookmont Drive  
Effort, PA 18330

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

River's Edge Nursing and Rehabilitation Center  
9501 State Road  
Philadelphia, PA 19114

Rosemont Manor  
35 Rosemont Avenue  
Rosemont, PA 19010

Saint Luke Pavilion  
1000 Stacie Drive  
Hazleton, PA 18201

The St. Joseph Transitional Level of Care Center  
Twelfth and Walnut Streets, P. O. Box 316  
Reading, PA 19603-0316

Chandler Hall  
99 Barclay Street  
Newtown, PA 18940

Valley Crest Nursing Home  
1551 East End Boulevard  
Wilkes-Barre, PA 18711-0575

The Heritage Shadyside  
5701 Phillips Avenue  
Pittsburgh, PA 15217

Attleboro Nursing & Rehabilitation Center  
300 East Winchester Avenue  
Langhorne, PA 19047

Blair Nursing Home, Inc.  
1031 Mercer Road  
Beaver Falls, PA 15010

Gettysburg Lutheran Home  
1075 Old Harrisburg Road  
Gettysburg, PA 17325-3199

Bryn Mawr Terrace Convalescent Center  
Haverford & Rugby Roads  
Bryn Mawr, PA 19010

UPMC McKeesport Long Term Care Facility  
1500 Fifth Avenue  
McKeesport, PA 15132

Integrated Health Services at Julia Ribaud  
1404 Golf Park Drive, P. O. Box 97  
Lake Ariel, PA 18436

The Skilled Nursing Center at Jeannette District Memorial Hospital  
600 Jefferson Avenue  
Jeannette, PA 15644

Mary J. Drexel Home  
238 Belmont Avenue  
Bala Cynwyd, PA 19004

Tucker House  
1001 Wallace Street  
Philadelphia, PA 19123

Healthsouth Harmarville Transitional Unit  
P. O. Box 11460, Guys Run Road  
Pittsburgh, PA 15238-0460

Calvary Fellowship Homes  
502 Elizabeth Drive  
Lancaster, PA 17601

Cathedral Village  
600 East Cathedral Road  
Philadelphia, PA 19128

Shrewsbury Lutheran Retirement Village  
200 Luther Road  
Shrewsbury, PA 17361-1799

United Zion Retirement Community  
722 Furnace Hills Pike  
Lititz, PA 17543-9502

Thornwald Home  
442 Walnut Bottom Road  
Carlisle, PA 17013

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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 previously.

Comments received by the Department within 15 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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1446. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Notice of Requests for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code § 201.1.

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

St. Francis Nursing Center Cranberry  
One St. Francis Way  
Cranberry Township, PA 16066

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.28(b) (relating to nurses station):

Valencia Woods Nursing Center  
85 Charity Place  
Valencia, PA 16059

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.38(c) (relating to toilet facilities):

Lutheran Welfare Concordia Home  
615 North Pike Road  
Cabot, PA 16023

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed and furnishings):

Sanatoga Center  
225 Evergreen Road  
Pottstown, PA 19464

Clara Burke Community  
251 Stenton Avenue  
Plymouth Meeting, PA 19462

Cumberland Crossings  
1 Longsdorf Way  
Carlisle, PA 17013

ManorCare Health Services—Elizabethtown  
320 South Market St.  
Elizabethtown, PA 17022

Hometown Nursing and Rehabilitation Center  
R. R. 2, Box 118 B  
Tamaqua, PA 18252

Mariner Health Care of North Hills  
194 Swinderman Road  
Wexford, PA 15090

Dorrance Manor  
615 Wyoming Avenue  
Kingston, PA 18704

Lackawanna County Health Care Center  
Sturges Road  
Olyphant, PA 18447-2501

Rolling Hills Manor  
R. D. 1  
Millmont, PA 17845

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.72(b) (relating to furniture):

St. Joseph's Manor  
1616 Huntingdon Pike  
Meadowbrook, PA 19046

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

West Haven Nursing Home  
P. O. Box 278  
Apollo, PA 15613-0278

Lackawanna County Health Care Center  
Sturges Road  
Olyphant, PA 18447-2501

Marian Manor Corporation  
2695 Winchester Drive  
Pittsburgh, PA 15220-4099

Sena Kean Manor  
R. D. 1, Box 3307  
Smethport, PA 16747

Clarview Nursing and Rehabilitation Center  
R. D. 1, P. O. Box 195  
Sligo, PA 16255

Mt. Hope Dunkard Brethren Church Home  
3026 Mt. Hope Home Road  
Manheim, PA 17545

Hickory House Nursing Home  
3120 Horseshoe Pike  
Honey Brook, PA 19344

Bala Nursing and Retirement Center  
4001 Ford Road  
Philadelphia, PA 19131

IHS of Pennsylvania at Plymouth  
900 East Germantown Pike  
Norristown, PA 19401

Mariner Health of West Hills  
951 Brodhead Road  
Coraopolis, PA 15108

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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 previously.

Comments received by the Department within 15 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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1447. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Notice of Requests for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code § 201.1 et seq.

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.18(f) (relating to management):

Monongahela Valley Hospital Skilled Care Center  
Country Club Road  
Monongahela, PA 15063-1095

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Elk Haven  
785 Johnsonburg Road  
St. Marys, PA 15857

Valley View Home  
301 Valley View Boulevard  
P. O. Box 1229  
Altoona, PA 16603



Logan Square East  
Two Franklin Town Boulevard  
Philadelphia, PA 19103

Armstrong County Health Center  
265 South McKean St.  
Kittanning, PA 16201

St. Barnabas, Inc.  
5827 Meridian Road  
Gibsonia, PA 15044

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building); § 205.25(a) (relating to kitchen); § 205.26(d)(e) (relating to laundry); § 205.29(a) (relating to office); § 205.38(b) (relating to toilet facilities):

Montgomery County Geriatric and Rehabilitation Center  
Court House  
P. O. Box 311  
Norristown, PA 19404-0311

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(i)(3) (relating to patient bedrooms):

Valley Manor Nursing and Rehabilitation Center  
7650 Route 309  
Coopersburg, PA 18036

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed and furnishings):

LifeQuest Nursing Center  
2450 John Fries Highway  
Quakertown, PA 18951

Seton Manor  
1000 Seton Drive  
Orwigsburg, PA 17961

Mosser Nursing Home  
P. O. Box 133  
1175 Mosser Road  
Trexlerstown, PA 18087-0133

ManorCare Health Services—Elizabethtown  
320 South Market St.  
Elizabethtown, PA 17022

Riverwoods  
1 River Road  
Lewisburg, PA 17837-9230

ManorCare Health Services—Williamsport North  
300 Leader Drive  
Williamsport, PA 17701

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

Thaeler Health Care Center  
175 W. North Street  
Nazareth, PA 18064

Heatherbank  
745 Chiques Hill Road  
Columbia, PA 17512

Saint Luke Manor  
1711 East Broad Street  
Hazleton, PA 18201

Colonial Manor Nursing Home  
970 Colonial Avenue  
York, PA 17403

Zohlman Nursing Home  
108 South Main St.  
P. O. Box 39  
Richlandtown, PA 18955

Lutheran Home at Kane  
RR# 1, Box 92AA  
Kane, PA 16735-9673

Vincentian Home  
Perrymont Rd.  
Pittsburgh, PA 15237

Country Meadows Nursing Center of Bethlehem  
4025 Green Pond Road  
Bethlehem, PA 18020

Taylor Nursing and Rehabilitation Center  
500 W. Hospital St.  
Taylor, PA 18517

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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 previously.

Comments received by the Department within 15 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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1448. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Notice of Requests for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code § 201.1 et seq.

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Stonebridge Health and Rehabilitation Center  
102 Chandra Drive  
Duncannon, PA 17020

Meadville Health and Rehabilitation Center  
14714 Park Avenue Extension  
Meadville, PA 16335

Carpenter Care Center  
30 Virginia Drive  
Tunkhannock, PA 18657

St. Joseph's Manor  
1616 Huntingdon Pike  
Meadowbrook, PA 19046

Williamsport Home  
1900 Ravine Road  
Williamsport, PA 17701

Maple Farm Nursing Center  
204 Oak Street  
P. O. Box 136  
Akron, PA 17501

Lakeview Senior Care and Living Center  
15 West Willow Street  
Smethport, PA 16749

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(b) (relating to patient bedrooms):

Boulevard Nursing Home  
7950 Roosevelt Boulevard  
Philadelphia, PA 19152

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.34 (relating to treatment rooms or examining rooms):

Transitional Care Unit of Jefferson Hospital  
Coal Valley Road  
P. O. Box 18119  
Pittsburgh, PA 15236-0119

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed and furnishings):

ManorCare Health Services, Pottsville  
Pulaski & Leader Drive  
Pottsville, PA 17901

Hickory House Nursing Home  
3120 Horseshoe Pike  
Honey Brook, PA 19344

Transitional Care Center at The Reading Hospital and Medical Center  
P. O. Box 16052  
Reading, PA 19612

Haverford Nursing & Rehabilitation Center  
2050 Old West Chester Pike  
Havertown, PA 19083

Lakeside Nursing Center  
Route 4, Box 357  
Dallas, PA 18612

Berks County Home-Berks Heim  
P. O. Box 1495  
Reading, PA 19603

Abington Manor  
100 Edella Road  
Clarks Summit, PA 18411

ManorCare Health Services—Williamsport North  
300 Leader Drive  
Williamsport, PA 17701

Orangeville Nursing and Rehabilitation Center  
R. D. 2, Box A-1  
Orangeville, PA 17859

Wesbury United Methodist Retirement Community  
31 N. Park Avenue  
Meadville, PA 16335-9430

Sweden Valley Manor  
1028 East Second St.  
Coudersport, PA 16915

Hickory House Nursing Home  
3120 Horseshoe Pike  
Honey Brook, PA 19344

ManorCare Health Services—Williamsport South  
101 Leader Drive  
Williamsport, PA 17701

Doylestown Manor  
432 Maple Avenue  
Doylestown, PA 18901

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

Belvedere Nursing and Convalescent Center  
2507 Chestnut Street  
Chester, PA 19013

UPMC Lee Transitional Care Unit  
320 Main Street  
Johnstown, PA 15901

Clarview Nursing and Rehabilitation Center  
R. D. 1, P. O. Box 195  
Sligo, PA 16255

Chatham Acres, Inc.  
Box No. 1  
Chatham, PA 19318

Cliveden Convalescent Center  
6400 Greene Street  
Philadelphia, PA 19119

ManorCare Health Services—Greentree  
1848 Greentree Rd.  
Pittsburgh, PA 15220

ManorCare Health Services—Lansdale  
640 Bethlehem Pike  
Montgomeryville, PA 18936

Carbondale Nursing Home, Inc.  
10 Hart Place  
Carbondale, PA 18407

Rockhill Mennonite Community  
3250 State Road  
Sellersville, PA 18960-1699

South Fayette Nursing Center  
P. O. Box 298  
Markleysburg, PA 15459

Fair Acres Geriatric Center  
340 North Middletown Road  
P. O. Box 496  
Lima, PA 19037-0496

Rolling Meadows  
R. D. 2, Box 60  
Waynesburg, PA 15370

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.18(f) (relating to management):

UPMC Lee Transitional Care Unit  
320 Main Street  
Johnstown, PA 15901

Suburban General Skilled Nursing Unit  
100 South Jackson Avenue  
Pittsburgh, PA 15202-3499

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg,

PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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 previously.

Comments received by the Department within 15 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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1449. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Notice of Requests for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code § 201.1.

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.18(f) (relating to management):

Mercy Fitzgerald Hospital Skilled Nursing Facility  
501 South 54th Street  
Philadelphia, PA 19143

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(i)(2)(4)(6)(k) (relating to patient bedrooms):

Sugar Creek Station Skilled Nursing and Rehabilitation Complex  
R. D. 3, Box 29  
Franklin, PA 16323

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.33 (relating to utility room):

The Care Center at Martins Run  
11 Martins Run  
Media, PA 19063-1057

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed and furnishings):

Huntingdon Manor  
Warm Springs Avenue  
Huntingdon, PA 16652

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71 (a)(b)(d) (relating to bed and furnishings) and § 205.20(h) (relating to patient bedrooms):

Edgehill Nursing and Rehabilitation Center  
146 Edgehill Road  
Glenside, PA 19038

Wesbury United Methodist Community  
31 N. Park Avenue  
Meadville, PA 16335-9430

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

ManorCare Health Services-Allentown  
1265 South Cedar Crest Boulevard  
Allentown, PA 18103

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services) and § 205.71(a) (bed and furnishings):

Armstrong County Health Center  
265 South McKean Street  
Kittanning, PA 16201

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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 previously.

Comments received by the Department within 15 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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1450. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Notice of Requests for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code § 201.1 et seq.

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.17 (relating to management):

Skilled Nursing Unit of Greene County Memorial Hospital  
Seventh Street & Bonar Avenue  
Waynesburg, PA 15370

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.18(f) (relating to management):

Frankford Hospital Transitional Care Unit  
Frankford Avenue & Wakeling Street  
Philadelphia, PA 19114-1486

Christ's Home Retirement Center  
1220 W. Street Road  
Warminster, PA 18974

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

The Middletown Home  
999 West Harrisburg Pike  
Middletown, PA 17057

Frey Village  
1020 North Union Street  
Middletown, PA 17057-2199

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.8(a) (relating to ceiling heights):

Neshaminy Manor Home  
Route 611 and Almshouse Road  
Doylestown, PA 18901

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.21 (relating to special care room); and § 205.34 (relating to treatment room or examining room):

Gnaden Huetten Nursing and Convalescent Center  
211 North 12th Street  
Lehighton, PA 18235

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.33 (relating to utility room):

Pleasant View Retirement Community  
544 North Penryn Road  
Manheim, PA 17545

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.34 (relating to treatment room or examining room):

Mary Ellen Convalescent Home, Inc.  
1896 Leithsville Road  
Hellertown, PA 18055-2599

St. Luke's Transitional Care Unit  
1021 Park Avenue, P. O. Box 9003  
Quakertown, PA 18951-9003

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.17 (relating to location); § 205.24 (relating to dining room); § 205.27 (relating to lounge and recreation rooms); § 205.28 (relating to nurse's station); § 205.31 (relating to storage); § 205.32 (relating to janitor closet); § 205.33 (relating to utility room); § 205.36 (relating to bathing facilities):

Transitional Care Center at St. Clair Hospital  
1000 Bower Hill Road  
Mt. Lebanon, PA 15243

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.38(c) (relating to toilet facilities):

Beverly Manor of Lancaster  
425 North Duke Street  
Lancaster, PA 17602

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed and furnishings):

Mayo Center  
650 Edison Avenue  
Philadelphia, PA 19116

Luther Woods Convalescent Center  
313 County Line Road  
Hatboro, PA 19040

Normandy Farms Estates Nursing Facility  
8000 Twin Silo Drive  
Blue Bell, PA 19422-4200

Laurel Manor  
1170 West Main Street  
Stroudsburg, PA 18360

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(f)(h)(k) (relating to patient bedrooms) and § 205.71(a)(b)(d) (relating to bed and furnishings):

Twining Hall  
280 Middle Holland Road  
Holland, PA 18966

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

ManorCare Health Services—Dallastown  
100 West Queen Street  
Dallastown, PA 17313

ManorCare Health Services—Kingston Court  
2400 Kingston Court  
York, PA 17402

Integrated Health Services of Pennsylvania at Broomall  
50 N. Malin Road  
Broomall, PA 19008

The Inn at Freedom Village  
30 Freedom Boulevard  
West Brandywine, PA 19320-1549

Masonic Home of Pennsylvania  
801 Ridge Pike  
Lafayette Hill, PA 19444-1799

Sanatoga Center  
225 Evergreen Road  
Pottstown, PA 19464

York Lutheran Home  
1801 Folkemer Circle  
York, PA 17404

ManorCare Health Services—Bethlehem I  
2021 Westgate Drive  
Bethlehem, PA 18017

Chester County Hospital Transitional Care Unit  
701 E. Marshall Street  
West Chester, PA 19380

Susquehanna Center  
1909 North Front Street  
Harrisburg, PA 17102

ManorCare Health Services—York South  
200 Pauline Drive  
York, PA 17402

Havencrest Nursing Center  
1277 Country Club Road  
Monongahela, PA 15063

Sarah A. Todd Memorial Home  
1000 West South Street  
Carlisle, PA 17013

Regency Hall Nursing Home, Inc.  
9399 Babcock Boulevard  
Allison Park, PA 15101

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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 previously.

Comments received by the Department within 15 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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1451. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Notice of Requests for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code § 201.1 et seq.

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Stenton Hall Nursing and Convalescent Center  
7310 Stenton Avenue  
Philadelphia, PA 19150

William Hood Dunwoody Care Center  
3500 West Chester Pike  
Newtown Square, PA 19073-4168

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(f)(4) (relating to patient bedrooms):

John J. Kane Regional Center—Scott Township  
300 Kane Boulevard  
Pittsburgh, PA 15243

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(i)(2)(3)(4)(m)(1) (relating to patient bedrooms):

Beaver Valley Geriatric Center  
246 Friendship Circle  
Beaver, PA 15009

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed and furnishings):

Pennypack Center  
8015 Lawndale Street  
Philadelphia, PA 19111-1507

Community Medical Center Skilled Nursing Facility  
1800 Mulberry Street  
Scranton, PA 18510

Millville Health Center  
P. O. Box 320, State Street  
Millville, PA 17846

Granite Farms Estates  
1343 W. Baltimore Pike  
Wawa, PA 19063

Homestead Center  
1113 N. Easton Road  
Willow Grove, PA 19090

Phoenixville Convalescent Manor  
833 South Main St.  
Phoenixville, PA 19460

Praxis Nursing Home  
500 Washington St.  
Easton, PA 18042

Eldercrest Nursing Center  
2600 West Run Road  
Munhall, PA 15120

Saint Luke Pavilion  
1000 Stacie Drive  
Hazleton, PA 18201

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.72(b) (relating to furniture):

Community Medical Center Skilled Nursing Facility  
1800 Mulberry Street  
Scranton, PA 18510

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

Birchwood Nursing and Rehabilitation Center  
395 Middle Road  
Nanticoke, PA 18634

Saint Joseph Villa  
110 West Wissahickon Avenue  
Flourtown, PA 19031-1898

St. Mary's Home of Erie  
607 East 26th St.  
Erie, PA 16504-2887

Gnaden Huetten Nursing and Convalescent Center  
211 North 12th St.  
Lehighton, PA 18235

John J. Kane Regional Center/McKeesport  
100 Ninth St.  
McKeesport, PA 15132

William Hood Dunwoody Care Center  
3500 West Chester Pike  
Newtown Square, PA 19073-4168

Fair Winds Manor  
126 Iron Bridge Road  
Sarver, PA 16055

Riverside Nursing Center  
100 Eighth Avenue  
McKeesport, PA 15132

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.17(b) (relating to patient activities):

Graduate Skilled Nursing Facility  
One Graduate Plaza  
1800 Lombard St.  
Philadelphia, PA 19146

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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 previously.

Comments received by the Department within 15 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 and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1452. Filed for public inspection August 27, 1999, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Retention of Engineering Firms

#### Westmoreland County

#### Project Reference No. 08430AG2386

The Department will retain an engineering firm to perform final design and services during construction (consultation during construction and shop drawing review) for S. R. 0022, Section B08, the reconstruction of Traffic Route 22 located in the Borough of New Alexandria and Derry Township, Westmoreland County, Engineering District 12-0. The estimated construction cost is \$25 million.

The proposed project consists of the reconstruction of Traffic Route 22 from just east of S. R. 0981 (Segment 0340/000) eastward to just west of S. R. 0982 (Segment 0410/000) in Westmoreland County, a total distance of approximately 4.0 miles.

The selected firm will be required to perform field surveys, roadway design, intersection geometry investigation, signing layout, geotechnical reports, traffic control plans, hydraulic computations, utility coordination, right-of-way plans, erosion and sedimentation control plans, signing, sign lighting and pavement marking plans, traffic signal plans, construction plans, forms, estimates and specifications, roadway borings, project partnering and public involvement.

The following factors, listed in order of importance, will be considered by the Department during evaluation of the firms submitting acceptable letters of interest:

- a. Experience in roadway design
- b. Ability to expedite this project
- c. Project team composition
- d. Past performance

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Michael H. Dufalla, P.E., District Engineer  
Engineering District 12-0  
P. O. Box 459, North Gallatin Avenue Extension  
Uniontown, PA 15401

Attention: Mr. P. Gregory Bednar, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. P. Gregory Bednar, P.E., District 12-0, at (412) 439-7243.

#### Fayette, Greene, Washington and Westmoreland Counties

#### Project Reference No. 08430AG2387

The Department will retain an engineering firm for an Open-End Contract to perform various engineering and/or environmental services on various projects located in Engineering District 12-0, that is Fayette, Greene, Washington and Westmoreland Counties. The Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of the Open-End Contract will be \$1.0 million.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Specialized experience and technical competence of firm. The specific experience of individuals who constitute the firms will be considered.
- b. Understanding of the Department's requirements, Design Manuals, policies and specifications.
- c. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience with Open-End Contracts.
- d. Location of engineering firm with respect to the District. This will include ability/provisions for quick responses to District requests.
- e. Method of controlling quality of projects and submissions. Consideration will be given to coordination between disciplines, subconsultants, etc.

The work and services required under this Contract may encompass a wide range of environmental studies and engineering efforts with the possibility of several different types of projects with short completion schedules being assigned concurrently. The anticipated types of projects include, but not limited to, bridge replacements or bridge rehabilitation with minor approach work, environmental studies, roadway betterments (3R type,) minor

capital improvement projects (bridges or roadway), railroad grade crossing projects, minor location studies, and traffic studies, etc.

The engineering work and services which may be required under this Contract include, but are not limited to, perform field surveys; plot topography and cross sections; prepare submission for utility verification and relocations engineering; prepare all pertinent submissions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs and reports; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; and prepare construction plans, specifications, and estimates.

The areas of environmental study required under the Contract may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materials, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations; The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Michael H. Dufalla, P.E., District Engineer  
Engineering District 12-0  
P. O. Box 459, North Gallatin Avenue Extension  
Uniontown, PA 15401

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. William Oshnack, P.E., District 12-0, at (724) 439-7321.

### **Berks County**

#### **Project Reference No. 08430AG2388**

The Department will retain an engineering firm for a specific project agreement to conduct a Comprehensive Transportation Needs Analysis Study for the S. R. 0061 Corridor in the Township of Muhlenberg, Berks County. This project is expected to have an overall duration of twelve (12) months. This agreement will be administered by Engineering District 5-0.

The project area extends from the interchange between S. R.0061 and S. R. 0012 (formerly S. R. 0222) north to the interchange between S. R. 0061 and S. R. 0222 (formerly S. R. 3055). S. R. 0061 in the project area is a principal urban arterial. S. R. 0061 passes through heavy commercial, industrial, and residential areas throughout the study area.

The selected engineering firm will be required to provide a variety of engineering services as indicated below, but not limited to:

a. Gather all available traffic and safety information and perform supplemental traffic counts, origin/destination counts, and safety views as needed.

b. Develop an Environmental Overview document, including researching of all necessary socioeconomic and environmental data.

c. Prepare a Comprehensive Transportation Needs Analysis Report, including recommendations for corridor improvements.

All engineering services for this project will be performed in accordance with current Department Metric Design Standards.

The following factors, listed in order of importance, will be considered by the Department during evaluation of the firms submitting acceptable Letters of Interest.

a. Specialized expertise and technical competence.

b. Project team composition.

c. Project team experience.

d. Ability to expedite this project and maintain schedule and budget.

e. Past performance.

f. Location of consultant with respect to the project site and to the District Office.

The District will announce the firms that have been shortlisted at an open public meeting to be held in Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. All candidates that have submitted a Letter of Interest will be notified of the date. Specify a contact person in the letter of interest.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be ten (10%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and

additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Walter E. Bortree, P.E., District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103

Attention: Mr. Stephen L. Caruano, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Stephen L. Caruano, P.E., District 5-0, at (610) 791-6062.

### **Berks County**

#### **Project Reference No. 08430AG2389**

The Department will retain an engineering firm for a specific project agreement to conduct a corridor study from the interchange between S. R. 0222 and former S. R. 3055 (now also known as S. R. 0222) to the Lehigh County Line. The project area is located in the Townships of Ontelaunee, Maiden Creek, Richmond, and Maxatawny, Berks County. This project is expected to have an overall duration of twelve (12) months. This agreement will be administered by Engineering District 5-0.

S. R. 0222 is a rural principal arterial highway that runs northeast and southwest through Berks County. In the project area, S. R. 0222 is primarily a two-lane free access roadway with a short stretch of four-lane limited access divided highway near Kutztown. The highway traverses rolling terrain, passing through small residential and commercial areas in the southwestern part of the project area, gradually turning into rural farmland near the northeastern extents.

The selected engineering firm will be required to provide a variety of engineering services as indicated below, but not limited to:

a. Gather all available traffic and safety information and perform supplemental traffic counts, origin/destination counts, and safety views as needed.

b. Develop an Environmental Overview document, including researching of all necessary socioeconomic and environmental data.

c. Prepare a Comprehensive Transportation Needs Analysis Report, including recommendations for corridor improvements.

All engineering services for this project will be performed in accordance with current Department Metric Design Standards.

The following factors, listed in order of importance, will be considered by the Department during evaluation of the firms submitting acceptable Letters of Interest.

- a. Specialized expertise and technical competence.
- b. Project team composition.
- c. Project team experience.
- d. Ability to expedite this project and maintain schedule and budget.
- e. Past performance.
- f. Location of consultant with respect to the project site and to the District Office.

The District will announce the firms that have been shortlisted at an open public meeting to be held in Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. All candidates that have submitted a Letter of Interest will be notified of the date. Specify a contact person in the letter of interest.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be ten (10%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Walter E. Bortree, P.E., District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103

Attention: Mr. Stephen L. Caruano, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Stephen L. Caruano, P.E., District 5-0, at (610) 791-6062.

### **Lehigh County**

#### **Project Reference No. 08430AG2390**

The Department will retain an engineering firm for a multi-phase, specific project agreement, to perform environmental studies and preliminary engineering, final design and services during construction (shop drawing reviews and consultation during construction) for the proposed bridge replacement on S. R. 4025 over Jordan Creek located in the Township of Lowhill, Lehigh County. The design of this project is expected to have an overall duration of twenty-seven (27) months with shorter, varying schedules for individual phases. This agreement will be administered by Engineering District 5-0. The estimated construction cost is \$1.5 million.

The existing structure, built in 1887, is a three (3) span, 35-meter long, stone arch spandrel structure with two 3.0-meter lanes. S. R. 4025 in the project area is a two lane minor collector highway that extends north and south through the Township of Lowhill. The project study limits will extend 150 meters from each end of the existing structure. The structure is bounded by forest and detached residences to the north and south. The structure was listed on the National Register on June 22, 1988. It is currently closed to traffic.

The selected engineering firm will be required to provide a variety of engineering services as indicated below, but not limited to:

a. All studies necessary for the preparation of Categorical Exclusion Evaluation Level 4 and associated documents including: cultural resource surveys; wetlands delineation and evaluation; Section 106 documents; hazardous waste reports; archeological surveys, etc.

b. Preliminary engineering including, but not limited to: field surveying; hydraulic and hydrologic analysis;



type, size, and location drawings; Step 9 submission; roadway design; E & S plans; soils and geotechnical reconnaissance; maintenance and protection of traffic; right-of-way investigation; and coordination with utility companies.

c. Preparation of final roadway and structure plans, including, but not limited to: roadway and structure borings; final design; and preparation of plans, specifications, and estimates.

d. Consultation during construction.

All engineering services for this project will be performed in accordance with current Department Metric Design Standards.

The following factors, listed in order of importance, will be considered by the Department during evaluation of the firms submitting acceptable Letters of Interest.

- a. Specialized expertise and technical competence.
- b. Project team composition.
- c. Project team experience.
- d. Ability to expedite this project and maintain schedule and budget.
- e. Past performance.
- f. Location of consultant with respect to the project and to the District Office.

The District will announce the firms that have been shortlisted at an open public meeting to be held in Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. All candidates that have submitted a Letter of Interest will be notified of the date. Specify a contact person in the letter of interest.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Walter E. Bortree, P.E., District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103

Attention: Mr. Stephen L. Caruano, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Stephen L. Caruano, P.E., District 5-0, at (610) 791-6062.

#### **Delaware and Philadelphia Counties**

#### **Project Reference No. 08430AG2391**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately thirty-seven (37) inspectors, under the Department's Inspector(s)-in-Charge for construction in-

spection and documentation services on S. R. 0095, Section AIR, in Delaware and Philadelphia Counties.

This project will complete the construction of substructure and superstructure elements for five (5) structures ranging from 115 feet to 1,200 feet in length. Superstructures will have composite decks atop steel plate girders and prestressed concrete beams. The work also includes eight (8) new Mechanically Stabilized Retaining walls with a total length of approximately 4000 LF.

New Plain Cement Concrete Pavement Ramps will be constructed for the northbound and southbound access to the Airport. The northbound collector distributor road will be relocated northerly. Anticipated overall length of new roadway construction is 21,600 linear feet.

Other work will include the demolition of a multi-span structure, the construction of high mast and conventional lighting, new corridor signing and sign lighting, traffic signal modifications, drainage facility modifications and guiderail modifications and improvements.

All work will be performed while maintaining full access to the Airport and with minimal disruption to current mainline I-95 traffic. The Maintenance and Protection of Traffic will be integrated with the earlier foundations contract traffic control. The work will be closely coordinated with two (2) companion projects.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities. Department and District experience and supervisory experience.
- b. Specialized experience in structures, drainage, earthwork, concrete paving, pile driving and Maintenance and Protection of Traffic.
- c. Number of NICET and NECEPT certified inspectors in each payroll classification.
- d. Understanding of Department's requirements, policies, and specifications.
- e. Ability to provide two (2) "CDS" operators or persons capable of inputting data into a personal computer (TCIS Classification) and two (2) licensed nuclear operators (TCI-M Classification).
- f. Past performance.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

A minimum of four (4) individuals submitted as part of your inspection staff must have a NECEPT Bituminous Field Technician Certification.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	6 (4)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	2 (2)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	20 (11)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	8 (10)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1999:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$46.27
(TCIS)	\$40.54
(TCI-Materials)	\$36.55
(TCI)	\$35.47
(TA)	\$24.39

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the

construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- a. One (1) 35 MM camera.
- b. One (1) digital camera.
- c. Safety vests-high visibility for inspectors.
- d. Eight (8) cellular phones with radio capability.
- e. Two (2) nuclear densometer gauge/license and a means to transport the gauges on demand.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	8
TCI-M	3
TCI	24

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Andrew Warren, District Administrator  
Engineering District 6-0  
200 Radnor-Chester Road  
St. Davids, PA 19087

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. George Dunheimer, District 6-0, at (610) 964-6554.

**Allegheny County**

**Project Reference No. 08430AG2392**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately twelve (12) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S. R. 3026, Section A02, Allegheny County Local Name: Millers Run at Koppers This is a bridge replacement project involving minor approach work. This will be

a demonstration job using precast substructure units. The project is located in South Fayette Township, Allegheny County.

2. S. R. 0130, Section A07, Allegheny County Local Name: Tri-Boro Expressway This project involves the replacement of concrete pavement. Maintenance will be performed on structures and guiderail, with signals and signs updated. The project is located in the Boroughs of East Pittsburgh, Turtle Creek, and Wilmerding, and the Municipality of Monroeville, Allegheny County.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, structures, asphalt approach work, drainage, guiderail work, and concrete pavement replacement. (References should be supplied for each inspector).
- b. Understanding of Department's requirements, policies, and specifications.
- c. Past performance.
- d. Number of NICET certified inspectors in each payroll classification.
- e. Number of available inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	2 (2)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	7 (6)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.

- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

- 4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

- 5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1999:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCIS)	\$40.54
(TCI)	\$35.47
(TA)	\$24.39

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; two (2) inspectors certified in computer documentation and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauges/License \*\*\*\*
- 1 Vehicle for the Transportation of Nuclear Gauge \*\*\*\*
- 5 Cellular Telephones (Two-way Radios also acceptable)
- \*\*\*\* At point of need when needed.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCIS	3
TCI	9

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Raymond S. Hack, P.E., District Engineer  
 Engineering District 11-0  
 45 Thoms Run Road  
 Bridgeville, PA 15017  
 Attention: Design Liaison Unit

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian A. Krul, District 11-0, at (412) 429-3801.

**Centre County**

**Project Reference No. 08430AG2393**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately sixteen (16) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 6220, Section B12, Centre County, Route 220 Relocation. This project involves 1.3 miles of new mainline construction with one (1) bridge and one (1) structure rehabilitation.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- b. Past Performance.
- c. Understanding of Department's requirements, policies, and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the require-

ments for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	3 (3)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	8 (5)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

\* One TCI must be CDS certified, one TCI must be concrete certified, and one must be Bituminous field certified.

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
- 5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1999:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$46.27
(TCIS)	\$40.54
(TCI-Materials)	\$36.55
(TCI)	\$35.47
(TA)	\$24.39

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauge/License (at point of need when needed)
- 5 Cellular Phones

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	4
TCI-M	1
TCI	10

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. George M. Khoury, P.E., District Engineer  
 Engineering District 2-0  
 1924-30 Daisy Street, P. O. Box 342  
 Clearfield, PA 16830

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Vasco A. Ordenez, P.E., District 2-0, at (814) 765-0439.

**Centre County**

**Project Reference No. 08430AG2394**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately eighteen (18) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 6220, Section A12, Centre County, Route 220 Reconstruction. This project

involves 1.5 miles of new mainline construction with six (6) bridges and one (1) box culvert.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- b. Past Performance.
- c. Understanding of Department's requirements, policies, and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	2 (2)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	3 (3)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	9 (5)*
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

\* One TCI must be CDS certified, one TCI must be concrete certified, and one must be Bituminous field certified.

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.

2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1999:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$46.27
(TCIS)	\$40.54
(TCI-Materials)	\$36.55
(TCI)	\$35.47
(TA)	\$24.39

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauge/License (at point of need when needed)
- 5 Cellular Phones

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	3
TCIS	4
TCI-M	2
TCI	11

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. George M. Khoury, P.E., District Engineer  
Engineering District 2-0  
1924-30 Daisy Street, P. O. Box 342  
Clearfield, PA 16830

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Vasco A. Ordonez, P.E., District 2-0, at (814) 765-0439.

**Allegheny, Beaver and Lawrence Counties**

**Project Reference No. 08430AG2395**

The Department will retain an engineering firm for an Open-End Contract for various engineering and/or environmental services on various projects located in Engineering District 11-0, that is Allegheny, Beaver and Lawrence Counties. The Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of the Open-End Contract will be \$2.0 million.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting acceptable letters of interest:

- a. Specialized experience and technical competence of firm.
- b. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on Open-End Contracts. The specific experience of individuals employed by the firm shall be considered.
- c. Location of Consultant in respect to the District.
- d. Available staffing for this assignment and the ability to meet the Department's needs.

The work and services required under this Contract may encompass a wide range of environmental studies and engineering efforts with the possibility of several different types of projects with short completion schedules being assigned concurrently. The anticipated types of projects include, but not limited to, bridge replacements or bridge rehabilitation with minor approach work, environmental studies, roadway betterments (3R type,) minor

capital improvement projects (bridges or roadway), railroad grade crossing projects, and minor location studies, etc.

The engineering work and services which may be required under this Contract include, but are not limited to, perform field surveys; plot topography and cross sections; prepare submission for utility verification and relocations engineering; prepare all pertinent submissions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs and reports; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; and prepare construction plans, specifications, and estimates.

The areas of environmental study required under the Contract may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materials, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations; The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Raymond S. Hack, P.E., District Engineer  
Engineering District 11-0  
45 Thoms Run Road  
Bridgeville, PA 15017

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Jeffrey Thompson, P.E., District 11-0, at (412) 429-4929.

### Centre County

#### Project Reference No. 08430AG2396

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately nineteen (19) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 6220, Section C12, Centre County, Route 220 Relocation. This project involves 4.5 miles of new mainline construction with seven (7) bridges.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- Past Performance.
- Understanding of Department's requirements, policies, and specifications.
- Number of available inspectors in each payroll classification.
- Number of NICET certified inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	2 (2)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	3 (3)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	10 (6)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1999:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$46.27
(TCIS)	\$40.54
(TCI-Materials)	\$36.55
(TCI)	\$35.47
(TA)	\$24.39

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauge/License  
(at point of need when needed)
- 5 Cellular Phones

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	3
TCIS	4
TCI-M	2
TCI	12

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. George M. Khoury, P.E., District Engineer  
Engineering District 2-0  
1924-30 Daisy Street, P. O. Box 342  
Clearfield, PA 16830

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Vasco A. Ordonez, P.E., District 2-0, at (814) 765-0439.

**Cumberland County**

**Project Reference No. 08430AG2397**

The Department will retain an engineering firm for a multi-phase, specific project agreement to provide preliminary studies, environmental studies, preliminary engineering, final design, including preparation of bridge and roadway plans, specifications and estimates; shop drawing review and consultation during construction. This project is for the reconstruction of interchanges with S. R. 0015 and S. R. 0581 and with S. R. 0015 and S. R. 2014. Design services are required for approximately 4.12 km (2.56 miles) of S. R. 0581 and 2.45 km (1.52 miles) of S. R. 0015 in Camp Hill Boro and Lower Allen, Hampden, and East Pennsboro Townships, Cumberland County. This project limits are from a point 762 m (2,500 ft) south of Zimmerman Drive to the signalized intersection at the main entrance to the Camp Hill Mall, and on S. R. 0581 from a point 762 m (2,500 ft) west of S. R. 0015 to I-83 (York split). All ramps contained within these limits are also included. The design portion of the multi-phase project is expected to have an overall duration of approximately sixty (60) months with shorter, varying schedules for individual phases. The estimated construction cost of the new roadway and structures is approximately \$40 million.

The selected firm will be required to provide a variety of services including the following: project administration; field surveys; plotting of topography and cross sections; utility investigation and coordination; geotechnical studies; core borings, foundation designs; preliminary right-of-way investigation; safety reviews; life cycle cost analysis/pavement survey report; pavement and drainage designs; value engineering; field views; environmental studies and documentation; interagency permits; preliminary line,



grade and typical section development; and preliminary type, size, and location submission; final design activities including final Step 9 and TS&L; drainage and roadway design; highway lighting design; highway signing and pavement marking plans; right-of-way plans; traffic control plans; erosion and sedimentation control plans; structural rehabilitation designs and structure designs; and preparation of a plans, specifications, and estimates package; electronic data transfer; engineering services during construction including shop drawing review and consulting services.

The design of this project will be developed using metric units.

Welcom's Open Plan software will be used, by the Department, for project management and tracking.

A project specific Quality Development Plan will be prepared for the project.

Oral presentations will be required.

The Department is seeking a large, multi-disciplined firm with environmental, geotechnical, highway design, and structure design experience.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Specialized experience and technical competence with similar projects and their ability to provide innovative solutions to complex technical problems.
- b. Experience in highway design, structure design, geotechnical design, and hydrological/hydraulic analysis and design.
- c. Past record with respect to cost control, work quality, and ability to meet schedules.
- d. The project team including subconsultants.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and a maximum of ten (10) one sided pages of additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Barry G. Hoffman, P.E., District Engineer  
Engineering District 8-0  
2140 Herr Street  
Harrisburg, PA 17103  
Attention: Mr. William Greene

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. William Greene, District 8-0, at (717) 783-5148.

### **Statewide Open-End Contract for Management of Preliminary & Final Design Activities**

#### **Project Reference No. 08430AG2398**

The Department will retain engineering firms for two (2) Open-End Contracts for the Management of Preliminary and Final Design Activities on various projects located statewide.

The Contracts will each be for a sixty (60) month period with projects assigned on an as needed basis. The maximum amount of each Open-End Contract will be \$5.0 million. The Department reserves the option to extend the time and the amount of the contracts as required to complete assignments. It is estimated that a minimum of four (4) project assignments will be made by the Department within the first three (3) months of execution of these contracts.

The Department will establish an order of ranking of a maximum of five (5) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The engineer will provide the Department with the necessary technical expertise and services to assist in the successful completion of environmental studies, preliminary and final design and related environmental activities associated with highway and other transportation projects. The engineer's personnel should include a team of highly qualified environmental, planning, engineering, public/agency involvement, and automation technologies professionals to provide all necessary services to guide and assist Department and other consultant staff through the transportation project development activities. Many of the work assignments will be within the preliminary and final design phases and relate to engineering and environmental requirements. However, a significant portion of the work assignments will involve environmental activities relating to, but not limited to, Transportation Equity Act-21 (TEA 21) compliance and implementation of the 21st Century Environment Commission Plan, Greenways Plan, the Statewide Long Range Transportation Plan and EBAT, PennDOT's Baldrige Assessment Tool. Work assignments on projects within the final design phase shall exclude final design and will relate to preliminary engineering, environmental requirements, or review of final design prepared by others.

The following factors will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.
- b. The consultant firm and the proposed project team will possess the necessary specialized experience and technical competence to insure the following:
  1. Project management of preliminary and final design, and environmental studies.
  2. Technical assistance in preparing policy and project development materials for Department use.
  3. Quality control/assurance for the preparation, review and tracking of engineering and environmental documents and plans.
  4. The Department's compliance with the provisions of the Transportation Equity Act-21 (TEA-21).

5. Consistency and compliance with the provisions of the Department's Engineering & Construction Management Systems (ECMS), 21st Century Environment Commission Plan, Greenways Plan, the statewide Long Range Transportation Plan and PennDOT's Baldrige Assessment Tool.

6. Consistency and compliance with all applicable state and federal environmental laws, regulations, and procedures.

7. Adherence to established project schedules.

8. Timely permit application during the Transportation Project Development Process.

9. Utilization of cost effective and state-of-the-art analysis and documentation methods.

10. Technical assistance to the Department for the integration of automation technologies into environmental, preliminary design, final design and mitigation activities.

11. Consistency among transportation projects and local/regional (LDD/MPO) and statewide planning goals.

12. Sensitivity to local, state, and federal environmental goals and issues.

13. Responsiveness to public and agency needs and concerns.

14. Consistency in the planning, design and implementation of transportation enhancement projects.

15. Utilization and application of the new FHWA noise model.

16. Follow through on design and mitigation commitments, to include mitigation monitoring and evaluation.

17. Facilitation of the transition from preliminary design to final design, and from final design to construction.

18. Utilization of modern business practices.

19. Timely communication such that Department management is kept well informed, and properly involved in the project development process.

c. Past record of performance with respect to; cost control, work quality, ability to meet schedules and previous experience on relevant projects. The specific experience of individuals employed by the firm will be considered.

d. Projected workload for the next two calendar years.

e. Available staffing for assignments and the ability to meet the Department's needs.

The work and services required under this Contract may encompass a wide range of environmental study efforts with the possibility of several different types of projects with short completion schedules being assigned concurrently. The anticipated types of assignments include, but are not limited to:

1. Provide design professional services to improve the effectiveness and efficiency of the transportation project development process.

2. Assist project teams with the development of project scopes of work.

3. Assist project teams with the development of needs analysis.

4. Monitor and review needs analysis during the Planning and Prioritization/Programming Phases.

5. Participate in and report on project scoping, status meetings, document review and public and agency meetings.

6. Review project scopes of work, technical proposals, and project schedules.

7. Monitor data collection, data management, and technical analysis activities.

8. Monitor and review comprehensive land use and community planning activities relative to transportation project development.

9. Review preliminary data and analysis.

10. Monitor public and agency involvement activities.

11. Assist project teams in developing engineering plans and documents in the preliminary and final design phases.

12. Review environmental reports and related documents, including mitigation plans.

13. Monitor and review key steps in the Section 404 permit processes including pre-application, application, public notice, evaluation, and special conditions to insure adequacy, timeliness, and completeness.

14. Monitor the development and submission of permits required by state agencies including those which may be required for erosion and sedimentation control, stormwater discharge, earth disturbance, placement of fill in controlled areas, and waterway and flood plain involvement.

15. Review permit applications.

16. Brief project study teams on applicable policies and procedures.

17. Brief management on project study progress and problems.

18. Prepare briefing materials, minutes of meetings, and technical articles as required.

19. Suggest cost effective and innovative approaches related to project development, review, and coordination procedures.

20. Assist with review and analysis of proposed legislation and current statutes, rules and regulations.

21. Review project designs to ensure that adequate avoidance, minimization, and other mitigation measures are incorporated.

22. Assist in the writing of policy and procedure memoranda.

23. Identify and evaluate tools for more effectively and efficiently managing the design phases of transportation projects.

24. Initiate, chair, and document special meetings with local interest groups, agencies, and/or Department and consultant personnel.

25. Identify and evaluate important research topics and assist with review of research activities and reports.

26. Manage agency/consultant coordination and assist with environmental, design or mitigation activities during the construction phase.

27. Review and monitor construction and maintenance projects to ensure that environmental mitigation measures are carried out and that appropriate environmental practices are employed.

28. Evaluate the effectiveness of innovative mitigation measures.

29. Develop and conduct training associated with implementation of transportation project development policies and procedures.

30. Research and conduct feasibility studies of software and automation systems applications for transportation design and environmental studies.

31. Evaluate state-of-the-art and emerging automation technologies for environmental studies, preliminary design, final design, and mitigation applications.

32. Assist in the preparation of overviews and marketing plans.

33. Evaluate and recommend technologies for disseminating information to the public and other agencies on transportation design and environmental studies.

The areas of management assistance for environmental studies required under the Contract may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination; scoping; correspondence; meeting minutes; public meetings and hearing presentations; visualization materials; handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; preliminary engineering plans, and remote sensing/mapping innovations; and, land use.

When given an assignment under the contract, the engineer will prepare work order proposals for guiding and assisting the Department in managing the project development of projects requiring an Environmental Impact Statement (EIS), an Environmental Assessment (EA) or a Categorical Exclusion Evaluation (CEE). The Department may also assign the engineer projects or groups of projects requiring a lesser environmental clearance document to include Section 4(f) documents, and to assist with the management of environmental issues related to planning, construction or maintenance activities. The engineer and subconsultants will not be asked to provide management services on a project for which the engineer or his subconsultants are involved in the development of the environmental documents, and/or their supporting studies.

The engineer will designate a contract manager and supporting staff to be located within the Harrisburg metropolitan area. No work shall be performed under this contract until project work orders are executed. In most cases project work orders will be originated in the Engineering District Offices.

The Director of the Bureau of Environmental Quality or his designee will administer this contract, and will coordinate the provision of consultant guidance and assistance with the Engineering District Offices and Central Office Bureaus. Although overall administration and coordination will be the responsibility of the Director of the Bureau of Environmental Quality, or his designee, the project level work will be the responsibility of the District Engineer, Bureau Director, or his designee under each project work order. The Chief of the Highway Quality Assurance Division of the Bureau of Design, or his designee, will assist in coordinating the provision of

consultant guidance and assistance, particularly in the engineering and environmental clearance (NEPA and Act 120) aspects of preliminary or final design.

The Department will supply the engineer with all correspondence, directives, manuals, and other information required to perform this work.

The engineer will develop and maintain a project file for each assigned project, which will be turned over to the Department as directed.

The Department will make Department publications and other appropriate training materials available to the consultant.

All assignments under this contract will be completed under separate work orders that are individually executed subparts of the overall contract. The engineer, when assembling and identifying his team of highly qualified environmental, engineering, planning, public/agency involvement, and automation technologies professionals should demonstrate the level of commitment to this project, particularly in respect to study requirements and response time. The engineer should clearly describe the qualifications and experience of each professional.

The Department will periodically evaluate the performance of the engineer. Work order performance evaluation reports and a final overall contract performance evaluation report will be issued to and reviewed with the engineer.

Monthly status reports for each assignment will be submitted by the engineer.

Due to the importance of proper management in successfully performing the assignments under this contract, the engineer should clearly describe a specific management approach, identify key operational elements, and identify a particular management team.

It is required that the engineer include all staff and subconsultants intended for use during the life of the contract in the technical proposal.

The development of preliminary engineering concepts shall be completed to the extent that the soundness of engineering principles has been verified. The further development in final design of these identified engineering concepts shall be the work of others.

The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2 x 11, one sided, plus an organization chart.

Interested firms should submit eight (8) copies of the letter of interest to: Danielle Shellenberger, Environmental Contract Manager, Bureau of Environmental Quality, 7th Floor, Forum Place, 555 Walnut Street, Harrisburg, PA 17101-1900. The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 prevailing time on the twentieth (20th) day following the date of this notice.

Technical questions concerning the requirements for this project should be directed to Danielle Shellenberger, BEQ, at (717) 783-6503.

### Northumberland County

#### Project Reference No. 08430AG2384

This project advertisement appeared in the August 7, 1999 issue of the *Pennsylvania Bulletin*. The advertisement was to retain an engineering firm under a multi-phase, specific project agreement to perform preliminary engineering, environmental studies, final design and construction services for a bridge and roadway project; S. R. 0061, Section 079 in Coal Township and the City of Shamokin, Northumberland County.

The due date for Letters of Interest to the Department as stated in the August 7, 1999 advertisement is extended from August 13, 1999 to September 17, 1999. Letters of Interest previously submitted are acceptable or firms have the option of resubmitting. The District will announce the firms that have been shortlisted at an open public meeting rescheduled for October 1, 1999 at 10:00 A.M. at the Engineering District 3-0 office.

#### General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information for each Project Reference Number for which the applicant wishes to be considered.

The Letter of Interest and required information must be submitted to the person designated in the individual advertisement.

The Letter of Interest and required information must be received by the Deadline indicated in the individual advertisement.

All consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the appropriate District Office, by the deadline stipulated in the individual advertisements.

For Statewide projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the Central Office, Bureau of Design by the deadline stipulated in the individual advertisements.

By submitting a letter of interest for the projects that requests engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania.

Information concerning the Annual Qualification Package can be found in Strike-off Letter No. 433-99-04 or under the Notice to all Consultants published in the February 27, 1999 issue of the *Pennsylvania Bulletin*.

The requirements for Letters of Interest, in addition to the requirements stipulated in the individual advertisement, are as follows:

1. The Letter of Interest must include the project reference number, the firm's legal name, and the firm's federal identification number.
2. Identify the project manager.
3. Identify subconsultants, if any, including DBE/WBE, if required.
4. Identify key project staff.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit a Letter of Interest on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st century (TEA-21) and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The TEA-21 requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

Proposing DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 99-1453. Filed for public inspection August 27, 1999, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

**James B. Tortorice and Vicky Jerenko v. DEP and  
Kenneth Dale and Mary Ann Dale; Doc. No.  
98-110-R**

The Commonwealth of Pennsylvania, Department of Environmental Protection (Department) and James B. Tortorice and Vicky Jerenko have agreed to a settlement of the above matter.

The parties have agreed to a settlement, the major provisions of which include James Tortorice and Vicky Jerenko applying for a small project Water Obstruction and Encroachment Permit for a crossing which will convey Lobbs Run through the Tortorice property at approximately section 5-5.1 (as referenced in Commonwealth Exhibit No. 12) at a 100 year water surface elevation no higher than those elevations published in the flood insurance study for Allegheny County dated 1979.

Copies of the full agreement are in the possession of: Charney Regenstein, Assistant Counsel, Department of Environmental Protection, Office of Chief Counsel, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4262 and at the offices of the Environmental Hearing Board, and may be reviewed by an interested person on request during normal business hours.

Any person believing himself aggrieved by the above settlement has a right to appeal to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457. Appeals must be filed within 20 days of this publication.

If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 783-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Service at (800) 654-5984.

The Environmental Hearing Board is empowered to approve this settlement if no objection is timely filed with the Board.

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 99-1454. Filed for public inspection August 27, 1999, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Closure of Cloe Lake, Jefferson County

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 53.15 (relating to Commission lakes or access areas under special time regulations), will temporarily close Cloe Lake, Jefferson County, to all public access and use related to fishing and boating, effective immediately. The Commission is closing Cloe Lake to public use related to fishing and boating so that the Commission may draw down the lake. This draw down is needed to inspect the emergency spillway.

Cloe Lake will be closed to all public use and access related to fishing and boating until further notice.

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 99-1455. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Designation of 1999 Class A Wild Trout Waters

The Fish and Boat Commission (Commission) is considering the republication of its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of Pennsylvania's naturally reproducing trout fisheries. The Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A Wild Trout fisheries are species specific. Wild Trout Abundance Class Criteria include provisions for:

(i) Wild Brook Trout Fisheries

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) Wild Brown Trout Fisheries

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) Mixed Wild Brook and Brown Trout Fisheries

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) Wild Rainbow Trout Fisheries

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

In order for a water to be removed from the Class A Wild Trout Streams designation, total trout biomass must be documented below the set criteria for two consecutive stream examinations.

The Commission intends to consider the designation of Class A Wild Trout Streams at its meeting on September 27, 1999. Persons with comments, objections or suggestions concerning the designations are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, by no later than September 24, 1999. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically at "regulations @ fish.state.pa.us." A subject heading of the proposal and a return name and address must be included in each transmission. In addition, all electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of

electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

A complete list of waters that the Commission is designating as Class A Wild Trout Waters is as follows:

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Adams	Antietam Creek, E. Branch	From headwaters downstream to Waynesboro Reservoir	2.5 miles
Adams	Carbaugh Run	From headwaters downstream to Carbaugh Run Reservoir	1.6 miles
Bedford	Potter Creek	From Route T-609 bridge downstream to Mouth	3.3 miles
Bedford	Yellow Creek	From Keagy Dam Breast downstream to Dam Breast at Waterside	1.4 miles
Berks	Beaver Run	From headwaters downstream to mouth	3.1 miles
Berks	Bieber Creek	From SR 2026 Bridge/Boyers Junction downstream to Dam at SR 1021 T-593 Junction	2.2 miles
Berks	Furnace Creek	From headwaters downstream to 930 meters upstream from SR 4044	2.8 miles
Berks	Hay Creek	From headwaters downstream to SR 0082 at Geigertown	6.4 miles
Berks	Perkiomen Creek, NW Branch	SR 1022 downstream to SR 2069	4.9 miles
Berks	Peters Creek	From headwaters spring downstream to the mouth	0.75 miles
Berks	Pine Creek	From headwaters downstream to mouth	6.0 miles
Berks	Six Penny Creek	From headwaters downstream to mouth at Schuylkill River	3.7 miles
Berks	Swamp Creek	From headwaters downstream to dam in Bechtelsville	2.6 miles
Berks	UNT Perkiomen Creek, NW Branch	From headwaters downstream to mouth	2.4 miles
Berks	UNT to Six Penny Creek	From headwaters downstream to mouth	1.7 miles
Berks	Wyomissing Creek	SR 222 downstream to dam pool downstream Wyomissing Blvd	2.4 miles
Berks/Lehigh	Perkiomen Creek	From headwaters downstream to SR 1010 at Hereford	5.3 miles
Blair	Clover Creek	From LR07009 bridge near Larke downstream to mouth	6.0 miles
Blair	Piney Creek	From mouth of Poverty Hollow Run downstream to mouth at Gannister	6.2 miles
Blair	Tipton Run	From headwaters downstream to upper limit of slackwater at Tipton Reservoir	2.5 miles
Blair	Tipton Run	From dam at Tipton Reservoir downstream to mouth	4.6 miles
Blair/Centre	Big Fill Run	From confluence of Big Fill Run and Wolf Run downstream to mouth	4.7 miles
Blair/Huntingdon	Fox Run	From headwaters downstream to mouth	2.4 miles
Bradford	Chilson Run	From headwaters downstream to mouth	1.6 miles
Bradford	Deep Hollow	2.87 miles upstream mouth downstream to mouth	2.9 miles
Bradford	Millstone Creek	From headwaters downstream to Deep Hollow Run	3.5 miles
Bradford	Pine Swamp Run	From headwaters downstream to mouth	2.3 miles
Bradford	Sugar Run	From headwaters downstream to mouth	3.2 miles
Bucks	Cooks Creek	From confluence with Silver Creek downstream to SR 4075 bridge	3.7 miles
Bucks	Cooks Creek	SR 4075 bridge downstream to mouth	2.2 miles
Bucks	UNT Cooks Creek (Silver Creek)	From a spring 0.5 miles upstream of mouth downstream to mouth	0.5 miles
Bucks	UNT Cooks Creek (Coon Hollow Run)	From headwaters downstream to mouth	2.5 miles
Cambria	Bens Creek	From headwaters downstream to the Portage Water Authority Bkwtr	2.7 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Cambria	Conemaugh River, Little S Fork	From headwaters downstream to Beaverdale Reservoir	2.0 miles
Cambria	Sandy Run	From headwaters downstream to mouth	2.2 miles
Cameron	Bailey Run, Little	From headwaters downstream to mouth	1.4 miles
Cameron	Black Stump Hollow	From headwaters downstream to mouth	2.2 miles
Cameron	Bronson Run	From headwaters downstream to mouth	2.3 miles
Cameron	Brooks Run	From confluence of left & right branches downstream to SF RD bridge 2.9 km upstream mouth	1.6 miles
Cameron	Canoe Run	From headwaters downstream to mouth	3.1 miles
Cameron	Colbert Hollow	From headwaters downstream to mouth	1.8 miles
Cameron	Cowley Run	From confluence of East & West Branch downstream to mouth	0.9 miles
Cameron	Finley Run	From headwaters downstream to Forest Rd Bridge 2.1 miles upstream from mouth	2.5 miles
Cameron	Grove Run	From headwaters downstream to mouth	5.8 miles
Cameron	Hunts Run	From McNuff Branch downstream to mouth	4.7 miles
Cameron	Lick Island Run	From confluence with Gravelly Run downstream to mouth	1.4 miles
Cameron	McNuff Branch	From headwaters downstream to mouth	5.1 miles
Cameron	Miller Run	From headwaters downstream to mouth	2.2 miles
Cameron	Norcross Run	From headwaters downstream to mouth	3.0 miles
Cameron	Sinn-Portage Creek	From confluence with Parker Run downstream to confluence with Cowley Run	2.5 miles
Cameron	Sinnemahoning Creek Driftwood Branch	From headwaters downstream to confluence with Elk Fork	6.8 miles
Cameron	Square Timber Run	From headwaters downstream to mouth	3.7 miles
Cameron	Whitehead Run	From headwaters downstream to mouth	2.5 miles
Carbon	Aquashicola	Bridge on T-372 downstream to Chicola Lake	2.4 miles
Carbon	Black Creek	From Weider Tract downstream to mouth	3.0 miles
Carbon	Hickory Run	From Sand Spring Run downstream to mouth	1.6 miles
Carbon	Little Bear Creek	From headwaters downstream to confluence with Big Bear Creek	1.9 miles
Centre	Benner Run	From headwaters downstream to first tributary below Pine Haven Camp	2.0 miles
Centre	Black Bear Run	From headwaters downstream to Black Bear Reservoir	3.7 miles
Centre	Bougher Run	From headwaters downstream to mouth	3.0 miles
Centre	Buffalo Run	From headwaters downstream to bridge at SR 3008	5.5 miles
Centre	Buffalo Run	From SR 3008 Bridge in Fillmore downstream to mouth	6.7 miles
Centre	Cedar Run	From headwaters downstream to mouth	2.9 miles
Centre	Elk Creek	From headwaters downstream to Stover Gap Road	1.5 miles
Centre	Elk Creek	From Stover Gap Road downstream to the spring approximately 0.8 miles west of SR 0445 and SR 874 intersection	5.8 miles
Centre	Elk Creek	From the spring 9.8 km upstream of mouth downstream to mouth	6.1 miles
Centre	Fields Run	From headwaters downstream to mouth	4.9 miles
Centre	Galbraith Gap	From headwaters downstream to mouth	3.2 miles
Centre	Laurel Run	From Whetstone Run downstream to the mouth	2.09 miles
Centre	Lick Run	From headwaters downstream to mouth	2.5 miles
Centre	Little Fishing Creek	From spring 6.8 km above T-420 downstream to 1.2 km below T-470 in Mingoville	6.5 miles
Centre	Logan Branch	From 135 m upstream T-371 bridge downstream to Axemann Spring	1.6 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Centre	Logan Branch	From Axemann Spring downstream to mouth	2.0 miles
Centre	Muddy Creek	From headwaters downstream to mouth	3.6 miles
Centre	Nittany Creek	From I-80 eastbound bridge downstream to mouth	2.9 miles
Centre	Penns Creek	From confluence with Elk Creek at Coburn downstream to .6 km downstream from confluence with Swift Run	7.0 miles
Centre	Pine Creek	From headwaters downstream to bridge on Stony Run Road	3.7 miles
Centre	Pine Creek	From SR 2018 bridge downstream to mouth	1.5 miles
Centre	Rock Run	From headwaters downstream to the confluence with Middle Branch of Rock Run	1.4 miles
Centre	Rock Run, Middle Branch	From headwaters downstream to mouth	2.7 miles
Centre	Smays Run	From headwaters downstream to mouth	1.1 miles
Centre	Spring Creek	From SR 3010 bridge downstream to Thorton Spring at SR 0026 bridge	2.0 miles
Centre	Spring Creek	From Thorton Spring downstream to 2.0 km below T-376 bridge	3.1 miles
Centre	Spring Creek	From 2.0 km below T-376 bridge downstream to upper limit of Fisherman's Paradise	5.5 miles
Centre	Spring Creek	Fisherman's Paradise	1.0 miles
Centre	Spring Creek	From downstream limit of Fisherman's Paradise downstream to RR trestle 100 yds above dam in Bellefonte	3.7 miles
Centre	Spring Creek	Lamb Street bridge in Bellefonte downstream to mouth	2.3 miles
Centre	Spruce Creek	From private road south of Rock Spring downstream to Centre/Huntingdon Co. line	2.0 miles
Centre	Thompson Run, Unit #3	From headwaters at Duck Pond downstream to mouth	0.9 miles
Centre	Tomtit Run	From headwaters downstream to 300 m upstream from mouth	3.8 miles
Centre	Trim Root Run	From headwaters downstream to mouth	2.5 miles
Centre	Wallace Run	From confluence of North Branch downstream to UNT at Gum Stump	2.0 miles
Centre/ Clearfield	Moshannon Creek	From headwaters downstream to Roup Run	5.0 miles
Chester	Little Valley Creek	From tributary upstream of SR 0202 bridge downstream to mouth	1.7 miles
Chester/ Montgomery	Valley Creek	From SR 0029 downstream to mouth	7.0 miles
Clearfield	Jack Dent Branch	From headwaters downstream to first Jack Dent Road bridge	1.8 miles
Clearfield	Simeling Run	From headwaters downstream to mouth	2.5 miles
Clinton	Amos Branch	From headwaters downstream to mouth	4.7 miles
Clinton	Barney Run	From headwaters downstream to mouth	4.7 miles
Clinton	Bear Run	From headwaters downstream to mouth	2.7 miles
Clinton	Beaver Dam Run	From confluence Left Fork and Right Fork downstream to mouth	1.6 miles
Clinton	Boggs Hollow	From headwaters downstream to mouth	5.2 miles
Clinton	Burns Run	From headwaters downstream to mouth	3.8 miles
Clinton	Calhoun Branch	From headwaters downstream to confluence with Trout Run	2.5 miles
Clinton	Camp Run	From headwaters downstream to 3.1 km upstream from mouth	1.9 miles
Clinton	Cedar Run	From headwaters downstream to mouth	5.6 miles
Clinton	Cranberry Run	From headwaters downstream to mouth	2.9 miles
Clinton	East Kammerdiner Run	From headwaters downstream to Keller Reservoir	1.7 miles



<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Clinton	Ferney Run	From headwaters downstream to mouth	4.6 miles
Clinton	Fishing Creek	From 0.3 miles above the T-350 bridge downstream to Sink Hole below SR 2007 bridge	5.3 miles
Clinton	Fishing Creek	From 200 yards above SR 0880 bridge downstream to bridge at Tylersville Fish Culture Station	3.4 miles
Clinton	Fishing Creek	From Tylersville Fish Culture Station downstream to Flemings Bridge (SR 2004)	5.2 miles
Clinton	Fishing Creek	From Flemings Bridge (SR 2004) downstream to Cedar Run	9.8 miles
Clinton	Gann Run	From headwaters downstream to mouth	1.3 miles
Clinton	Gottshall Run	From headwaters downstream to mouth	2.0 miles
Clinton	Henry Run	From headwaters downstream to mouth	3.7 miles
Clinton	Hunter Hollow	From headwaters downstream to mouth	1.5 miles
Clinton	Hynier Run, East Branch	From headwaters downstream to mouth	3.3 miles
Clinton	John Summerson Branch	From headwaters downstream to mouth	2.4 miles
Clinton	Love Run	From headwaters downstream to mouth	1.8 miles
Clinton	Mill Run	From headwaters downstream to Crabapple Hollow	2.6 miles
Clinton	Montour Run	From headwaters downstream to mouth	3.2 miles
Clinton	Rattlesnake Run	From headwaters downstream to confluence with Wildcat Hollow	3.8 miles
Clinton	Rauchtown Creek	SR 0880 upstream Gotshall Run upstream to confluence with Rocky/Krape	1.2 miles
Clinton	Ritchie Run	From headwaters downstream to mouth	3.2 miles
Clinton	Rock Run	From headwaters downstream to polluted spring approximately 630 m downstream from confluence with Wild cat Hollow	3.9 miles
Clinton	Shingle Branch	From headwaters downstream to 2.4 km upstream from mouth	3.3 miles
Clinton	Swamp Branch	From headwaters downstream to confluence with East Branch of Big Run	3.4 miles
Clinton	Trout Run	From confluence Greene & Calhoun Branch downstream to mouth	2.4 miles
Clinton	Two Mile Run	From headwaters downstream to confluence with Middle Branch of Two Mile Run Md Br	2.7 miles
Clinton	Young Womans Creek	From Beechwood Trail downstream to State Forest property line	5.5 miles
Columbia	Fisher Run	From headwaters downstream to the mouth	2.8 miles
Columbia	Furnace Run	From headwaters downstream to mouth	1.4 miles
Columbia	Klingermans Run	From headwaters downstream to mouth	2.4 miles
Columbia	Lick Run	From headwaters downstream to mouth	4.1 miles
Columbia	Little Fishing Creek	From headwaters downstream to SR 4032	4.3 miles
Columbia	Roaring Creek	From headwaters downstream to mouth of Lick Run	6.0 miles
Columbia	Tenmile Run	From headwaters downstream to T-409	3.0 miles
Crawford	Shirley Run	From SR 1032 bridge downstream to SR 0089 bridge	2.0 miles
Crawford	Sugar Creek, East Branch	From SR 0428 bridge downstream to mouth	3.5 miles
Cumberland	Big Spring Creek	From source downstream to old Thomas Dam	0.6 miles
Cumberland	Letort Spring Run	From Letort Spring downstream to southern edge of Letort Spring Park	1.7 miles
Cumberland	Letort Spring Run	From southern edge of Letort Spring Park downstream to sewage treatment plant	1.9 miles
Cumberland	Trindle Spring Run (Silver Springs)	From a spring source near Silver Spring meeting house downstream to mouth	0.9 miles
Elk	Dents Run	From headwaters downstream to mouth	10.5 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Elk	Little Dents Run	From headwaters downstream to mouth	2.0 miles
Elk	Spring Run	From confluence with Stoney Brook downstream to confluence with UNT 600 m downstream of Elk State Forest boundary	2.3 miles
Elk	Straight Creek, South Fork	Headwaters downstream to mouth	4.6 miles
Elk	Vineyard Run	From headwaters downstream to Spring Creek Horton Twp line	2.4 miles
Erie	Beaver Run	From bridge on T-778 downstream to mouth	4.7 miles
Erie	Trout Run	From Twitchell Rd downstream to mouth	2.3 miles
Fayette	Buck Run	From headwaters downstream to 2.3 km above mouth	1.7 miles
Franklin	Antietam Creek, West Branch	From headwaters downstream to SR 0997	3.4 miles
Franklin	Bear Valley Run	From headwaters downstream to mouth	3.7 miles
Franklin	Broad Run	From headwaters downstream to 4.6 km upstream of mouth at shale pit	5.3 miles
Franklin	Broad Run	From shale pit downstream 1.6 miles to Tree Farm Lane Bridge	1.6 miles
Franklin	Falling Spring Branch	From source at spring downstream to T-515 bridge	1.3 miles
Franklin	Falling Spring Branch	From T-515 bridge downstream to T-519 bridge	0.5 miles
Huntingdon	Spruce Creek	Lower body PSU exp area upstream to upper body PSU exp area	0.5 miles
Huntingdon	Standing Stone Creek, East Branch	Dam at Greenwood Furnace State Park downstream to mouth	9.2 miles
Juniata	Lost Creek	From headwaters downstream to SR 0235 bridge	3.4 miles
Juniata	Lost Creek	From SR 0235 bridge downstream to SR 0035 bridge	5.1 miles
Juniata	UNT to Willow Run	From SR 0035 bridge in Peru Mills downstream to confluence with Willow Run	1.1 miles
Juniata	Willow Run	From confluence of Willow Run and UNT downstream to T-314 bridge crossing	3.6 miles
Juniata	Willow Run	From T-314 bridge downstream to SR 0850 bridge	2.5 miles
Juniata/Mifflin	Spectacle Run	From headwaters downstream to mouth	2.9 miles
Lackawanna	Ash Creek	From SGL #135 downstream to mouth	1.9 miles
Lackawanna	Greene Run	From headwaters downstream to mouth	4.9 miles
Lackawanna	Kellum Creek	From headwaters downstream to mouth	2.5 miles
Lackawanna	Lackawanna River	From the ups Carbondale city line downstream to Gilmartin Street	6.7 miles
Lackawanna	Lackawanna River	From Gilmartin Street downstream to Depot Street	3.1 miles
Lackawanna	Lackawanna River	From Depot Street downstream to Mellow Park Foot bridge	0.7 miles
Lackawanna	Lackawanna River	From Mellow Park Foot bridge downstream to Route 347	1.1 miles
Lackawanna	Lake Run	From headwaters downstream to the mouth	1.1 miles
Lackawanna	Panther Creek	From headwaters downstream to mouth	2.8 miles
Lackawanna	Rattlesnake Creek	From lower bridge on SR 0690 downstream to mouth	2.2 miles
Lackawanna	Roaring Brook	From headwaters downstream to upper limit of Hollisterville Dam	3.2 miles
Lackawanna	Roaring Brook	Hollisterville Dam downstream to Elmhurst reservoir	3.9 miles
Lackawanna	Spring Brook	Watres Dam downstream to Nesbitt Reservoir	2.7 miles
Lancaster	Conowingo Creek	From headwaters downstream to SR 3005	5.5 miles
Lancaster	Segloch Run	From T-596 Y T-548 int downstream to SR 1026 bridge	2.2 miles
Lancaster	UNT to Conowingo Creek	From headwaters downstream to the mouth	1.6 miles
Lancaster	UNT to Trout Run	From headwaters downstream to confluence with Trout Run	1.9 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Lancaster/ Lebanon	Shearers Creek	From headwaters downstream to Powerline near County Line	1.7 miles
Lehigh	Cedar Creek	From SR 1019 bridge downstream to Lake Muhlenberg	1.1 miles
Lehigh	Lehigh Creek, Little	From T-476 downstream to the confluence with Spring Creek	1.6 miles
Lehigh	Trout Creek	From first bridge on Dixon St downstream to mouth at Little Lehigh Creek	1.6 miles
Luzerne	Arnold Creek	From headwaters downstream to SR 0118	2.3 miles
Luzerne	Arnold Creek	SR 0118 downstream to mouth	2.7 miles
Luzerne	Butternut Run	From headwaters downstream to mouth	1.5 miles
Luzerne	Fades Creek	From pipeline crossing downstream to mouth	1.7 miles
Luzerne	Huntington Creek	From headwaters downstream to 300 m upstream T-575	2.7 miles
Luzerne	Lick Branch	From headwaters downstream to the mouth	2.5 miles
Luzerne	Little Schickshinny	From T-429 downstream to mouth	2.5 miles
Luzerne	Mitchler Run	From headwaters downstream to the mouth	1.9 miles
Luzerne	Oley Creek	From headwaters downstream to SGL #187 boundary near Dennison township line	1.0 miles
Luzerne	Pikes Creek	From headwaters downstream to upper most arm of Pikes Creek Reservoir	3.7 miles
Luzerne	Shingle Run	From source downstream to confluence with Huntington Creek	1.7 miles
Luzerne	Solomon Creek	From headwaters downstream to confluence with Pine Creek	2.4 miles
Lycoming	Aughanbaugh Run	From headwaters to mouth	0.9 miles
Lycoming	Bear Run	From headwaters downstream to mouth	4.7 miles
Lycoming	Big Run	From headwaters downstream to mouth	1.6 miles
Lycoming	Callahan Run	From headwaters downstream to mouth	1.9 miles
Lycoming	Dog Run	From headwaters downstream to mouth	0.9 miles
Lycoming	Engle Run	From headwaters downstream to mouth	4.9 miles
Lycoming	Flicks Run	From headwaters downstream to mouth	3.2 miles
Lycoming	Grays Run	From T-842 downstream to mouth	2.2 miles
Lycoming	Hagerman Run	From headwaters downstream to mouth	2.4 miles
Lycoming	Hawk Run	From headwaters downstream to mouth	3.2 miles
Lycoming	McMurrin Run	From Sand Spring downstream to sink near T- 030	4.0 miles
Lycoming	Mill Run	From headwaters downstream to mouth	3.8 miles
Lycoming	Miller Run	From headwaters downstream to mouth	3.9 miles
Lycoming	Morgan Valley Run	From headwaters downstream to mouth	1.2 miles
Lycoming	Potash Hollow	From headwaters downstream to the mouth	2.9 miles
Lycoming	Ramsey Run	From headwaters downstream to mouth	2.7 miles
Lycoming	Slate Run	From confluence with Francis Branch and Cushman Branch downstream to mouth	7.1 miles
Lycoming	Trout Run	From headwaters downstream to mouth	6.9 miles
Lycoming	UNT—Fourth Gap	From headwaters downstream to mouth	3.0 miles
Lycoming	White Deer Hole Creek	From headwaters downstream to T-384 bridge	4.7 miles
Lycoming	Wolf Run Noon Branch	From headwaters downstream to mouth	2.0 miles
McKean	Lewis Run	From headwaters downstream to mouth	5.0 miles
McKean	Tunungwant Creek, East Branch	From confluence of Pigeon Run downstream to Main Street bridge in Lewis Run	3.0 miles
McKean	Tunungwant Creek, East Branch	From Main Street bridge in Lewis Run downstream to T-331 bridge in Lewis Run	1.0 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
McKean	Tunungwant Creek, East Branch	T-331 bridge at Howard downstream to SR 4002 bridge	3.5 miles
McKean/Potter	Allegheny Portage Creek	Confluence with Brown Hollow downstream to confluence with Scaffold Lick Run	1.6 miles
Mifflin	Frog Hollow (Alexander Springs Run)	From headwaters downstream to mouth	1.1 miles
Mifflin	Honey Creek	From Alexander Caverns downstream to mouth	3.8 miles
Mifflin	Kishacoquillas Creek	From Yeagertown RR bridge downstream to Mill Road bridge	2.4 miles
Mifflin	Long Hollow Run	From confluence with UNT near T-741 intersection downstream to the mouth	1.9 miles
Mifflin	Tea Creek	From spring at SR 0322 bridge downstream to mouth	1.1 miles
Mifflin/Union	Penns Creek	600 miles below the confluence with Swift Run downstream to 0.3 mi. Downstream from confluence with Cherry Run	3.6 miles
Monroe	Appenzell Creek	From SR 3018 at Neola downstream to mouth	4.0 miles
Monroe	Broadhead Creek, Middle Branch	From headwaters downstream to confluence with Broadhead Creek	3.2 miles
Monroe	Cranberry Creek	Lake outlet at Cresco downstream to T-590 bridge	3.1 miles
Monroe	Devils Hole Creek	From separated SGL #221 border downstream to SGL #221 border	1.8 miles
Monroe	Devils Hole Creek	From upper boundary of SGL #221 downstream to lower boundary of SGL #221	1.4 miles
Monroe	Devils Hole Creek	From SGL #221 downstream to mouth	1.1 miles
Monroe	Dotters Creek	From Monroe/Carbon Co. border downstream to confluence with UNT below Jonas	1.9 miles
Monroe	Dotters Creek	From confluence with UNT below Jonas downstream to bridge on T-442	2.4 miles
Monroe	Middle Creek	From 0.25 km above T-444 downstream to mouth	4.9 miles
Monroe	Mill Creek	From Headwaters downstream to SGL #221 border	1.9 miles
Monroe	Pohopoco Creek	From Bridge on SR 3016 downstream to SR 0209 Bridge in Kresgeville	8.0 miles
Monroe	Poplar Run	Delaware State Forest	2.5 miles
Monroe	Singer Run	From SGL #127 downstream to mouth	1.0 miles
Northampton	Bushkill Creek	From Dam at Binney & Smith factory downstream to Easton Heights Dam	1.7 miles
Northampton	Bushkill Creek	From SR 2019 bridge downstream to SR 2019 and SR 2036 Int	1.3 miles
Northampton	Frya Run	From spring 1 mile up from mouth downstream to mouth	1.0 miles
Northampton	Monocacy Creek	From SR 0987 bridge downstream to SR 0248 bridge	1.9 miles
Northampton	Monocacy Creek	From Gertrude Fox conservation area downstream to Illicks Mill Dam	1.9 miles
Northampton	Nancy Run	From bridge on SR 3007 downstream to mouth	1.6 miles
Northampton	Saucon Creek	From confluence Black R downstream to SR 0412	2.1 miles
Northumberland	Roaring Creek, South Branch	From SR 2024 downstream to T-335 bridge	3.0 miles
Perry	Shaeffer Run	From Couch Road Bridge at 2nd narrows downstream to Tuscarora St. Forest boundary	3.9 miles
Pike	Bushkill Creek	From Bushkill Swamp downstream to Delaware State Forest boundary	2.7 miles
Pike	Pond Eddy Creek	From 2.2 miles above mouth downstream to mouth	2.2 miles
Pike	Sawkill Creek	From confluence with Sloat Bank downstream to mouth	1.3 miles
Pike	Toms Creek	From Delaware Water Gap NRA boundary downstream to mouth	2.1 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Potter	Beech Run	From headwaters downstream to mouth	1.9 miles
Potter	Big Moores Run	From headwaters downstream to confluence with Knickerbocker Hollow	3.4 miles
Potter	Big Moores Run	From confluence with UNT at Bluecoat Trail downstream to 2.9 km above mouth	1.6 miles
Potter	Big Nelson Run, Left Branch	From headwaters downstream to mouth	4.0 miles
Potter	Birch Run	From headwaters downstream to mouth	5.3 miles
Potter	Cherry Run	From headwaters downstream to mouth	2.1 miles
Potter	Commissioner Run	From headwaters downstream to mouth	1.7 miles
Potter	Cross Fork Creek	From confluence with Rhulo Hollow downstream to 400 m downstream from T-416	5.4 miles
Potter	Dingman Run	From headwaters downstream to mouth	4.0 miles
Potter	Dry Run	From headwaters downstream to mouth	3.6 miles
Potter	Dwight Creek	From headwaters downstream to mouth	2.4 miles
Potter	Elevenmile Creek	From headwaters downstream to T-379 (Turkey Path Rd)	4.5 miles
Potter	Francis Branch	From headwaters downstream to the confluence with Kramer Hollow	4.0 miles
Potter	Freeman Run	From confluence with Postal Weight Hollow downstream to confluence with Bark Shanty Hollow	2.2 miles
Potter	Freeman Run, West Branch	Headwaters downstream to confluence with Gas Well Hollow	3.2 miles
Potter	Freeman Run, West Branch	Gas Well Hollow downstream to mouth	2.7 miles
Potter	Genesee Forks	From confluence of Baldwin & Lehman Hollow downstream to confluence with California Creek	2.6 miles
Potter	Genesee Forks	From confluence with California Creek downstream to mouth	5.1 miles
Potter	Genesee River, Mc Branch	From headwaters downstream to T-450 bridge near Gold	3.6 miles
Potter	Genesee River, West Branch	From T-410 bridge downstream to confluence with Rose Lake Run	2.4 miles
Potter	Germania Branch	From Straight Run downstream to mouth	2.2 miles
Potter	Hammersley Fork	From headwaters downstream to confluence with Bell Branch	6.9 miles
Potter	Indian Run	From headwaters downstream to mouth	2.5 miles
Potter	Johnson Brook	From headwaters downstream to SGL boundary above Thunder Run	3.5 miles
Potter	Kettle Creek	From Billings Branch downstream to confluence with Long Run	7.9 miles
Potter	Long Run	From confluence with Lechler Branch downstream to mouth	4.9 miles
Potter	Lushbaugh Run, Right Branch	From headwaters downstream to mouth	2.9 miles
Potter	Lyman Run	From headwaters downstream to confluence with Splash Dam Hollow	1.5 miles
Potter	Lyman Run	From confluence with Splash Dam Hollow downstream to Lyman Lake	3.8 miles
Potter	Mill Creek	From bridge at Coudersport County Club downstream to mouth	5.9 miles
Potter	Nelson Branch	From headwaters downstream to mouth	5.2 miles
Potter	Ninemile Run	From headwaters downstream to confluence with Commissioner Run	2.2 miles
Potter	Ninemile Run	From confluence with Commissioner Run downstream to mouth	3.9 miles
Potter	Oswayo Creek	From lower hatchery property line downstream to confluence with Clara Creek	5.5 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Potter	Phoenix Run	From confluence with Little Phoenix Run downstream to mouth	5.3 miles
Potter	Pine Creek	From headwaters downstream to confluence with Buckseller Run	3.7 miles
Potter	Pine Creek	From confluence with Buckseller Run downstream to confluence with Genesee Forks	4.8 miles
Potter	Prouty Run	From confluence with Ford Hollow downstream to mouth	2.9 miles
Potter	Reed Run	From confluence with Reed Run Rt Fk downstream to mouth	1.8 miles
Potter	Sawmill Run	From headwaters downstream to mouth	2.3 miles
Potter	Schoolhouse Run	From headwaters downstream to the mouth	1.9 miles
Potter	Sinn Creek, East Fork	From headwaters downstream to Dolliver Trail	2.5 miles
Potter	Sinn Creek, East Fork	From confluence with Wild Boy Run downstream to confluence with Camp Run	2.9 miles
Potter	Sliders Branch	From headwaters downstream to mouth	3.9 miles
Potter	Splash Dam Hollow	From headwaters downstream to mouth	2.7 miles
Potter	Stony Lick Run	From headwaters downstream to mouth	3.2 miles
Potter	Wildboy Run	From headwaters downstream to mouth	2.4 Miles
Potter	Windfall Run	From headwaters downstream to mouth	6.1 miles
Schuylkill	Bear Creek	Headwaters downstream to 500 m below Jct T-895/T- 594	3.4 miles
Schuylkill	Beaver Creek	From headwaters downstream to the bridge on the lane off of SR 1013	1.5 miles
Schuylkill	Catawissa Creek, Little	From headwaters downstream to T-431	2.1 miles
Schuylkill	Cold Run	From headwaters downstream to the conf with Beaver Creek	2.7 miles
Schuylkill	Crooked Run	From headwaters downstream to mouth	4.4 miles
Schuylkill	Crooked Run, Little	From headwaters downstream to mouth	1.7 miles
Schuylkill	Davis Run	From headwaters downstream to mouth	1.2 miles
Schuylkill	Messers Run	From Lofty Rs downstream to Blue Head Rs	2.4 miles
Schuylkill	Negro Hollow	From headwaters downstream to mouth	1.1 miles
Schuylkill	Owl Creek	From headwaters downstream Tamaqua Reservoir	0.25 miles
Schuylkill	Owl Creek	Tamaqua Reservoir downstream to mouth	1.7 miles
Schuylkill	Rattling Run	From headwaters downstream to mouth	1.8 miles
Schuylkill	Trexler Run	From headwaters downstream to mouth	3.0 miles
Schuylkill	Tumbling Run	Headwaters downstream to Silver Creek Reservoir	5.1 miles
Schuylkill/ Berks	Rattling Run	From headwaters downstream to mouth	3.9 miles
Schuylkill/ Berks	Schuylkill RL	From headwaters downstream to mouth	1.8 miles
Schuylkill/ Luzerne	Raccoon Creek	From headwaters downstream to mouth	3.2 miles
Somerset	Allwine Creek	From headwaters downstream to mouth	1.9 miles
Somerset	Beaverdam Run	From outflow of pond near Daley downstream to SR 1018 bridge downstream of SGL #228	3.2 miles
Somerset	Enos Run	From headwaters downstream to the mouth	1.2 miles
Somerset	Higgins Run	From coal tipple at RM 1.37 downstream to mouth	1.4 miles
Somerset	Laurel Run	From PA/MD state line downstream to 300 m downstream of T-331 bridge	2.9 miles
Somerset	Laurel Run	From 300 m downstream of T-331 bridge downstream to the mouth	5.5 miles
Somerset	UNT to Beaverdam Creek	From headwaters downstream to the mouth	1.8 miles
Somerset	Zehner Run	From PA/MD border downstream to mouth	1.4 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Sullivan	Deep Hollow Run	From headwaters downstream to mouth	2.4 miles
Sullivan	Fishing Creek, West Branch	From headwaters downstream to Hemlock Run	2.5 miles
Sullivan	Hoagland Branch	From headwaters downstream to SR 0154 bridge	2.2 miles
Sullivan	Swanks Run	From headwaters downstream to mouth	1.6 miles
Sullivan	Tamarack Run	From headwaters downstream to mouth	3.7 miles
Sullivan	UNT Painter Run	From headwaters downstream to mouth	1.9 miles
Tioga	Apple Tree Hollow	From headwaters to mouth	2.4 miles
Tioga	Asaph Run Rt	Confluence with Bear Wallow Br & Roberts Br downstream to confluence with Asaph Run	1.7 miles
Tioga	Baker Branch	From headwaters downstream to mouth	3.9 miles
Tioga	Baldwin Run	From headwaters downstream to mouth	4.7 miles
Tioga	Billings Branch	From headwaters downstream to mouth	2.5 miles
Tioga	Bohen Run	From headwaters downstream to mouth	1.3 miles
Tioga	Canada Run	From headwaters downstream to mouth	3.2 miles
Tioga	Cedar Run	From headwaters downstream to confluence with Buck Run	3.6 miles
Tioga	Cedar Run	From confluence of Buck Run downstream to Fahnestock Run	2.8 miles
Tioga	Cushman Branch	From headwaters downstream to confluence with Bear Run	3.7 miles
Tioga	Cushman Branch	From confluence with Bear Run downstream to mouth	0.6 miles
Tioga	Elk Run	From headwaters downstream to Thompson Hollow	1.1 miles
Tioga	Elk Run	From confluence with Thompson Hollow downstream to mouth	5.4 miles
Tioga	Fahnestock Run	From headwaters downstream to confluence with Cedar Run	4.5 miles
Tioga	Fourmile Run	From confluence with Right and Left Branch downstream to mouth	2.0 miles
Tioga	Francis Branch	From Francis Rd bridge at confluence with Kramer Hollow downstream to mouth	1.7 miles
Tioga	Jemison Run	From headwaters downstream to T-559	2.4 miles
Tioga	Mill Run	From headwaters downstream to mouth	2.7 miles
Tioga	Nickle Run	From headwaters downstream to mouth	4.1 miles
Tioga	Straight Run Rt Branch	From headwaters downstream to mouth	2.0 miles
Tioga/Lycoming	Cedar Run	From Fahnestock Run downstream to mouth	4.6 miles
Union	Buffalo Creek, North Branch	From headwaters to outflow of Mifflinburg Reservoir	7.0 miles
Union	Cherry Run	From 4.3 km above mouth downstream to mouth	2.7 miles
Union	Weikert Run	From Little Weikert Run downstream to mouth	2.9 miles
Venango	Cherry Run	From bridge at T-599 downstream to bridge in Plumer Borough	3.3 miles
Venango	Porcupine Creek	1.1 km upstream of Norway Run downstream to 1.7 km upstream from mouth	1.1 miles
Venango	Porcupine Creek	1.7 km upstream from mouth downstream to mouth	1.1 miles
Warren	Caldwell Creek, West Branch	From confluence of Three Bridge Run downstream to mouth	2.9 miles
Warren	Fourmile Run	From headwaters downstream to confluence with the North Branch	3.3 miles
Warren	Spring Creek	From 600 m downstream of SR 3001 bridge downstream to mouth	2.1 miles
Wayne	Faulkner Bk	From first unnamed lake upstream from mouth downstream to mouth	1.8 miles

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Wayne	Sherman Creek	From 0.5 km above SR 4043 & T-673 Ints. downstream to PA/NY border	2.7 miles
Wayne	Stiles Creek	From source downstream to confluence with East Branch Dyberry Creek	2.5 miles
Westmoreland	Camp Run	From Headwater Ponds downstream to mouth	4.1 miles
Westmoreland	Furnace Run	From headwaters downstream to mouth	2.3 miles
Westmoreland	Laughlintown Run	From confluence with Furnace Run downstream to mouth	2.2 miles
Westmoreland	Powdermill Run	From headwaters downstream to confluence with Loyalhanna Creek	4.7 miles
Westmoreland	Tub Mill Creek	From headwaters downstream to Tub Mill Reservoir	4.1 miles
Wyoming	Stone Run	From headwaters downstream to mouth	2.9 miles
Wyoming	Sugar Hollow Creek	From headwaters downstream to mouth	4.5 miles
York	Cordorus Creek	From SR 3047 bridge downstream to SR 0116 bridge	3.3 miles
York	Rambo Run	From headwaters downstream to first UNT above T-557	1.9 miles
York	UNT-Rambo Run	From headwaters downstream to first UNT above T-641	3.0 miles

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 99-1456. Filed for public inspection August 27, 1999, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meeting Dates

The Health Care Cost Containment Council has scheduled the following meetings for September: Wednesday, September 1, 1999, Data Systems Committee at 10 a.m.; Education Committee 1:30 p.m. Thursday, September 2, 1999, Council Meeting at 10 a.m. The meetings will be held in the Council's Conference Room at 225 Market Street, Suite 400, Harrisburg, PA. The public is invited to attend. Persons who need accommodation due to a disability and want to attend the meetings should contact Cherie Elias, 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. 99-1457. Filed for public inspection August 27, 1999, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following regulations for review. To obtain the date and time of the meeting, interested parties may contact the office of the Commis-

sion at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

### Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
7-331	Environmental Quality Board Surface and Underground Coal Mining	8/17/99

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 99-1458. Filed for public inspection August 27, 1999, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Appeal of Stanley Clark; Consent Order; Doc. No. CO98-02-003

A prehearing/settlement telephone conference initiated by the Administrative Hearings Office shall occur on September 15, 1999, at 1 p.m. A date for a hearing shall be determined, if necessary, at the prehearing/settlement telephone conference. 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); General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.251; Special Rules of Administrative Practice and Procedure, 31 Pa. Code §§ 56.1—56.3 and other relevant procedural provisions of law.

During the prehearing/settlement telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.



A written request for continuance of the scheduled hearing, for good cause will be considered by the Presiding Officer. Prior to requesting a continuance, a party must contact the opposing party. Continuance requests must indicate whether the opposing party objects to a continuance.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1459. Filed for public inspection August 27, 1999, 9:00 a.m.]

**Continental Casualty Company; National Fire Insurance Company of Hartford; American Casualty Company of Reading, PA; Transportation Insurance Company; Transcontinental Insurance Company; Valley Forge Insurance Company; Workers' Compensation Rate Filing**

On July 19, 1999, the Insurance Department received from the Continental Casualty Company, the National Fire Insurance Company of Hartford, the American Casualty Company of Reading, PA, the Transportation Insurance Company, the Transcontinental Insurance Company and the Valley Forge Insurance Company a filing for a rate level change for Workers' Compensation insurance. These companies request an overall 10.5% increase.

Copies of the filings are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Chuck Romberger, CPCU, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance, Actuarial Review Division, 1311 Strawberry Square, Harrisburg, PA 17120 (e-mail at [cromberg@ins.state.pa.us](mailto:cromberg@ins.state.pa.us)) within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1460. Filed for public inspection August 27, 1999, 9:00 a.m.]

**First Priority Health; Prospective Experience Rating; Rate Filing**

On August 3, 1999, First Priority Health submitted a filing requesting approval to Prospectively Experience Rate HMO and POS group accounts with a minimum of 51 eligible contracts; Retrospectively Experience Rate group accounts with 100 or more eligible employees and a Deposit Maximum Arrangement for group accounts with 100 or more eligible employees. The proposed effective date is January 1, 2000.

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 Cherri Sanders-Jones, 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. 99-1461. Filed for public inspection August 27, 1999, 9:00 a.m.]

**First Priority Health; Rate Filing**

On August 3, 1999, First Priority Health submitted a filing requesting a Base rate increase of 16.65% for the Community Rated HMO Program for an effective date of January 1, 2000. This filing will affect approximately 55,261 contracts and 120,231 members. The estimated additional annual revenue generated from the 16.65% rate increase is \$29,807,608.

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 Cherri Sanders-Jones, 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. 99-1462. Filed for public inspection August 27, 1999, 9:00 a.m.]

**Pennsylvania Private Passenger Automobile Data Call (Act 6 Data Call); Rate Filing**

To monitor the auto insurance marketplace in Pennsylvania and to collect data for statutory reports, the Insurance Department, on August 12, 1999, has mailed data calls to be completed by insurers who are licensed to write private passenger automobile insurance in Pennsylvania. The information is also available from the Department website. Persons who have not received the hard copy and diskette should download the instructions and Excel spreadsheets from the Department website (<http://www.insurance.state.pa.us>).

Parts 1 and 2 should be completed by all insurance companies having PA private passenger automobile direct written premium in 1998. *These parts should be submitted to the Insurance Department by December 15, 1999.*

Insurance Companies which had no PA private passenger automobile direct written premium in 1998 will only be required to complete Part 2. *This should be submitted to the Insurance Department by December 15, 1999.*

Please see the instructions for additional information regarding the completion of the individual parts. Consistent with previous years, the Department will protect the proprietary interest of all companies with regards to the handling of the data that is submitted.

Submissions and inquiries should be directed to Xiaofeng Lu, Insurance Department, Office of Rate and

Policy Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, (717) 783-0693, e-mail: xlu@ins.state.pa.us.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1463. Filed for public inspection August 27, 1999, 9:00 a.m.]

pate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1464. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insurer has requested a hearing, as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with the termination of the insured's automobile policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. 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 Donegal Mutual Insurance Co.; file no. 99-181-03666; Diana Stubbs; doc. no. P99-08-009; September 21, 1999, at 10 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, 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 hearings, and require an auxiliary aid, service or other accommodation to partici-

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing, as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with their company's termination of the insured's automobile policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. 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 Leroy C. House, Jr.; file no. 99-181-04170; Erie Insurance Company; doc. no. P99-08-012; October 6, 1999, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, 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 hearings, and require an auxiliary aid, service or other accommodation to partici-

pate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1465. Filed for public inspection August 27, 1999, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board lease will expire:

York County, Wine & Spirits Shoppe #6702, 150 Newberry Commons, Eppers, PA 17319-9361.

*Lease Expiration Date:* August 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,200 to 2,700 net useable square feet of new or existing retail commercial space within Newberry Township.

*Proposals due:* September 17, 1999 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110

**Contact:** Ronald Hancher, Jr., (717) 657-4228  
JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 99-1466. Filed for public inspection August 27, 1999, 9:00 a.m.]

## PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Drinking Water State Revolving Fund Projects; Public Hearing on Federal FY 2000 and 2001 Project Priority List and FY 2000 Intended Use Plan

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection (DEP) have prepared a combined Federal fiscal year 2000 and 2001 drinking water program Project Priority List and the fiscal year 2000 Intended Use Plan (IUP) list of drinking water projects to be considered for a design and engineering or construction loan from funds Pennsylvania expects to receive from fiscal year 2000 funds approved by Congress to capitalize the Drinking Water State Revolving Fund (DWSRF) program.

The FY 2000/2001 DWSRF Project Priority List was developed in conformance with the requirements of the Safe Drinking Water Act Amendments of 1996 (Act) and Federal guidance. The Act stipulates that States must maintain a Project Priority List of drinking water projects from which to develop the annual DWSRF IUP list of projects to be funded.

The projects to be considered for a loan from the DWSRF must meet the Federal requirements for funding in accordance with Section 1452 of the Act. Accordingly, the projects included in the DWSRF IUP are expected to meet the requirements applicable to use of the DWSRF loan funds. Projects listed on the FY 2000 DWSRF IUP are expected to proceed with design and engineering or to construction in the near future. Other projects on the DWSRF Project Priority List are projects that are in development or will be developed for future loan consideration. Any project removed from an IUP is maintained on the Project Priority List unless otherwise completed.

The DWSRF will be capitalized with approximately \$24.4 million of Federal FY 2000 funds from the Environmental Protection Agency and approximately \$4.9 million of state funds. Up to \$7.6 million of available Federal funds will be set aside for program administration costs, technical assistance to small systems, operator training and certification and source water assessment and protection, as authorized under Section 1452 of the Act. The IUP also includes a narrative workplan further describing how these and previous fiscal years' set-aside funds will be used. The FY 2000 IUP has 14 drinking water projects listed with a total dollar value of approximately \$16.8 million.

A public hearing will be held, as described below. After the public hearing and assessment of the comments received, the final FY 2000 DWSRF IUP will be completed; potentially, it may include other projects from the DWSRF Project Priority List. A project must appear on the approved DWSRF IUP before it can receive a loan from the DWSRF. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUP. Consequently, the rank ordered list of projects on the Project Priority List does not dictate the order in which projects will be chosen for inclusion in the IUP, although projects are generally funded in priority order.

Federal guidance on development of the DWSRF Project Priority List, Intended Use Plan and set-aside workplan direct that they be subject to public comment and review before being submitted to EPA.

DEP has scheduled a public hearing for 10 a.m., October 14, 1999, in the Auditorium of the Rachel Carson State Office Building, located at 400 Market Street, Harrisburg, PA. The hearing is scheduled for the purpose of receiving comments from the public regarding the fiscal year 2000/2001 DWSRF Project Priority List and the FY 2000 DWSRF IUP, including set-aside activities. Interested persons are invited to express their views at the public hearing. Persons wishing to offer comments should contact the Administrative Services Section, Division of Municipal Financial Assistance, Bureau of Water Supply Management, 11th Floor, Rachel Carson State Office Building, P. O. Box 8466, Harrisburg, PA 17105-8466, (717) 787-6744, or by Internet E-Mail (Maisano.Tony@dep.state.pa.us) by 4 p.m., October 13, 1999. Where written statements are prepared and will be submitted at the hearing, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments.

Speakers will be called to present their comments generally in the order of receipt of the notice of intent to appear at the hearing.

It is not necessary to appear at the public hearing to present comments. Interested persons may submit written comments to DEP at the address shown above. Written comments will be considered equivalent to oral statements presented at the hearing. To be considered by DEP and PENNVEST, the written comments must be received by the Administrative Services Section on or before the date of the hearing.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Tony Maisano at the address noted above or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how DEP may accommodate their needs.

The FY 2000/2001 DWSRF Project Priority List and FY 2000 DWSRF IUP list of projects follow this notice. Copies of these lists, as well as the narrative portion of the DWSRF Intended Use Plan, are available for public review in the offices listed at the end of this notice. In addition, based on new or additional information related to project ratings or other relevant factors, prior fiscal year IUP lists have been revised and are available by contacting these same offices.

DEP—Southeast Region:  
Water Supply Manager  
Lee Park, Suite 6010, 555 North Lane,  
Conshohocken, PA 19428  
(610) 832-6060

DEP—Northeast Region:  
Water Supply Manager  
2 Public Square, Wilkes-Barre, PA 18711-0790  
(570) 826-2511

DEP—Southcentral Region:  
Water Supply Manager  
900 Elmerton Avenue, Harrisburg, PA 17110  
(717) 705-4708

DEP—Northcentral Region:  
Water Supply Manager  
208 West 3rd Street, Williamsport, PA 17701  
(717) 327-3675

DEP—Southwest Region:  
Water Supply Manager  
400 Waterfront Drive, Pittsburgh, PA 15222-4745  
(412) 442-4217

DEP—Northwest Region:  
Water Supply Manager  
230 Chestnut Street, Meadville, PA 16335-3481  
(814) 332-6899

DEP—Bureau of Water Supply Management, Division  
of Municipal Financial Assistance, Administrative  
Services Section  
11th Floor, RCSOB, 400 Market Street, Harrisburg, PA  
17101  
(717) 787-6744

Pennsylvania Infrastructure Investment Authority  
22 S. Third Street, 4th Floor, Keystone Building,  
Harrisburg, PA 17101  
(717) 787-8137

JAMES M. SEIF,  
*Secretary*  
*Department of Environmental Protection*  
*Vice-Chairperson*  
*Pennsylvania Infrastructure Investment Authority*

and  
PAUL K. MARCHETTI,  
*Executive Director*  
*Pennsylvania Infrastructure Investment Authority*

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DRINKING WATER STATE REVOLVING FUND  
FY 2000-01 PROJECT PRIORITY LIST (IN PRIORITY ORDER)**

August 28, 1999

4640

**PROJECT TYPE:**

SRC—SOURCE  
 TRANS—TRANSMISSION SYSTEM  
 TREAT—WATER TREATMENT PLANT  
 TREATMOD—WATER TREATMENT PLANT MODIFICATION  
 WS—WATER STORAGE  
 DS—DISTRIBUTION SYSTEM  
 OTHER—ADMINISTRATIVE, LEGAL, FINANCIAL, ENGINEERING, PERMITS, CONTINGENCY, OR AS SPECIFIED

PENNSYLVANIA BULLETIN, VOL. 25, NO. 35, AUGUST 28, 1999

Rank	PWSID	Applicant Name	Project Type	County	Assistance	IUP Yr	Approved
1	3540041	SCHUYLKILL HAVEN BOROUGH	SRC, TRANS, TREAT	SCHUYLKILL	\$2,861,000	97	11/19/97
2	4119997	BLACKLICK VALLEY MA	TRANS, TREAT, DS	CAMBRIA	\$1,261,000	98	7/15/98
3	6200004	CAMBRIDGE SPRINGS BOROUGH	TREAT	CRAWFORD	\$1,062,500	99	11/18/98
4	7670100	YORK WATER CO, THE (RAILROAD)	TRANS, WS, DS	YORK	\$422,326	99	11/18/98
5	7670100	YORK WATER CO, THE (RAILROAD)	TRANS, WS, DS	YORK	\$377,674	98	11/18/98
6	3540038	SCHUYLKILL COUNTY MA (PV-09)	SRC, TRANS	SCHUYLKILL	\$790,000	00	7/14/99
7	2400136	SANDY RUN WATER ASSOC	WS, TREAT, TRANS	LUZERNE	\$47,550	99	11/18/98
8	4140101	BOGGS TWP WA	SRC, WS, TREAT, DS	CENTRE	\$710,000	99	3/24/99
9	5260032	MOUNTAIN WATER ASSOC	SRC, TREAT, WS, DS	FAYETTE	\$482,000	99	7/15/98
10	2520096	SAVILLE RUSTIN WATER CO	SRC, TREAT	PIKE	\$285,000	00	7/14/99
11	5630037	PA AMERICAN WATER COMPANY (INDEPENDENCE)	TREAT, DS	WASHINGTON	\$3,250,000	97	11/19/97
12	1090005	CHALFONT WATER DEPT	TREAT	BUCKS	\$259,300	99	3/24/99
13	3130009	LEHIGHTON WATER AUTH	SRC, TRANS, DS	CARBON	\$2,157,871	97	11/19/97
14	2660010	MESHOPPEN BORO WATER CO	TRANS, TREAT, WS, DS	WYOMING	\$1,349,620	97	11/19/97
15	4410180	LIMESTONE TWP (OVAL-ORIOLE)	SRC, TREAT, WS, DS	LYCOMING	\$501,650	97	11/19/97
16	4180062	CRAWFORD TWP WATER AUTH/RAUCHTOWN	SRC, TREAT, WS, DS	CLINTON	\$569,843	97	11/19/97
17	5630039	CHARLEROI BORO AUTH (02)	DS	WASHINGTON	\$1,032,500	99	3/24/99
18	3130044	JIM THORPE MA	SRC, TREAT, WS, OTHER	CARBON	\$1,822,000	97	7/16/97
19	2520046	MILFORD BOROUGH MA	DS	PIKE	\$2,334,706	99	7/15/98
20	4440010	LEWISTOWN BOROUGH MA	SRC, TRANS, TREAT, WS	MIFFLIN	\$6,875,000	97	11/19/97
21	2400016	PARDEESVILLE WATER ASSOC	SRC, TREAT, WS, DS	LUZERNE	\$220,300	97	11/13/96
22	3480080	LEHIGH TWP MA	TREAT, TRANS	NORTHAMPTON	\$250,000	00	7/14/99
23	7280033	DRY RUN WATER ASSOCIATION	TREAT, DS	FRANKLIN	\$148,281	97	11/19/97
24	5040012	BEAVER FALLS MA	SRC, TREAT	BEAVER	\$2,514,475	98	3/25/98
25	5100097	BUFFALO TWP MA	DS	BUTLER	\$283,675	98	11/18/98
26	6160001	PA AMERICAN WATER CO (STRATTANVILLE)	DS	CLARION	\$4,300,000	00	
27	5260028	PERRY TWP BOARD OF SUPERVISORS	DS	FAYETTE	\$396,510	97	7/16/97
28	3540038	SCHUYLKILL COUNTY MA (NEW BOSTON)	DS	SCHUYLKILL	\$549,800	97	3/26/97
29	6250022	EDINBORO WATER AUTH	TREAT	ERIE	\$425,000	97	3/26/97
30	4110040	CHARLEROI BORO AUTH	WS, DS	WASHINGTON	\$412,645	97	11/19/97
31	3540035	MINERSVILLE BOROUGH MA	TREAT, WS	SCHUYLKILL	\$2,448,476	99	11/18/98
32	3060059	READING AREA WATER AUTH	TREAT, WS, TRANS	BERKS	\$2,819,500	97	7/16/97

NOTICES

Rank	PWSID	Applicant Name	Project Type	County	Assistance	IUP Yr	Approved
33	5320035	WESTMORELAND COUNTY MA	TRANS, WS	INDIANA	\$568,325	98	3/25/98
34	5650069	HIGHRIDGE WA	DS	WESTMORELAND	\$1,470,100	97	11/19/97
35	5100049	MARS BOROUGH WATER WORKS	TREAT	BUTLER	\$650,000	00	7/14/99
36	5269997	NICHOLSON TWP BOARD OF SUPERVISORS	DS	FAYETTE	\$140,600	00	7/14/99
37	2590036	KNOXVILLE BOROUGH	TRANS, WS	TIOGA	\$185,000	97	11/19/97
38	2450034	STROUDSBURG MUNICIPAL AUTH (PV-01)	WS, TRANS, DS	MONROE	\$1,531,175	98	3/25/98
39	4110004	CARROLLTOWN BOROUGH MA (PART 1)	SRC, DS	CAMBRIA	\$1,422,491	97	11/19/97
40	4110004	CARROLLTOWN BOROUGH MA (PART 2)	SRC, DS	CAMBRIA	\$142,509	98	11/19/97
41	5030002	DAYTON BOROUGH	SRC, WS, DS	ARMSTRONG	\$260,332	99	3/24/99
42	2450022	DELAWARE WATER GAP	SRC, TREAT, WS, DS	MONROE	\$738,000	97	3/26/97
43	4070022	WILLIAMSBURG WATER DEPT	WS, DS	BLAIR	\$4,200,000	97	11/13/96
44	3480086	EAST ALLEN TWP MA	SRC, TRANS, DS	NORTHAMPTON	\$527,000	97	11/13/96
45	4110043	EAST TAYLOR MA	TRANS, WS, DS	CAMBRIA	\$790,000	98	3/25/98
46	5020015	EDGEWORTH BORO MA	WS, DS	ALLEGHENY	\$734,785	00	7/14/99
47	4110040	SAINT FRANCIS COLLEGE	TREAT, WS, DS	CAMBRIA	\$2,194,897	98	3/25/98
48	4560033	CONFLUENCE BORO MA (CITIZEN'S WATER CO)	SRC, TREAT, WS, TRANS, DS	SOMERSET	\$3,200,000	00	7/14/99
49	3480064	EASTON SUBURBAN WATER AUTH	WS, DS, TRANS	NORTHAMPTON	\$1,395,000	98	3/25/98
50	5650070	NEW KENSINGTON MA	DS	WESTMORELAND	\$3,798,813	99	3/24/99
51	5030006	MANOR TWP JMA (PV-02)	SRC, TRANS, WS, DS	ARMSTRONG	\$389,000	97	7/16/97
52	5260024	SOUTHWESTERN PA WA	WS, DS	GREENE	\$3,320,312	97	3/26/97
53	2459999	PA AMERICAN WATER CO (PV-01)	TRANS, TREAT, WS, DS	MONROE	\$5,600,000	97	11/13/96
54	2459999	PA AMERICAN WATER CO (PV-02)	SRC, TRANS, DS	MONROE	\$3,000,000	97	11/13/96
55	6610023	OIL CITY	WS, DS	VENANGO	\$882,500	98	3/25/98
56	2570003	DUSHORE BORO	DS	SULLIVAN	\$200,000	99	3/24/99
57	6160021	WEST FREEDOM WATER ASSOC	TREAT	CLARION	\$171,000	99	11/18/98
58	1090001	PHILADELPHIA SUBURBAN WATER CO (BRISTOL)	TREAT	BUCKS	\$5,501,660	99	3/24/99
59	2400054	FREELAND BORO MWA	DS	LUZERNE	\$650,000	00	7/14/99
60	6160025	PA AMERICAN WATER CO	DS	CLARION	\$2,200,000	97	7/16/97
61	6200008	COCHRANTON BOROUGH/FRENCH CREEK JMA	DS	CRAWFORD	\$268,000	98	3/25/98
62	7010032	FRANKLIN TWP MA	SRC, TREAT, WS, DS	ADAMS	\$545,383	99	3/24/99
63	4310025	ORBISONIA-ROCKHILL JMA	SRC, WS, TREAT, TRANS, DS	HUNTINGDON	\$1,008,574	99	7/15/98
64	5020034	WESTERN ALLEGHENY COUNTY MA	DS	ALLEGHENY	\$400,000	98	3/25/98
65	5100031	CONNOQUENESSING BOROUGH AUTH	DS	BUTLER	\$140,700	99	7/15/98
66	5100062	GULICK E J MOBILE HOME PARK	TREAT, DS	BUTLER	\$60,000	99	7/15/98
67	2350022	PA AMERICAN WATER CO (NUI)	TRANS, DIST	LACKAWANNA	\$413,516	99	3/24/99
68	7380035	FREDERICKSBURG WATER & SEWER	SRC, TRANS, DS	LEBANON	\$631,042	98	3/26/97
69	1510001	PHILADELPHIA CITY	DS	PHILADELPHIA	\$6,700,000	98	3/25/98
70	3060030	GEIGERTOWN WATER CO	DS	BERKS	\$170,997	00	7/14/99
71	5260006	PLEASANT VALLEY WA	DS	FAYETTE	\$350,000	00	
72	4050037	BEDFORD TWP MA	WS, TREAT, DS	BEDFORD	\$2,000,000	00	
73	7360112	QUARRYVILLE BORO WA	SRC	LANCASTER	\$750,000	00	
74	7010002	BENDERSVILLE WATER CO	SRC, WS, TREAT, DS	ADAMS	\$2,500,000	00	
75	4050029	FISHERTOWN BORO	SRC, TREAT	BEDFORD	\$500,000		
76	7010036	LAKE MEADE MA	SRC, TREAT	ADAMS	\$500,000		
77	4440015	MENNO WATER ASSOC	SRC, TREAT	MIFFLIN	\$500,000		
78	4310016	MT UNION BORO WATER DEPT	SRC, TREAT	HUNTINGDON	\$181,470		
79	5260027	ALBERT GALLATIN MA	TREAT	FAYETTE	\$60,000		

Rank	PWSID	Applicant Name	Project Type	County	Assistance	IUP Yr	Approved
80	None	NEW CENTERVILLE BORO	SRC, DS	SOMERSET	\$1,300,000		
81	5300017	SOUTHWESTERN PA WA (02)	DS	GREENE	\$1,000,000		
82	4560033	CITIZENS WATER CO (CONFLUENCE)	SRC, TREAT, WS, DS	SOMERSET	\$900,000		
83	5260007	FAIRCHANCE BOROUGH WATER DEPT	SRC, TREAT, WS	FAYETTE	\$616,000		
84	6240002	HORTON TOWNSHIP MA	DS	ELK	\$1,820,000		
85	6250076	MILLCREEK TWP WA	DS	ERIE	\$500,000		
86	6610028	ROUSEVILLE MUN WATERWORKS	SRC, TREAT, DS	VENANGO	\$200,000		
87	5020019	SHALER TWP	WS	ALLEGHENY	\$500,000		
88	6330012	SUMMERVILLE BORO MA	TREAT, WS	JEFFERSON	\$150,000		
89	6250065	WATERFORD MA	DS	ERIE	\$200,000		
90	6430052	SANDY LAKE BORO MWW	WS, DS	MERCER	\$500,000		
91	5630045	TRI COUNTY JMA	INTERCONNECT, DS	WASHINGTON	\$400,000		

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DRINKING WATER STATE REVOLVING FUND  
FY 2000 INTENDED USE PLAN PROJECT LIST**

August 28, 1999

PROJECT TYPE:

- SRC—SOURCE
- TRANS—TRANSMISSION SYSTEM
- TREAT—WATER TREATMENT PLANT
- WS—WATER STORAGE
- DS—DISTRIBUTION SYSTEM
- OTHER—ADMINISTRATIVE, LEGAL, FINANCIAL, ENGINEERING, ETC.

Rank	PWSID	Applicant Name	PPL Yr	Project Type	County	Region	Assistance
1	3540038	SCHUYLKILL COUNTY MA (PV-09)	00	SRC, TRANS	SCHUYLKILL	WILKES-BARRE	\$790,000
2	2520096	SAVILLE RUSTIN WATER CO	00	SRC, TREAT	PIKE	WILKES-BARRE	\$285,000
3	3480080	LEHIGH TWP MA	00	TREAT, TRANS	NORTHAMPTON	WILKES-BARRE	\$250,000
4	6160001	PA AMERICAN WATER CO (STRATTANVILLE)	00	DS	CLARION	MEADVILLE	\$4,300,000
5	5100049	MARS BOROUGH WATER WORKS	98	TREAT	BUTLER	MEADVILLE	\$650,000
6	5269997	NICHOLSON TWP BOARD OF SUPERVISORS	97	DS	FAYETTE	PITTSBURGH	\$140,600
7	5020015	EDGEWORTH BORO MA	00	WS, DS	ALLEGHENY	PITTSBURGH	\$734,785
8	4560033	CONFLUENCE BORO MA (CITIZEN'S WATER CO)	00	SRC, TREAT, WS, TRANS, DS	SOMERSET	PITTSBURGH	\$3,200,000
9	2400054	FREELAND BORO MWA	00	DS	LUZERNE	WILKES-BARRE	\$650,000
10	3060030	GEIGERTOWN WATER CO	99	DS	BERKS	HARRISBURG	\$170,997
11	5260006	PLEASANT VALLEY WA	97	DS	FAYETTE	PITTSBURGH	\$350,000
12	4050037	BEDFORD TWP MA	99	WS, TREAT, DS	BEDFORD	HARRISBURG	\$2,000,000
13	7360112	QUARRYVILLE BORO WA	98	SRC	LANCASTER	HARRISBURG	\$750,000
14	7010002	BENDERSVILLE WATER CO	99	SRC, WS, TREAT, DS	ADAMS	HARRISBURG	\$2,500,000

\$16,771,382

# PENNSYLVANIA MUNICIPAL RETIREMENT BOARD

## Hearings Scheduled

Hearings have been scheduled, as authorized by the Pennsylvania Municipal Retirement Law (53 P. S. §§ 881.101—881.501), in connection with the Pennsylvania Municipal Retirement Board's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Pennsylvania Municipal Retirement Board, 1010 North 7th Street, Suite 301, Eastgate Center, Harrisburg, PA 17102.

October 25, 1999	Francisco Rivera	1:30 p.m.
November 1, 1999	John F. Mencer (Disability)	1:30 p.m.
November 8, 1999	Arthur J. Dubinsky	1:30 p.m.

Persons with a disability who wish to attend the above-listed hearing, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Tina Eisenhart at (717) 787-2065 to discuss how the Pennsylvania Municipal 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 16 Pa. Code § 91.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.251 unless specific exemption is granted.

JAMES B. ALLEN,  
*Secretary*

[Pa.B. Doc. No. 99-1468. Filed for public inspection August 27, 1999, 9:00 a.m.]

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before September 20, 1999, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.**

**A-00116120. Amedeo's Limousine Service, Inc.** (206 Westtown Road, West Chester, Chester County, PA 19382), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the boroughs of Downingtown, West Chester and Malvern, and the townships of Uwchlan, East Caln, West Whiteland, East Whiteland, East Goshen, West Goshen, Westtown, Willistown and Tredyffrin, all located in Chester County, and the borough of Media, and the townships of Thornbury, Edgemont, Newtown, Marple, Upper Darby, Upper Providence, Springfield and Middletown, all located in Delaware County, and from points in said territory, to points in Pennsylvania, and return.

**A-00116131. Alvin R. Emerson, III, t/d/b/a Executive Car Service of PA** (252 East Market Street, Suite No. 377, West Chester, Chester County, PA 19382)—persons in limousine service, between points in the counties of Chester, Philadelphia, Bucks, Delaware and Montgomery, and from points in said counties, to points in Pennsylvania, and vice versa.

**Application of the following for the approval of the transfer of stock as described under each application.**

**A-00112590. Folder 5001. Transportation Management Services, Inc., t/d/b/a Lenzner Coach Lines** (R. D. 2, Nicholson Road, Sewickley, Allegheny County, PA 15143), a corporation of the Commonwealth of Pennsylvania—for approval of the transfer of 1,000 shares of issued and outstanding stock held by Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00101803. Folder 5001. Central Cab Company** (155 Industry Road, Waynesburg, Greene County, PA 15370), a corporation of the Commonwealth of Pennsylvania—for approval of the transfer of 2,442 shares of issued and outstanding stock held by Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00058709. Folder 5003. Butler Motor Transit, Inc.** (P. O. Box 1602, Butler, Butler County, PA 16603), a corporation of the Commonwealth of Pennsylvania—for approval of the transfer of 5,500 shares of issued and outstanding stock held by Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00112577. Folder 5001. Airport Limousine Service, Inc., t/d/b/a Checker Cab** (36 South Sixth Street, Pittsburgh, Allegheny County, PA 15203), a corporation of the State of Delaware—for approval of the transfer of 100 shares of issued and outstanding stock held by Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00115892. Folder 5000. Progressive Transportation Services, Inc.** (One Progressive Drive, Horsehead, NY 14845), a corporation of the State of New York—for approval of the transfer of one share of the issued and outstanding stock held by Coach USA, Inc., to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00049926. Folder 5004. The Yellow Cab Company of Pittsburgh** (5931 Ellsworth Avenue, Pittsburgh, Allegheny County, PA 15206), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 44,457 shares of issued and outstanding stock held by



Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00108743, Folder 5001. Airlines Acquisition Co., Inc., t/d/b/a Airlines Transportation Company** (110 Lenzner Court, Sewickley, Allegheny County, PA 15143), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 2,000 shares of issued and outstanding stock held by Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00088807, Folder 5001. Blue Bird Coach Lines, Inc.** (1 Blue Bird Square, Olean, NY 14760), a corporation of the State of New York—for the approval of the transfer of 188 shares of issued and outstanding stock held by Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00112257, Folder 5002. Lenzner Transit, Inc.** (R.D. 2, Nicholson Road, Sewickley, Allegheny County, PA 15143), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 100 shares of issued and outstanding stock held by Coach USA, Inc. to Stagecoach Holdings plc. *Attorney:* John A. Vuono, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00113748, Folder 5000. Tri-Star Enterprises, Inc., t/d/b/a Supershuttle** (333 Jenkintown Commons, Jenkintown, Montgomery County, PA 19046), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 150 shares of issued and outstanding stock held by Barry Budilov to Brian D. Somerman. *Attorney:* John J. Gallagher, P.C., Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

**Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.**

**A-00114396, Folder 2. E.D.S Transportation Systems, Inc., t/d/b/a Bella Notte Limousine** (118 Sandy Drive, No. 3, Newark, DE 19713), a corporation of the State of Delaware—additional right—persons in paratransit service, between points in Pennsylvania; subject to the following conditions: (1) that the transportation is limited to transportation to and from health care providers; and (2) that no right, power or privilege is granted to provide service to or from correctional institutions. *Attorney:* Joseph W. Cunningham, 2 Penn Center, Suite 1400, 1500 John F. Kennedy Boulevard, Philadelphia, PA 19102-1890.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1469. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Telecommunications

**A-310478F0002. Bell Atlantic-Pennsylvania, Inc. and Advanced Telephone Systems, Inc. d/b/a HTC Communications.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Advanced Telephone Systems, Inc. d/b/a HTC Communications for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Advanced Telephone Systems, Inc. d/b/a HTC Communications, by its

counsel, filed on August 12, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Advanced Telephone Systems, Inc. d/b/a HTC Communications Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1470. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Telecommunications

**A-310751F0002. Bell Atlantic-Pennsylvania, Inc. and Allegiance Telecom of Pennsylvania, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Allegiance Telecom of Pennsylvania, Inc. for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Allegiance Telecom of Pennsylvania, Inc., by its counsel, filed on August 12, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Allegiance Telecom of Pennsylvania, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1471. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Telecommunications

**A-310059F0002. Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc., by its counsel, filed on August 12, 1999, at the Pennsylvania Public Utility Commission (Commis-

sion), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1472. Filed for public inspection August 27, 1999, 9:00 a.m.]

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### Telecommunications

**A-310824F0002. Bell Atlantic-Pennsylvania, Inc. and DSL NET Communications LLC d/b/a DSL.NET.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and DSL NET Communications LLC d/b/a DSL.NET for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and DSL NET Communications LLC d/b/a DSL.NET, by its counsel, filed on August 12, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and DSL NET Communications LLC d/b/a DSL.NET Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1473. Filed for public inspection August 27, 1999, 9:00 a.m.]

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### Telecommunications

**A-310043F0002. Bell Atlantic-Pennsylvania, Inc. and NOS Communications, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and NOS Communications, Inc. for approval of a Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and NOS Communications, Inc., by its counsel, filed on August 12, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and NOS Communications, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1474. Filed for public inspection August 27, 1999, 9:00 a.m.]

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### Telecommunications

**A-310088F0002. Bell Atlantic-Pennsylvania, Inc. and SAM Associates, Inc. d/b/a Synergistic Communications.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and SAM Associates, Inc. d/b/a Synergistic Communications for approval of a Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and SAM Associates, Inc. d/b/a Synergistic Communications, by its counsel, filed on August 12, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and SAM Associates, Inc. d/b/a Synergistic Communications Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1475. Filed for public inspection August 27, 1999, 9:00 a.m.]

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### Telecommunications

**P-00981444. Citizens Telecommunications Company of New York, Inc., d/b/a Citizens Communications Services Company.** Petition of Citizens Telecommunications Company of New York, Inc., d/b/a Citizens Communications Services Company for waiver of sections 3003 and 3006 of the Public Utility Code, 66 Pa.C.S. §§ 3003 and 3006. Petitioner submits, inter alia, that (1) it is a New York corporation providing local exchange telecommunications services primarily in New York with a portion of its rural service territory crossing the state line into Susquehanna County, PA; (2) its service territory is made up of 126 exchanges in New York with 304,907 access lines over 10,299 square miles and two exchanges in Pennsylvania with 1,330 access lines over 48 square miles; (3) it does not recognize the state boundary

between New York and Pennsylvania for purposes of designing and implementing its network and any modernization thereto; (4) any and all network modernization implemented in its primary service area in New York is also automatically implemented in its Pennsylvania service area; (5) it has already achieved many of the network modernization goals set forth in 66 Pa.C.S. § 3003(b); (6) it continues to implement network modernization to satisfy the requirements of the New York Public Service Commission; (7) there is no central office located in its Pennsylvania service territory; (8) there are no public schools (including administrative offices), commercial/industrial parks, health care facilities, or County 911 centers located in its Pennsylvania service territory; and (9) it would be an administrative and financial burden to develop, file and litigate a Chapter 30 petition and plan for its Pennsylvania operations. For these reasons and others, Petitioner submits that it should not be required to file a Chapter 30 petition and plan.

Interested parties may file comments concerning the petition with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the petition are on file with the Commission and are available for public inspection. The contact person is Maryanne Reynolds Martin, Assistant Counsel, at (717) 787-4518.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1476. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Telecommunications

**P-00981445. Hancock Telephone Company.** Petition of Hancock Telephone Company for waiver of sections 3003 and 3006 of the Public Utility Code, 66 Pa.C.S. §§ 3003 and 3006. Petitioner submits, inter alia, that (1) it is a New York corporation providing local exchange telecommunications services primarily in New York with a portion of its rural service territory crossing the state line into Wayne County, PA; (2) its service territory is made up of one exchange in New York with 1,671 access lines over 25 square miles and one exchange in Pennsylvania with 125 access lines over 5 square miles; (3) it does not recognize the state boundary between New York and Pennsylvania for purposes of designing and implementing its network and any modernization thereto; (4) any and all network modernization implemented in its primary service area in New York is also automatically implemented in its Pennsylvania service area; (5) it has already achieved many of the network modernization goals set forth in 66 Pa.C.S. § 3003(b); (6) it continues to implement network modernization to satisfy the requirements of the New York Public Service Commission; (7) there is no central office located in its Pennsylvania service territory; (8) there are no public schools (including administrative offices), commercial/industrial parks, health care facilities, or County 911 centers located in its Pennsylvania service territory; and (9) it would be an administrative and financial burden to develop, file and litigate a Chapter 30 petition and plan for its Pennsylvania operations. For these reasons and others, Petitioner submits that it should not be required to file a Chapter 30 petition and plan.

Interested parties may file comments concerning the petition with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the petition are on file with the Commission and are available for public inspection. The contact person is Maryanne Reynolds Martin, Assistant Counsel, at (717) 787-4518.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1477. Filed for public inspection August 27, 1999, 9:00 a.m.]

### Water Service Without Hearing

**A-211360 F2000. Honey Brook Water Company.** Application of Honey Brook Water Company for approval of the transfer, by sale, of all of its assets to Kline Township Municipal Water Authority, and for the approval of Honey Brook Water Company to abandon water service to the public in the Commonwealth of Pennsylvania.

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 13, 1999, under 52 Pa. Code (relating to public utilities).

*Applicant:* Honey Brook Water Company

*Through and By Counsel:* Michael Beltrami, Esquire,  
477 South Church Street, Hazleton, PA 18201.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1478. Filed for public inspection August 27, 1999, 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 15, 1999	Joan C. Lantz (Purchase of Maternity Leave)	1 p.m.
	Judith Ciullo (Purchase of Maternity Leave)	2:30 p.m.

September 22, 1999	Joseph A. Caputo Roy Davis Vincent J. Gross John E. McAuliffe (Change of Retirement Date)	1 p.m.
October 6, 1999	John Gera (Member Refund of Retirement Disability) Kenneth Adams (Final Average Salary)	10:30 a.m.  2:30 p.m.
October 20, 1999	Catherine Hawes (Purchase of Service)	10 a.m.
October 27, 1999	Larry Brown (Membership Eligibility)	1 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.

DALE H. EVERHART,  
*Secretary*

[Pa.B. Doc. No. 99-1479. Filed for public inspection August 27, 1999, 9:00 a.m.]

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## STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Steve Guy;  
Doc. No. 0131-60-99; File No. 99-60-00930

On June 4, 1999, the State Board of Vehicle Manufacturers, Dealers and Salespersons issued an Adjudication

and Order which levies a civil penalty of \$1,000 on Respondent, as a result of engaging in unlicensed vehicle dealer activities in the Commonwealth of Pennsylvania from 1996 to the present time.

Individuals may obtain a copy of the Adjudication and Order by writing to Thomas A. Blackburn, State Board of Vehicle Manufacturers, Dealers and Salespersons, 116 Pine Street, 3rd Floor, P. O. Box 2649, Harrisburg, PA 17105-2649.

ROBERT G. PICKERILL,  
*Chairperson*

[Pa.B. Doc. No. 99-1480. Filed for public inspection August 27, 1999, 9:00 a.m.]

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### In the Matter of the Suspension of the License of Roger L. Rhodes (MV-127547-L) and Dusty Rhodes Motor Cars (VD-019792-L); File No. 98-60-02293

On June 17, 1998, the State Board of Vehicle Manufacturers, Dealers and Salespersons issued a Board Disciplinary Order issuing a suspension in the above-referenced matter as a result of outstanding arrearages in the Court of Common Pleas of Butler County, PA in the case of Marie E. Rhodes vs. Roger L. Rhodes, DRS No. 15273-0.

Individuals may obtain a copy of the Board Disciplinary Order issuing a suspension by writing to Thomas A. Blackburn, State Board of Vehicle Manufacturers, Dealers and Salespersons, 116 Pine Street, 3rd Floor, P. O. Box 2649, Harrisburg, PA 17105-2649.

ROBERT G. PICKERILL,  
*Chairperson*

[Pa.B. Doc. No. 99-1481. Filed for public inspection August 27, 1999, 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". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

30 days after the later of the receipt of a proper invoice or receipt of goods or services.

The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center

PA Department of Community and Economic Development

374 Forum Building

Harrisburg, PA 17120

800-280-3801 or (717) 783-5700

### Reader's Guide

#### Legal Services & Consultation—26

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

**B-54137.** Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services

Location: Harrisburg, Pa.

Duration: 12/1/93-12/30/93

Contact: Procurement Division  
787-0000

③ Contract Information

④ Department

⑦

⑤ Location

(For Commodities: Contact:)  
Vendor Services Section  
717-787-2199 or 717-787-4705

⑥ Duration

#### REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

## GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**  
 Pennsylvania State Treasury  
 Room G13 Finance Building  
 Harrisburg, PA 17120  
 717-787-2990  
 1-800-252-4700

BARBARA HAFER,  
*State Treasurer*

### Commodities

**1122159** Laboratory instruments and equipment—1 lot Pasco Physics Lab equipment, no substitute. For copy of the bid fax request to (717) 787-0725.

**Department:** State System of Higher Education  
**Location:** Penn State University, University Park  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8250530** Tractors—6 each rotary ditch/bank mower attachment to be mounted on existing case Model No. 4230 tractor with Alamo boom arm. For copy of the bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8250480** Construction, mining, excavating and highway maintenance equipment—7 each sweeper, ground drive, towed, truck mounted, rotary towed traction. For copy of the bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8250460** Construction, mining, excavating and highway maintenance equipment—7 each saw, concrete, walk behind 10' cut with trailer; 6 each saw, concrete, walk behind 20' cut. For copy of the bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8250310** Motor vehicles, trailers and cycles—8 each trailer, flatbed, 15 ton, tag along, 20" deck, 35" maximum deck height.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8250300** Construction, mining, excavating and highway maintenance equipment—13 each spreader, hydraulic conveyor, truck tailgate, stainless steel. For copy of the bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8141500** Containers, packaging and packing supplies—155 lf 42" diameter polyethylene plastic liner—snap-tite solid. For copy of the bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Franklin, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8133060** Containers, packaging and packing supplies—10,000 each document transport boxes, 2 pieces. For copy of the bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**N-1799** Vendor is to provide security uniforms for the security department at YDC New Castle. Order will consist of pants, summer and winter; shirts, summer and winter; spring jacket; winter parka; hats, summer and winter; and other related items of clothing. Call for specifications at (724) 656-7310/7308.

**Department:** Public Welfare  
**Location:** Youth Development Center, Frew Mill Road, R. R. 6, Box 21A, New Castle, PA 16101  
**Duration:** Fiscal 1999  
**Contact:** T. E. Mateja, Purchasing Agent, (724) 656-7310

**1134119** Agricultural supplies—24,850 lb. snap beans seeds, bush, yellow, wax; 27,000 lbs. snap beans seeds, bush, green. For copy of the bid fax request to (717) 787-0725..

**Department:** Corrections  
**Location:** Correctional Industries, Bellefonte, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**8250580** Construction, mining, excavating and highway maintenance equipment—7 each auger, hydraulic (backhoe or skid steer). For copy of the bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**1118129** Paper and printing—278M UC-2/2A/2B—Employer's Report for Unemployment Compensation, 1st Quarter 2000; 278M UC-2/2A/2B—Employer's Report for Unemployment Compensation, 2nd Quarter 2000. For copy of the bid package fax request to (717) 787-0725.

**Department:** Labor and Industry  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**1104159** Recreational and athletic equipment and supplies—1 lot furnish only gymnasium scoreboard, reference Daktronics, Inc., no substitute. For copy of the bid package fax request to (717) 787-0725.

**Department:** State System of Higher Education  
**Location:** California University, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**1102159** Furniture—45 each furnish only various lockers for California University; 15 each varsity lockers 24" W x 72" H; 15 each 18" W x 72" H; 49 each varsity lockers 15" W x 72" H; 67 each Champ athletic lockers 12" x 16"; 2 each Champ athletic lockers 12" x 12"; 30 each Champ athletic lockers 18" W x 72" H. For copy of the bid fax request to (717) 787-0725.

**Department:** State System of Higher Education  
**Location:** California University, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

**98-102** Braiding/piping various sizes. To be used in manufacturing officer uniforms. To receive a bid package contact MaryAnn Ulrich at (717) 731-7134.

**Department:** Corrections  
**Location:** State Correctional Institution Waymart, Waymart, PA 18472  
**Duration:** 1 year  
**Contact:** MaryAnn Ulrich, (717) 731-7134

**No. ADV-42** Indiana University of Pennsylvania (IUP) is seeking bids for ready-mix concrete to be supplied on an as needed basis for period of September 1999—June 30, 2000. Request for copies of bid package should be made in writing referencing No. ADV-42 and directed to Roxie M. Johnson, Purchasing Agent, IUP, 650 South 13th Street, Indiana, PA 15705; fax (724) 357-2670, e-mail: rmjohnson@grove.iup.edu. Requests for bid package will be accepted until September 3, 1999. The University encourages responses from small and disadvantaged, minority and woman-owned firms.

**Department:** State System of Higher Education  
**Location:** Indiana University of Pennsylvania, Indiana, PA 15705  
**Duration:** September 1999 through June 30, 2000  
**Contact:** Roxie M. Johnson, (724) 357-3077

**7284270** Paper and printing—4,723.2 M General Government Treasury Check From 3-Up. For copy of the bid fax request to (717) 787-0725.

**Department:** Treasury  
**Location:** Harrisburg, PA  
**Duration:** FY 99—00  
**Contact:** General Services, (717) 787-2199/4705

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## SERVICES

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### Agricultural Services—02

**3881079002** Contract services for tree planting on State Forest land. Site A consists of planting 10,000 White Pine seedlings on 35 acres in Adams Township, Snyder County. Site B consists of planting 15,500 White Pine seedlings on 35 acres in Lamar and Greene Townships, Clinton County. Site C consists of planting 1,200 White Pine seedlings on 2.5 acres in Gregg and Potter Townships, Centre County.

**Department:** Conservation and Natural Resources  
**Location:** Bald Eagle State Forest, Route 45, Laurelton, PA 17835  
**Duration:** May 15, 2000  
**Contact:** Shawn L. Lehman, (570) 922-3344

**38-8110-8-004** Reynolds "Lothar" Tree Planter Model F450 or approved equal with the following specifications: 1. Split axle; 2. Two hydraulic cylinders and valves to control wheel adjustment. Hoses standard; 3. Dual coulter for use in tightly packed soil; 4. 12—100 lb. satchel weights directly over the coulters; 5. Hardwood planting arch and shoe; 6. Solid rubber packing wheels; 7. Interchangeable 2" wide conifer planting shoe.

**Department:** Conservation and Natural Resources  
**Location:** Bureau of Forestry, HCR 62, Box 90, Renovo, PA 17764  
**Duration:** Indeterminate 1999—2000  
**Contact:** Richard W. Kugel, (570) 923-6011

### Computer Related Services—08

**7694** 1,600 amp automatic transfer switch.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** September 1999  
**Contact:** Pamela Bauman, (570) 271-4578

### Construction and Construction Maintenance—09

**Project No. 1020** Paving repairs. Contact Emma Schroff at (717) 861-8518.

**Department:** Military Affairs  
**Location:** PAARNG Armory, 504 Cavalry Road, Carlisle, PA  
**Duration:** September 1, 1999 to June 30, 2000  
**Contact:** Emma Schroff, (717) 861-8518

**015DGS1103-48DE1** Project title: Demolition. Brief description: Work includes demolition of Pitt Stadium, installing a site access road, termination of existing utilities, installation of a perimeter fence, establishing a pedestrian walkway and establishing a traffic control plan. Estimated range: \$2,000,000 to \$5,000,000. Demolition construction. Plans deposit: \$50 per set. Payable to: Pitt-Center Partners. 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. Mail a separate check for \$20 per set or provide your express mail account number to the office listed. Mail requests to: Pitt-Center Partners, 1020 Lebanon Road, West Mifflin, PA 15122-1036, (412) 462-9300, Attn: Marlene Martak. Bid date: Wednesday, September 8, 1999, at 11 a.m. A prebid conference has been scheduled for Tuesday, August 24, 1999 at 10 a.m. at the Eiseman Prussin Media Room in Pitt Stadium. Contact person: Jim Friel, (412) 394-6888. Contractors who have secured contract documents are invited and urged to attend this prebid conference.

**Department:** General Services  
**Location:** University of Pittsburgh Campus, Pittsburgh, Allegheny County, PA  
**Duration:** 113 calendar days from date of initial job conference for completion of the entire project.  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**015DGS251-513** Project title: Roof Replacement. Brief description: Roof replacement of main garage. Remove all existing roofing and insulation to deck. Replace with new insulation and EPDM roofing, roof drain work, new metal coping and parapet repointing. Estimated range: \$100,000 to \$500,000. 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 a separate check for \$5 per set or provide your express mail account number to the office listed. 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 15, 1999, at 2 p.m.

**Department:** General Services  
**Location:** PennDOT Maintenance Building, Coudersport, Potter County, PA  
**Duration:** 120 calendar days from date of initial job conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**015DGS970-141** Project title: Repair Roof. Brief description: Apply a reinforced roof coating system over an existing built up roof. Estimated range: \$100,000 to \$500,000. 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 a separate check for \$5 per set or provide your express mail account number to the office listed. 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 15, 1999, at 1 p.m.

**Department:** General Services  
**Location:** PAARNG Armory, Philadelphia, Philadelphia County, PA  
**Duration:** 90 calendar days from date of initial job conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**015DGS574-16** Project title: Kitchen/Laundry Expansion. Brief description: Construction of a one story kitchen addition with basement to the existing kitchen involving general, HVAC, plumbing and electric construction. The existing kitchen will be occupied and will remain operational during construction. Estimated range: \$100,000 to \$500,000. General, HVAC, plumbing and electrical construction. Plans deposit: \$100 per set. Payable to: Peters Design Group, Inc. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: Peters Design Group, Inc., 301 North Main Avenue, P. O. Box 62, Scranton, PA 18504, (570) 346-8446. There will be a controlled walk through on Thursday, September 9, 1999, at 1:30 p.m. at the State Correctional Institution, Muncy, PA. Contact: Blain Paulus, (570) 546-3171 for security clearance by September 2, 1999. Contractors who have secured contract documents are invited and urged to attend this control walk through. Bid date: Wednesday, September 22, 1999, at 2 p.m.

**Department:** General Services  
**Location:** State Correctional Institution  
**Duration:** 270 calendar days from date of initial job conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**015DGS948-327** Project title: Renovations to Air Handling Systems—Second and Third Floors. Brief description: Correct air flow and control problems including addition of new VAV boxes and diffusers, elimination of excess flexible duct on the second and third floors and relocate outside air ductwork to basement air handling units. Test and balance all systems. Estimated range: \$100,000 to \$500,000. 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 a separate check for \$5 per set or provide your express mail account number to the office listed. 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 15, 1999, at 1 p.m.

**Department:** General Services  
**Location:** Reading State Office Building, Reading, Berks County, PA  
**Duration:** 120 calendar days from date of initial job conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**015DGS412-46** Project title: Upgrade Sanitary Sewer System. Brief description: All related work to install new sanitary sewer main and other utility liner. Rehabilitation of existing sewer main and pump station, replacement of a standby generator and all other related work for the rehabilitation. Estimated range: \$100,000 to \$500,000. General, plumbing and electrical construction. Plans deposit: \$65 per set. Payable to Goodkind & O'dea, Inc. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$20 per set or provide your express mail account number to the office listed. Mail requests to: Goodkind & O'dea, Inc., 101 Noble Boulevard, P. O. Box 340, Carlisle, PA 17013-0340, (717) 240-0344. Bid date: Wednesday, September 22, 1999, at 2 p.m. A prebid conference has been scheduled for Wednesday, September 8, 1999, at 10 a.m. at Shippensburg University in the Reed Operation Center Conference Room. Contact Randy S. Bailey, (717) 240-0344 or Terrence E. Durbin, (717) 477-1123, ext. 3030. Contractors who have secured contract documents are invited and urged to attend this prebid conference.

**Department:** General Services  
**Location:** Shippensburg University, Shippensburg, Cumberland County, PA  
**Duration:** 280 calendar days from date of initial job conference  
**Contact:** Contract and Bidding Unit, (717) 787-6556

## Engineering Services—14

**08430AG2384** This project advertisement appeared in the August 7, 1999, issue of the *Pennsylvania Bulletin*. The due date for Letters of Interest to the Department has been extended from August 13, 1999 to September 17, 1999.

**Department:** Transportation  
**Location:** Engineering District 3-0  
**Duration:** Forty-eight (48) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2398** Two Statewide open-end contracts for management of preliminary and final design activities.

**Department:** Transportation  
**Location:** Bureau of Environmental Quality  
**Duration:** Sixty (60) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2397** To provide preliminary engineering, environmental studies, final design, shop drawing review and construction consultation services on S. R. 0015, Section 006, U. S. 15 from Zimmerman Drive to Camp Hill Mall entrance and on PA 581 from U. S. 15 to I-83, Cumberland County.

**Department:** Transportation  
**Location:** Engineering District 8-0  
**Duration:** Sixty (60) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2396** To provide construction inspection services on S. R. 0220, Section C12, Route 220 relocation, in Centre County.

**Department:** Transportation  
**Location:** Engineering District 2-0  
**Duration:** Twenty-three (23) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2394** To provide construction inspection services on S. R. 6220, Section A12, Route 220 relocation, in Centre County.

**Department:** Transportation  
**Location:** Engineering District 2-0  
**Duration:** Sixteen (16) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2391** Construction inspection and documentation services for S. R. 0095, Section AIR in Delaware and Philadelphia Counties in Engineering District 6-0.

**Department:** Transportation  
**Location:** Engineering District 6-0  
**Duration:** Twenty-four (24) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2392** To provide construction inspection on S. R. 3026, Section A02, Millers Run at Koppers and S. R. 0130, Section A07, Tri-Boro Expressway, both in Allegheny County.

**Department:** Transportation  
**Location:** Engineering District 11-0  
**Duration:** Nine (9) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2393** To provide construction inspection services on S. R. 6220, Section B12, Route 220 relocation, in Centre County.

**Department:** Transportation  
**Location:** Engineering District 2-0  
**Duration:** Twenty-five (25) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2395** Open-end contract for various engineering and/or environmental services in Engineering District 11-0.

**Department:** Transportation  
**Location:** Engineering District 11-0  
**Duration:** Sixty (60) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

## Extermination Services—16

**SU 99-08** Shippensburg University is seeking vendors interested in submitting proposals for termite protection and control for the following buildings located at Shippensburg University in Shippensburg, PA: Franklin Science Center, Lehman Library and Seavers Apartments. Services requested include initial termite extermination and annual continuing protection and monitoring. Interested vendors will be given the opportunity to do an onsite inspection before proposals are due. Bidding documents may be obtained by faxing a request on company letterhead to the attention of Pamela A. King at (717) 477-4004. Questions may be directed to Pamela at (717) 477-1121. Responsible bidders are invited to participate including MBE/WBE firms.

**Department:** State System of Higher Education  
**Location:** Shippensburg University, Shippensburg, PA  
**Duration:** Three years  
**Contact:** Pamela A. King, Purchasing Agent, (717) 477-1121

## Food—19

**181850** Bread, rolls and related products, fresh. Vendor agrees to deliver three times per week (Monday, Thursday and Saturday) except holidays. Complete specifications may be obtained by contacting the hospital. Award to be made on an aggregate basis. Contact BD Muntz at (814) 726-4496.

**Department:** Public Welfare  
**Location:** Warren State Hospital, 33 Main Drive, North Warren, PA 16365-5099  
**Duration:** January 1, 2000—June 30, 2000  
**Contact:** BD Muntz, (814) 726-4496



**HVAC—22**

**N-1699** Vendor is to provide all materials and labor for the installation of three grease traps in the sewer lines of the Youth Development Center at New Castle, New Castle, PA. Site visit required. Call for specifications, (724) 656-7310/7308.

**Department:** Public Welfare  
**Location:** Youth Development Center, Frew Mill Road, R. R. 6, Box 21A, New Castle, PA 16101  
**Duration:** Fiscal 1999  
**Contact:** T. E. Mateja, Purchasing Agent, (724) 656-7310

**No. 423** Peerless feed water pump: four stage, pump only. To obtain bid information contact Patty Frank at (814) 432-0229.

**Department:** Public Welfare  
**Location:** Polk Center, Main Street, Polk, PA 16342  
**Duration:** Delivery in 30 days from vendor award  
**Contact:** Patty A. Frank, PSC, (814) 432-0229

**63-0123.2** West Chester University is soliciting sealed bids at 11:30 a.m. on September 28, 1999, for Project 63-0123.2—HVAC Modification for the Equine Lab at 220 East Rosedale Avenue. The project consists of providing and installing a new fan coil unit with a complete hydronic heating and chilled water supply and return piping system. Includes other related components as shown on the drawings, but not limited to: relocating one existing VAV box, complete air distribution and equipment including ductwork and grilles, controls, testing and balancing. The bid package is available from Furlow Associates, (302) 798-3515 (Ginny Vogel). The price is \$25 for pick-up and \$31 for UPS 2-day. A site visit will be held at 11:30 a.m. on September 14, 1999, meeting at 220 East Rosedale Avenue.

**Department:** State System of Higher Education  
**Location:** West Chester University Equine Lab, West Chester, PA 19383  
**Duration:** 90 days from notice to proceed  
**Contact:** Jacki Marthinsen, Contracts Manager, (610) 436-2705

**63-0122.3** West Chester University is soliciting sealed bids at 11 a.m. on September 28, 1999, for Project 63-0122.3—Centralized Compressed Air in the Equine Lab at 220 East Rosedale Avenue. The project consists of providing and installing a complete and operational compressed air system including duplex air compressor unit, desiccant dryer, filters, regulator assembly, piping system, valves and connections to existing fume hood units where so noted and indicated on the drawings. A site visit will be conducted at 11 a.m. on September 14, 1999, meeting at 220 East Rosedale Avenue. The bid package is available from Furlow Associates, (302) 798-3515 (Ginny Vogel). The price is \$18 for pick-up and \$24 for UPS 2-day.

**Department:** State System of Higher Education  
**Location:** West Chester University, West Chester, PA 19383  
**Duration:** 90 days from notice to proceed  
**Contact:** Jacki Marthinsen, Contracts Manager, (610) 436-2705

**Janitorial Services—23**

**023-1** Provide janitorial services for small maintenance office—five small rooms, foyer, hallway, three lavatories and one lunchroom. To obtain bid information contact Patti Fiore at (570) 296-7193.

**Department:** Transportation  
**Location:** Transportation District 4-4, 101 Bennett Avenue, P. O. Box 1509, Milford, PA 18337  
**Duration:** February 1, 2000 to January 31, 2003  
**Contact:** Patti Fiore, (570) 296-7193

**Medical Services—29**

**SP 91241001** Vendor to provide registered nurses, registered pharmacists, an accredited records technician, computer systems analysts and typists to assist the Bureau of Program Integrity with expanded fraud and abuse reviews. Complete specifications can be obtained by contacting the Procurement Office.

**Department:** Public Welfare  
**Location:** Bureau of Program Integrity, 6th Floor, Bertolino Building, 1401 North 7th Street, Harrisburg, PA 17105  
**Duration:** November 1, 1999 through October 31, 2002  
**Contact:** Ed Blandy, Purchasing Agent, (717) 772-4883

**08-G-99** Workers' Compensation Medical Audit/Medical Case Management Services: Provide expert medical audit/case management services on workers' compensation claims on an as-needed basis. Services to be provided in the Philadelphia area (Unit 1); Pittsburgh, Johnstown and Erie Areas (Unit 2); Harrisburg, Pottsville, Sunbury and Scranton Areas (Unit 3); or the Scranton Home Office (Unit 4).

**Department:** Labor and Industry  
**Location:** Statewide by geographical areas  
**Duration:** Two (2) year contracts with an option to renew for an additional 1-year period as determined by State  
**Contact:** Brian J. Finnerty, (570) 963-3130

**N-1899** Vendor to provide prescription and nonprescription pharmaceuticals on a daily basis to the South West Secure Treatment Unit, which is located on the grounds of Torrance State Hospital, Torrance, PA. Vendor must be capable of same day delivery with orders placed in the a.m., delivered in the p.m. Call for specifications, (724) 656-7310/7308.

**Department:** Public Welfare  
**Location:** Youth Development Center, Frew Mill Road, R. R. 6, Box 21A, New Castle, PA 16101  
**Duration:** 36 months starting January 1, 2000  
**Contact:** T. E. Mateja, Purchasing Agent, (724) 656-7310

**Property Maintenance—33**

**Bid No. 7983** Furnish all labor, materials and equipment to remove snow, salting and cindering from the sidewalks, driveways and parking areas at the Swiftwater Station, P. O. Box 949, SR 611, 3 miles North of I-80, Exit 45, Swiftwater, PA 18370. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Swiftwater Station, P. O. Box 949, Swiftwater, PA 18370  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7988** Furnish all labor, materials and equipment to remove snow, salting and cindering from the sidewalks, driveways and parking areas at the New Castle Station, R. D. 2, Box 467, New Castle, PA 16101-9125. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** New Castle Station, R. D. 2, Box 467, New Castle, PA 16101-9125  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7989** Furnish all labor, materials and equipment to remove snow, salting and cindering from the sidewalks, driveways and parking areas at the Beaver Station, 1400 Brighton Road, Beaver, PA 15009. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Beaver Station, 1400 Brighton Road, Beaver, PA 15009  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7987** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Erie Crime Laboratory, 4310 Iroquois Avenue, Erie, PA 16511. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Erie Crime Laboratory  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7986** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the PA State Police, Corry Station, 13765 Roosevelt Highway, Corry, PA 16407. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Corry Station  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7990** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Mercer Station, 826 Franklin Road, Mercer, PA 16137. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Mercer Station, 826 Franklin Road, Mercer, PA 16137  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7964** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Clearfield Station, R. D. 2, Box 314, Woodland, PA 16881-9781. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Clearfield Station, R. D. 2, Box 314, Woodland, PA 16881-9781  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7975** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Wyoming Headquarters and Crime Laboratory, 475 Wyoming Avenue, Wyoming, PA 18644. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Wyoming Headquarters and Crime Laboratory, 475 Wyoming Avenue, Wyoming, PA 18644  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7974** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Meadville Station, 11176 Murray Road, Meadville, PA 16335-0479. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Meadville Station, 11176 Murray Road, Meadville, PA 16335-0479  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7973** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Girard Station, 5050 Meadville Road, Girard, PA 16417. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Girard Station, 5950 Meadville Road, Girard, PA 16417  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7972** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Lamar Station, R. D. 3, Box 472A, Mill Hall, PA 17751. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Lamar Station, R. D. 3, Box 472A, Mill Hall, PA 17751  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7971** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Bedford Station, 10565 Lincoln Highway, Everett, PA 15537-7047. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Bedford Station, 10565 Lincoln Highway, Everett, PA 15537-7047  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7970** Furnish all labor, materials and equipment for removal of snow, salting and cinderling from driveways and parking area on an "on call" basis at the PA State Police, Department Headquarters, Troop H, Harrisburg, PA 17110. The awarded vendor will provide backup and/or additional snow removal equipment and manpower as needed. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Department Headquarters, Troop H, 1800 Elmerton Avenue, Harrisburg, PA 17110  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7969** Furnish all labor, materials and equipment for removal of snow, salting and cinderling from driveways and parking area at the Limerick Station, 2047C Bridge Road, Schwenksville, PA 19473. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Limerick Station, 2047C Bridge Road, Schwenksville, PA 19473  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7968** Furnish all labor, materials and equipment for removal of snow, salting and cinderling from driveways and parking area at the Schuylkill Haven Station, 23 Meadowbrook Drive, Schuylkill Haven, PA 17972. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Schuylkill Haven Station, 23 Meadowbrook Drive, Schuylkill Haven, PA 17972  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7967** Furnish all labor, materials and equipment for removal of snow, salting and cinderling from driveways and parking area at the Ebensburg Station, 100 Casale Court, Ebensburg, PA 15931. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Ebensburg Station, 100 Casale Court, Ebensburg, PA 15831  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7985** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Findlay Station, 190 Industry Drive, Pittsburgh, PA 15275. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Findlay Station, 190 Industry Drive, Pittsburgh, PA 15275  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7965** Furnish all labor, materials and equipment for removal of snow, salting and cinderling from driveways and parking area at the Kiski Valley Station, 471, Route 66, Apollo, PA 15613. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Kiski Valley Station  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7984** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Dublin Station, 3218 Rickert Road, Perkasio, PA 19844. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Dublin Station, 3218 Rickert Road, Perkasio, PA 18944  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7963** Furnish all labor, materials and equipment for removal of snow, salting and cinderling from the sidewalks, driveway and parking area at the Kane Station, R. D. 1, Box 189-A, Kane, PA 16735. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Kane Station, R. D. 1, Box 189-A, Kane, PA 16735  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**LH-MNT-2578** Furnish and install: A tapered ISO insulation system, a Firestone .060 ultra-ply roof system per manufacturer's specifications, and a .040 clear anodized aluminum gravel stop to existing roof deck. Bid must include removal and disposal of existing roofing. Site visit required.

**Department:** Corrections  
**Location:** State Correctional Institution Laurel Highlands, 5706 Glades Pike, Somerset, PA 15501  
**Duration:** September 13, 1999 through June 30, 2000  
**Contact:** Betsy Nightingale, (814) 445-6501, ext. 347

**Bid No. 7977** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Aviation Patrol Unit III—Harrisburg, Capitol City Airport, 575 Airport Drive, New Cumberland, PA 17070. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Aviation Patrol Unit III—Harrisburg, PA  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7978** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Clarion Station, R. D. 2, Box 1A, Clarion, PA 16214. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Clarion Station  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7979** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Altoona Liquor Control Enforcement Facility, 930 Route 22 East, Duncansville, PA 17754. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Altoona Liquor Control Enforcement, 930 Route 22 East, Duncansville, PA 17754  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7980** Furnish all labor, materials and equipment to remove snow, salting and cinderling from the sidewalks, driveways and parking areas at the Dunmore Headquarters, 85 Keystone Industrial Park, Dunmore, PA 18512-0159. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Dunmore Headquarters, 85 Keystone Industrial Park, Dunmore, PA 18512-0159  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Project No. 1021** Remove approximately 35 squares of existing built-up roofing and underlayment and replace with new single-ply adhered roofing system and rigid insulation.

**Department:** Military Affairs  
**Location:** PAARNG Armory, 261 King Street, Pottstown, PA  
**Duration:** September 1, 1999—June 30, 2000  
**Contact:** Emma Schroff, (717) 861-8518

**Bid No. 7981** Furnish all labor, materials and equipment to remove snow, salting and cindering from the sidewalks, driveways and parking areas at the Wilkes-Barre Liquor Control Enforcement, 1095 Hanover Street, Wilkes-Barre, PA 18706-2028. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Wilkes-Barre Liquor Control Enforcement, 1095 Hanover Street, Wilkes-Barre, PA 18706-2028  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7982** Furnish all labor, materials and equipment to remove snow, salting and cindering from the sidewalks, driveways and parking areas at the Fern Ridge Station, HC 1, Box 1327, Blakeslee, PA 18610. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Fern Ridge Station, HC 1, Box 1327, Blakeslee, PA 18610  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7976** Furnish all labor, materials and equipment to remove snow, salting and cindering from the sidewalks, driveways and parking areas at the Hazleton Headquarters, Annex Building (Exam) and P&S Building, 250 Dessen Drive, West Hazleton, PA 18201. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Hazleton Headquarters, Annex Building and P&S Building, 250 Dessen Drive, West Hazleton, PA 18201  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**Bid No. 7966** Furnish all labor, materials and equipment for removal of snow, salting and cindering from driveways and parking area at the Somerset Station, 142 Sagamore Street, Somerset, PA 15501-8356. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Somerset Station  
**Duration:** November 1, 1999 to June 30, 2001  
**Contact:** Donna L. Enders, (717) 783-5484

**4231** Replacement of 30 windows in the Little Store, Building No. 021. All vinyl windows shall have welded frames and sashes, be insulated (7/8") and have double locks and installed with exterior aluminum coverage of wood and vinyl parting stops on the top and two sides of the interior window as follows: Restrooms: four double hung with obscure glass for both panes of glass; Main Store: 11 openings, 22 windows, transom light and two section slider for each opening; Front Store: two large openings, (four windows), transom light and three section slider.

**Department:** Public Welfare  
**Location:** Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599  
**Duration:** Anticipated start date August 31, 1999—September 15, 1999  
**Contact:** Fred Molisee, Purchasing Agent, (412) 257-6215

### Real Estate Services—35

**373883** Lease Office Space to the Commonwealth of Pennsylvania, PA State Police, 5,622 useable square feet of new or existing office/hangar space, with minimum parking for 18 vehicles, within the University Park Airport, State College, Centre County, PA. The PA State Police, Aviation Patrol Unit No. IV will occupy the space. Proposals due: November 1, 1999. Solicitation No.: 92884.

**Department:** State Police  
**Location:** 505 North Office Building, Harrisburg, PA 17125  
**Duration:** Indeterminate 1999—2000  
**Contact:** John A. Hocker, (717) 787-4396

### Security Services—37

**08-F-99** Workers' Compensation Activity Assessment/Surveillance Services: Provide comprehensive assessment and surveillance services on workers' compensation claims on an as needed basis. Services to be provided in the Philadelphia and Harrisburg Areas (Unit 1); Pittsburgh, Johnstown and Erie Areas (Unit 2); and Pottsville, Sunbury and Scranton Areas (Unit 3); or Statewide.

**Department:** Labor and Industry  
**Location:** Statewide by geographical areas  
**Duration:** Two (2) year contracts with an option to renew for an additional 1-year period as determined by State  
**Contact:** Brian J. Finnerty, (570) 963-3130

### Miscellaneous—39

**SP 16952100001** Contractor will perform research activities in the area of commercial bus enforcement and accident investigation; develop curriculum material and classroom materials including instructor's manual, student's manual, training materials, classroom visual aids, student handout materials and examinations. Contractor must have completed At-Scene Homicide by Motor Vehicle; Advanced Accident Investigation; Traffic Accident Reconstruction; Inspection of Commercial Vehicle Involved in Traffic Accidents; and Inspection of Commercial Vehicle Accident training programs.

**Department:** Education  
**Location:** Traffic Institute for Police Services, 3544 North Progress Avenue, Harrisburg, PA  
**Duration:** October 1, 1999 through September 30, 2004  
**Contact:** Jane McClure, (717) 783-9261

**4232** Beds, Fall Reduction—NOA Riser—80 or equivalent. Also, A-3 floor pads—quantity—ten each. Bed with adjustable electronic deck height of 7"—23". Weight capacity 750 pounds minimum.

**Department:** Public Welfare  
**Location:** Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599  
**Duration:** Anticipated date September 1, 1999—September 30, 1999  
**Contact:** Fred Molisee, (412) 257-6215

**5251** Seven automated external defibrillators, two button operation; seven lithium battery paks; seven complete carrying cases; two AED trainer carrying cases.

**Department:** Public Welfare  
**Location:** Torrance State Hospital, State Route 1014, Torrance, PA 15779-0111  
**Duration:** Fiscal Year 1999—2000  
**Contact:** Linda J. Zoskey, (724) 459-4547

**90972007** Rental of two 50KW prime rated emergency generators for 2 or 3 months.

**Department:** Public Welfare  
**Location:** Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599  
**Duration:** Anticipated date December 1, 1999—February 29, 2000  
**Contact:** Fred Molisee, (412) 257-6215

**8336** State Correctional Institution—Greene, Waynesburg, PA (Greene County) will solicit bids for galvanized fencing material and hardware. Eighty (80) rolls of various sizes, nine (9) gauge 2 inch mesh. This bid will not include installation.

**Department:** Corrections  
**Location:** State Correctional Institution—Greene, 1030 East Roy Furman Highway, Waynesburg, PA 15370-8089  
**Duration:** Indeterminate 1999—2000  
**Contact:** Gary Taylor, (724) 852-2902

**92511** VHS Duplication.

**Department:** General Services  
**Location:** Commonwealth Media Services, 333 Market Street, 2nd Floor, Harrisburg, PA 17126-0333  
**Duration:** September 1, 1999—June 30, 2000  
**Contact:** Gayle Fox, (717) 783-8033

**08-J-99** Language interpreter services on an as-needed basis provided for the Philadelphia Unemployment Compensation Referee Office, 444 North Third Street, 2nd Floor, Philadelphia, PA 19123-4185.

**Department:** Labor and Industry  
**Location:** Philadelphia Unemployment Compensation Referee Office, 444 North Third Street, 2nd Floor, Philadelphia, PA 19123-4185  
**Duration:** October 1, 1999 through September 30, 2000  
**Contact:** Beverly Fenton, (717) 787-2560

**087TRC** Tire repairs and changes for both trucks and cars.

**Department:** Transportation  
**Location:** In and around Lancaster County, PA  
**Duration:** Two year contract with three 1-year renewals  
**Contact:** Jeralyn L. Rettew, (717) 299-7621, ext. 322

**PDA434** Provide floral decorations for the 2000 Farm Show. Over 3,300 potted plants are needed. Mostly poinsettias are required.

**Department:** Agriculture  
**Location:** Harrisburg, PA  
**Duration:** One year with three 1-year renewal options  
**Contact:** Mike Mesaris, (717) 787-5674

**08-H-99** Interpreter for the Deaf services as needed at meeting/conferences arranged by the Office of Vocational Rehabilitation, York District Office, 2550 Kingston Road, Ste. 101, York, PA 17402.

**Department:** Labor and Industry  
**Location:** York OVR District Office, 2550 Kingston Road, Ste. 101, York, PA 17402  
**Duration:** December 1, 1999 through February 30, 2000 w/four 1-year renewals  
**Contact:** Bonnie Bluett, Supervisor, (717) 771-4407

**B-11254** Vendor to supply to the State Correctional Institution Graterford the following items needed to upgrade heating system: 1. 3" Leslie Class GPK-45 air loaded steam reducing valve (1 each). 2. 4" Leslie Class GPK-1 (1 each). 3. 6" Leslie class DD boy—3 diaphragm control valve (2 each). 4. Leslie PRA pressure control pilot (2 each). 5. 1/4 Leslie AFG air reg. (2 each). 6. 3" Orbit valve (2 each). 7. 6" Orbit valve (2 each). 8. 8" Orbit valve (1 each). 9. 12" Orbit valve (1 each).

**Department:** Corrections  
**Location:** State Correctional Institution Graterford, P. O. Box 246, Off Route 29, Graterford, PA 19426  
**Duration:** 6 months  
**Contact:** Kelly Richardson, (610) 489-4151

**FD 2958** The Pennsylvania Emergency Management Agency (PEMA) is soliciting bids to furnish a Mobile Cascade System for the State Fire Academy consisting of six cylinders, control panel and regulator and a flat bed utility trailer of sufficient Gross Vehicle Weight (GVW) capacity. To receive a bid package, please contact Fiscal Management at (717) 651-2189 referencing bid package number FD-2958.

**Department:** PA Emergency Management Agency  
**Location:** State Fire Academy, 1150 Riverside Drive, Lewistown, PA 17044  
**Duration:** December 30, 1999  
**Contact:** Chris G. Nolan, (717) 651-2189

**08-I-99** Interpreter for the Deaf services as needed in support of the OVR Rehabilitation Counselor for the Deaf, the Office of Vocational Rehabilitation, Harrisburg District Office, 2971-B North Seventh Street, Harrisburg, PA 17110.

**Department:** Labor and Industry  
**Location:** Office of Vocational Rehabilitation, Harrisburg District Office, 2971-B North Seventh Street, Harrisburg, PA 17110  
**Duration:** December 1, 1999 through November 30, 2000 w/four 1-year renewals  
**Contact:** Charles Cavalovitch, (717) 787-7834

**99077** Services are required for repairs of kitchen equipment. All repairs must be performed by qualified technicians. More detailed information can be obtained from the Institution.

**Department:** Corrections  
**Location:** State Correctional Institution—Chester, 500 East 4th Street, Chester, PA 19013  
**Duration:** January 1, 2000 to December 31, 2002  
**Contact:** Jacqueline Newson, Purchasing, (610) 490-4370

**SO-187** The State Correctional Institution at Somerset will be soliciting bids for food service ware, that is, polycarbonate trays, mugs, pitchers. Vendors interested in bidding on these particular items should contact the institution directly for a bid package.

**Department:** Corrections  
**Location:** State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001  
**Duration:** August 20 through December 31, 1999  
**Contact:** Theresa Solarczyk, Purchasing Agent II, (814) 443-8100, ext. 311

**90977011** Hairstyling services at Western Center. To include: shampoo/haircuts, moisturizing/conditioning.

**Department:** Public Welfare  
**Location:** Western Center, 333 Curry Hill Road, Canonsburg, PA 15317  
**Duration:** Anticipated start date: October 10, 1999—June 30, 2001  
**Contact:** Ginny Stinespring, (724) 873-3256

**99-54** Compressor, carrier, Model No. 06ET265, no substitute, 460 volt, 3 ph, 60 hz, with refund for damaged units. Quantity: 3 each.

**Department:** Public Welfare  
**Location:** Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599  
**Duration:** September 1, 1999—June 30, 2000  
**Contact:** Fred Molisee, (412) 257-6215

[Pa.B. Doc. No. 99-1482. Filed for public inspection August 27, 1999, 9:00 a.m.]

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## DESCRIPTION OF LEGEND

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|--|---|
| <p><b>1</b> Advertising, Public Relations, Promotional Materials</p> <p><b>2</b> Agricultural Services, Livestock, Equipment, Supplies &amp; Repairs: Farming Equipment Rental &amp; Repair, Crop Harvesting &amp; Dusting, Animal Feed, etc.</p> <p><b>3</b> Auctioneer Services</p> <p><b>4</b> Audio/Video, Telecommunications Services, Equipment Rental &amp; Repair</p> <p><b>5</b> Barber/Cosmetology Services &amp; Equipment</p> <p><b>6</b> Cartography Services</p> <p><b>7</b> Child Care</p> <p><b>8</b> Computer Related Services &amp; Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p><b>9</b> Construction &amp; Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p><b>10</b> Court Reporting &amp; Stenography Services</p> <p><b>11</b> Demolition—Structural Only</p> <p><b>12</b> Drafting &amp; Design Services</p> <p><b>13</b> Elevator Maintenance</p> <p><b>14</b> Engineering Services &amp; Consultation: Geologic, Civil, Mechanical, Electrical, Solar &amp; Surveying</p> <p><b>15</b> Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core &amp; Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p><b>16</b> Extermination Services</p> <p><b>17</b> Financial &amp; Insurance Consulting &amp; Services</p> <p><b>18</b> Firefighting Services</p> <p><b>19</b> Food</p> <p><b>20</b> Fuel Related Services, Equipment &amp; Maintenance to Include Weighing Station Equipment, Underground &amp; Above Storage Tanks</p> <p><b>21</b> Hazardous Material Services: Abatement, Disposal, Removal, Transportation &amp; Consultation</p> | <p><b>22</b> Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental &amp; Repair</p> <p><b>23</b> Janitorial Services &amp; Supply Rental: Interior</p> <p><b>24</b> Laboratory Services, Maintenance &amp; Consulting</p> <p><b>25</b> Laundry/Dry Cleaning &amp; Linen/Uniform Rental</p> <p><b>26</b> Legal Services &amp; Consultation</p> <p><b>27</b> Lodging/Meeting Facilities</p> <p><b>28</b> Mailing Services</p> <p><b>29</b> Medical Services, Equipment Rental and Repairs &amp; Consultation</p> <p><b>30</b> Moving Services</p> <p><b>31</b> Personnel, Temporary</p> <p><b>32</b> Photography Services (includes aerial)</p> <p><b>33</b> Property Maintenance &amp; Renovation—Interior &amp; Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning &amp; Planting, etc.)</p> <p><b>34</b> Railroad/Airline Related Services, Equipment &amp; Repair</p> <p><b>35</b> Real Estate Services—Appraisals &amp; Rentals</p> <p><b>36</b> Sanitation—Non-Hazardous Removal, Disposal &amp; Transportation (Includes Chemical Toilets)</p> <p><b>37</b> Security Services &amp; Equipment—Armed Guards, Investigative Services &amp; Security Systems</p> <p><b>38</b> Vehicle, Heavy Equipment &amp; Powered Machinery Services, Maintenance, Rental, Repair &amp; Renovation (Includes ADA Improvements)</p> <p><b>39</b> Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,  
*Secretary*

**Contract Awards**

The following awards have been made by the Department of General Services, Bureau of Purchases:

<b>Requisition or Contract #</b>	<b>PR Award Date or Contract Effective Date</b>	<b>To</b>	<b>In the Amount Of</b>
7490-03 RIP # 3	08/17/99	Bell and Howell Mail Processing Div./NPS	5,000.00
1061389-01	08/17/99	Maury Boyd and Associ- ates, Inc.	92,610.00
1735818-01	08/17/99	Verisign, Inc.	65,000.00

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 99-1483. Filed for public inspection August 27, 1999, 9:00 a.m.]

# PROPOSED RULEMAKING

## ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CHS. 121 AND 129]

### Solvent Cleaning Operations

The Environmental Quality Board (Board) proposes to amend Chapters 121 and 129 (relating to general provisions; standards for sources) to read as set forth in Annex A.

The amendments propose to add and revise definitions for terms in Chapter 121 that are used in the substantive sections of Chapter 129. Section 129.63 (relating to degreasing operation) is proposed to be amended to update equipment requirements for solvent cleaning machines to make the equipment requirements consistent with current technology. In addition, the operating requirements in § 129.63 are proposed to be revised to specify improved operating practices. The proposed revisions also specify volatility limits for solvents used in cold cleaning machines. These revised equipment and operating practice requirements stress pollution prevention.

This notice is given under Board order at its meeting of May 19, 1999.

#### A. *Effective Date*

These proposed amendments will be effective upon publication in the *Pennsylvania Bulletin* as final rulemaking.

#### B. *Contact Persons*

For further information, contact Terry Black, Chief, Regulation and Policy Development Section, Division of Compliance Enforcement, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-1663 or R. A. Reiley, Assistant Counsel, Bureau of Regulatory Counsel, Office of Chief Counsel, 9th Floor, Rachel Carson State Office Building, P. O. Box 8464, Harrisburg, PA 17105-8464, (717) 787-7060.

#### C. *Statutory Authority*

This proposed rulemaking is being made under the authority of section 5 of the Air Pollution Control Act (35 P. S. § 4005) which grants the Board the authority to adopt regulations for the prevention, control, reduction and abatement of air pollution.

#### D. *Background of the Proposed Amendments*

The purpose of this proposed rulemaking is to reduce the volatile organic compounds (VOCs) emitted from solvent cleaning operations. This proposed rulemaking is a part of the Commonwealth's specific action plan to achieve the ozone reductions mandated by the United States Environmental Protection Agency (EPA). The proposed revisions are based on the recommendations of the Southwest and Southeast Pennsylvania Ozone Stakeholders Working Groups which recommended that the Department of Environmental Protection (Department) revise the requirements relating to use of solvents for cleaning of parts. Both Stakeholders Groups recommended that the Commonwealth revise the VOC requirements related to solvent cleaning operations to reduce emissions of ozone precursors.

The proposed revisions will require that operators of solvent cleaning machines make modifications to the equipment to meet the revised equipment specifications. These machines are used in a variety of manufacturing operations for the cleaning of parts before further processing. Solvent cleaning machines are used in a variety of settings including auto repair facilities, manufacturing operations and maintenance shops at commercial, industrial and institutional facilities. These modifications will reduce the evaporative loss of solvents and will, therefore, reduce operating costs.

A separate, technical workgroup was convened to help draft the regulatory language. The group consisted of representatives of the major equipment and solvent suppliers, environmental groups and regulatory agencies. The proposed amendments represent the consensus position of this workgroup. The amendments were developed taking into account technology, environmental, economic and enforcement considerations. This group also believes that the best way to implement the proposed amendments is through an outreach and education program to the users of solvent cleaning equipment, particularly small businesses.

The VOC control requirements in the proposed amendments are more stringent than the control requirements in the Federal Control Techniques Guidelines issued in November of 1977. Both the technical workgroup and the stakeholders determined that these control requirements were necessary for solvent cleaning operations to enable the Commonwealth to attain and maintain the ozone standard.

Specifically, the proposed revisions include requirements adopted in the Federal maximum achievable control technologies (MACT) standard for solvent cleaning operations utilizing nonhazardous air pollutant (HAPS) solvents, as well as HAPS solvents. These provisions are to discourage operators from converting to non-HAPS solvents to avoid the more stringent MACT requirements. The conversions could adversely affect air quality.

For the solvent volatility and hand-wipe requirements, there are no Federal counterparts. The technical workgroup suggested this provision as a pollution prevention activity. Furthermore, the technical workgroup borrowed these provisions from the Federal guidance for aerospace surface coating and applied them to solvent cleaning operations.

The Department worked with the Air Quality Technical Advisory Committee (AQTAC) in the development of this proposed rulemaking. At its July 23, 1998, meeting, AQTAC recommended adoption of the proposed rulemaking.

#### E. *Summary of Regulatory Revisions*

The proposed changes to Chapter 121 add and revise definitions of the terms used in the substantive provisions of Chapter 129. The new definitions include: "airless cleaning system," "airtight cleaning system," "batch vapor cleaning machine," "carbon adsorber," "cold cleaning machine," "dwell," "dwell time," "freeboard refrigeration device," "hand-wipe cleaning operation," "immersion cold cleaning machine," "in-line vapor cleaning machine," "reduced room draft," "remote reservoir cold cleaning machine," "solvent/air interface," "solvent cleaning machine," "solvent cleaning machine automated parts handling system," "solvent cleaning machine down time," "solvent

cleaning machine idle time," "superheated vapor system," "vapor cleaning machine," "vapor cleaning machine primary condenser," "vapor up control switch" and "working mode cover." The amended definition includes "freeboard ratio."

The proposed changes to § 129.63(a)—(c) and the addition of subsection (d) apply to cold cleaning machines, batch vapor cleaning machines, in-line vapor cleaning machines, airless cleaning machines and airtight cleaning machines. These revisions update equipment requirements for these solvent cleaning machines to make the equipment requirements consistent with current technology. These equipment specifications are consistent with the Federal MACT requirements for solvent cleaning machines. However, as described in Section D of this Preamble, these proposed revisions are more stringent than the control requirements in the Federal control techniques guidelines. In addition, § 129.63(e) is proposed to be added to specify improved hand-wipe cleaning operation practices. There is no Federal hand-wipe cleaning operation requirements. Finally, new § 129.63(f), proposes to specify volatility limits for solvents in certain cleaning machines. There are no Federal volatility limits for solvents.

This regulatory revision will be submitted to the EPA as an amendment to the State Implementation Plan (SIP).

#### F. *Benefits, Costs and Compliance*

Executive Order 1996-1 requires a cost benefit analysis of the proposed amendments.

##### *Benefits*

Overall, the citizens of this Commonwealth will benefit from these recommended changes because they will result in improved air quality by reducing ozone precursor emissions, recognize and encourage pollution prevention practices, and encourage new technologies and practices which reduce emissions. Moreover, it is estimated that these proposed changes will save industry approximately \$7.3 million the first year and \$14.6 million annually thereafter Statewide.

##### *Compliance Costs*

These proposed amendments will slightly increase the operating costs of industry. However, the cost increase will be offset by the reduced evaporative loss of solvent which will result from the lower volatility, thereby reducing the need to purchase additional solvent.

##### *Compliance Assistance Plan*

The Department plans to educate and assist the public and the regulated community with understanding the newly revised requirements and how to comply with them. This will be accomplished through the Department's ongoing Regional Compliance Assistance Program.

##### *Paperwork Requirements*

The regulatory revisions will not increase the paperwork that is already generated during the normal course of business operations.

#### G. *Sunset Review*

This proposed rulemaking will be reviewed in accordance with the sunset review schedule published by the Department to determine whether the regulations effectively fulfill the goals for which they were intended.

#### H. *Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on August 17, 1999, the Department submitted a copy of the proposed rulemaking to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the Senate and House Environmental Resources and Energy Committees. In addition to submitting the proposed amendments, the Department has provided IRRC and the Committees with a copy of a detailed regulatory analysis form prepared by the Department. A copy of this material is available to the public upon request.

If IRRC has objections to any portion of the proposed amendments, it will notify the Department within 30 days of the close of the public comment period. The notification shall specify the regulatory review criteria which have not been met by that portion. The Regulatory Review Act specifies detailed procedures for the Department, the Governor and the General Assembly to review these objections before final publication of the regulations.

#### I. *Public Comment and Public Hearings*

##### *Public Hearings*

The Board will hold three public hearings for the purpose of accepting comments on the proposed amendments. The hearings will be held at 10 a.m. on the following dates and at the following locations:

September 28, 1999	DEP Southwest Regional Office 400 Waterfront Drive Pittsburgh, PA
October 1, 1999	DEP Southeast Regional Office Suite 601 Lee Park 555 North Lane Conshohocken, PA
October 5, 1999	DEP Southcentral Regional Office Susquehanna River Conference Room 909 Elmerton Ave. Harrisburg, PA

Persons wishing to present testimony at the hearings are requested to contact Kate Coleman at the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526, at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to 10 minutes for each witness and three written copies of the oral testimony are requested to be presented 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 the hearings and require an auxiliary aid, service or other accommodations to participate, should contact Kate Coleman at (717) 787-4526 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

##### *Written Comments*

In lieu of or in addition to presenting oral testimony at the hearings, interested persons may submit written comments, suggestions or objections regarding the proposed amendments to the Board, 15th Floor, Rachel Carson State Office Building, P. O. Box 8477, Harrisburg, PA 17105-8477. Comments received by facsimile will not be accepted. Comments must be received by October 27, 1999 (60 days from the date of publication). In addition to the written comments, interested persons may also submit a summary of their comments to the Board. The



summary may not exceed one page in length and must be received by October 27, 1999, (60 days from the date of publication). The summary will be provided to each member of the Board in the agenda packet distributed prior to the meeting at which the final-form regulations will be considered.

*Electronic Comments*

Comments may be submitted electronically to the Board at regcomments@dep.state.pa.us. A subject heading of the proposal and a return name and address must be included in each transmission. Comments submitted electronically must also be received by the Board by October 27, 1999 (60 days from the date of publication).

JAMES M. SEIF,  
*Chairperson*

**Fiscal Note:** 7-346. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 25. ENVIRONMENTAL PROTECTION  
PART I. DEPARTMENT OF ENVIRONMENTAL  
PROTECTION**

**Subpart C. PROTECTION OF NATURAL  
RESOURCES**

**ARTICLE III. AIR RESOURCES**

**CHAPTER 121. GENERAL PROVISIONS**

**§ 121.1. Definitions.**

The definitions in section 3 of the act (35 P. S. § 4003) apply to this article. In addition, the following words and terms, when used in this article, have the following meanings, unless the context clearly indicates otherwise:

\* \* \* \* \*

***Airless cleaning system***—A solvent cleaning machine that is automatically operated and seals at a differential pressure of 0.50 pounds per square inch gauge (psig) or less, prior to the introduction of solvent or solvent vapor into the cleaning chamber and maintains differential pressure under vacuum during all cleaning and drying cycles.

***Airtight cleaning system***—A solvent cleaning machine that is automatically operated and seals at a differential pressure no greater than 0.50 psig, prior to the introduction of solvent or solvent vapor into the cleaning chamber and during all cleaning and drying cycles.

\* \* \* \* \*

***Batch vapor cleaning machine***—

(i) A vapor cleaning machine in which individual parts or a set of parts move through the entire cleaning cycle before new parts are introduced into the cleaning machine.

(ii) The term includes solvent cleaning machines, such as ferris wheel cleaners or cross rod machines, that clean multiple loads simultaneously and are manually loaded.

(iii) The term does not include machines which do not have a solvent/air interface, such as airless and airtight cleaning systems.

\* \* \* \* \*

***Carbon adsorber***—A bed of activated carbon into which an air/solvent gas-vapor stream is routed and which adsorbs the solvent on the carbon.

\* \* \* \* \*

***Cold cleaning machine***—

(i) A device or piece of equipment, containing or using, or both, an unheated liquid which contains greater than 5% solvent or hazardous air pollutant (HAP) by weight, in to which parts are placed to remove dirt, grease, oil or other contaminants and coatings, from the surfaces of the parts or to dry the parts.

(ii) The term does not include machines which do not have a solvent/air interface, such as airless and airtight cleaning systems.

\* \* \* \* \*

***Dwell***—Holding parts within the freeboard area of a solvent cleaning machine but above the solvent vapor zone. Dwell occurs after cleaning to allow solvent to drain from the parts or parts baskets back into the solvent cleaning machine.

***Dwell time***—The period of time between when a parts basket is placed in the vapor zone of a batch vapor or in-line vapor cleaning machine and when solvent dripping ceases. Dwell time is determined by placing a basket of parts in the vapor zone and measuring the amount of time between when the parts are placed in the vapor zone and dripping ceases.

\* \* \* \* \*

***Freeboard ratio***—

(i) For a cold cleaning [ degreaser ] machine, the distance from the liquid solvent to the top edge of the [ degreaser ] cold cleaning machine divided by the [ degreaser ] width of the cold cleaning machine [ ; for ]

(ii) For an operating [ vapor degreaser or a conveyORIZED degreaser ] batch vapor cleaning machine or an in-line vapor cleaning machine, the distance from the top of the solvent vapor layer to the top edge of the [ degreaser ] vapor cleaning machine divided by the [ degreaser ] width of the vapor cleaning machine.

***Freeboard refrigeration device***—A set of secondary coils mounted in the freeboard area of a solvent cleaning machine that carries a refrigerant or other chilled substance to provide a chilled air blanket above the solvent vapor. A solvent cleaning machine primary condenser which is capable of maintaining a temperature in the center of the chilled air blanket at not more than 30% of the solvent boiling point is both a primary condenser and a freeboard refrigeration device.

\* \* \* \* \*

***Hand-wipe cleaning operation***—Removing contaminants such as dirt, grease, oil and coatings [ from an aerospace vehicle or component ] with a solvent by physically rubbing [ it ] with a material such as a rag, paper or cotton swab that has been moistened with a cleaning solvent.

\* \* \* \* \*

***Immersion cold cleaning machine***—A cold cleaning machine in which the parts are immersed in the solvent when being cleaned.

\* \* \* \* \*

**In-line vapor cleaning machine**—A vapor cleaning machine that uses an automated parts handling system, typically a conveyor, to automatically provide a supply of parts to be cleaned. In-line vapor cleaning machines are fully enclosed except for the conveyor inlet and exit portals.

\* \* \* \* \*

**Reduced room draft**—Decreasing the flow or movement of air across the top of the freeboard area of a solvent cleaning machine to less than 50 feet per second (15.2 meters per second) by methods including:

- (i) Redirecting fans or air vents, or both.
- (ii) Moving a machine to a corner where there is less room draft.
- (iii) Constructing a partial or complete enclosure.

\* \* \* \* \*

**Remote reservoir cold cleaning machine**—A machine in which liquid solvent is pumped to a sink-like work area that immediately drains solvent back into an enclosed container while parts are being cleaned, allowing no solvent to pool in the work area.

\* \* \* \* \*

**Solvent/air interface**—The location of contact between the concentrated solvent vapor layer and the air. This location of contact is defined as the mid-line height of the primary condenser coils. For a cold cleaning machine, it is the location of contact between the liquid solvent and the air.

**Solvent cleaning machine**—

- (i) A device or piece of equipment that uses solvent liquid or vapor to remove contaminants, such as dirt, grease, oil and coatings, from the surfaces of materials.
- (ii) Types of solvent cleaning machines include:
  - (A) Batch vapor cleaning machines.
  - (B) In-line vapor cleaning machines.
  - (C) Immersion cold cleaning machines.
  - (D) Remote reservoir cold cleaning machines.
  - (E) Airless cleaning systems.
  - (F) Air-tight cleaning systems.

**Solvent cleaning machine automated parts handling system**—A mechanical device that carries all parts and parts baskets at a controlled speed from the initial loading of soiled or wet parts through the removal of the cleaned or dried parts.

**Solvent cleaning machine down time**—The period when a solvent cleaning machine is not cleaning parts and the sump heating coils, if present, are turned off.

**Solvent cleaning machine idle time**—The period when a solvent cleaning machine is not actively cleaning parts and the sump heating coil, if present, is turned on.

\* \* \* \* \*

**Superheated vapor system**—A system that heats the solvent vapor to a temperature 10° F above the solvent's boiling point. Parts are held in the super-

heated vapor before exiting the machine to evaporate the liquid solvent on the parts.

\* \* \* \* \*

**Vapor cleaning machine**—

- (i) A solvent cleaning machine that boils liquid solvent, generating a vapor, or that heats liquid solvent that is used as part of the cleaning or drying cycle.
- (ii) The term does not include machines which do not have a solvent/air interface, such as airless and air-tight cleaning systems.

**Vapor cleaning machine primary condenser**—A series of circumferential cooling coils on a vapor cleaning machine through which a chilled substance is circulated or recirculated to provide continuous condensation of rising solvent vapors, and thereby, creating a concentrated vapor zone.

\* \* \* \* \*

**Vapor up control switch**—A thermostatically controlled switch which shuts off or prevents condensate from being sprayed when there is no vapor. On in-line vapor cleaning machines, the switch also prevents the conveyor from operating when there is no vapor.

\* \* \* \* \*

**Working mode cover**—Any cover or solvent cleaning machine design that allows the cover to shield the cleaning machine openings from outside air disturbances while parts are being cleaned in the cleaning machine. A cover that is used during the working mode is opened only during parts entry and removal.

\* \* \* \* \*

**CHAPTER 129. STANDARDS FOR SOURCES OF VOCs**

*(Editor's Note: As part of this proposal, the Board is deleting the text of the existing section, found at 25 Pa. Code pages 129-29 to 129-31, serial pages (199533) to (199553), and replacing it with the following. This new section is being printed in regular type to enhance readability.)*

**§ 129.63. Degreasing operations.**

- (a) *Cold cleaning machines.* This subsection applies to cold cleaning machines.
  - (1) Immersion cold cleaning machines shall have a freeboard ratio of 0.75 or greater.
  - (2) Immersion cold cleaning machines and remote reservoir cold cleaning machines shall:
    - (i) Have a permanent, conspicuous label summarizing the operating requirements in paragraph (3).
    - (ii) Be equipped with a cover that shall be closed at all times except during cleaning of parts or the addition or removal of solvent. For remote reservoir cold cleaning machines which drain directly into the solvent storage reservoir, a perforated drain with a diameter of not more than 6 inches shall constitute an acceptable cover.
  - (3) Cold cleaning machines shall be operated in accordance with the following procedures:
    - (i) Waste solvent shall be collected and stored in closed containers. The closed containers may contain a device

that allows pressure relief, but does not allow liquid solvent to drain from the container.

(ii) Cleaned parts shall be drained at least 15 seconds or until dripping ceases, whichever is longer. Parts having cavities or blind holes shall be tipped or rotated while the part is draining. During the draining, tipping or rotating, the parts shall be positioned so that solvent drains directly back to the cold cleaning machine.

(iii) Flushing of parts using a flexible hose or other flushing device shall be performed only within the cold cleaning machine. The solvent spray shall be a solid fluid stream, not an atomized or shower spray.

(iv) Sponges, fabric, wood, leather, paper products and other absorbent materials may not be cleaned in the cold cleaning machine.

(v) When a pump-agitated solvent bath is used, the agitator shall be operated to produce a rolling motion of the solvent with no observable splashing of the solvent against the tank walls or the parts being cleaned. Air agitated solvent baths may not be used.

(vi) Spills during solvent transfer and use of the cold cleaning machine shall be cleaned up immediately, and the wipe rags or other sorbent material shall be immediately stored in covered containers for disposal or recycling.

(vii) Work area fans shall be located and positioned so that they do not blow across the opening of the degreaser unit.

(4) After \_\_\_\_\_ (*Editor's Note:* The blank refers to a date 1 year from effective date of adoption of this proposal.), a person may not use, sell or offer for sale for use in a cold cleaning machine any solvent with a vapor pressure of 2.0 millimeters of mercury (mm Hg) or greater, measured at 20°C (68°F) containing VOCs.

(5) After \_\_\_\_\_ (*Editor's Note:* The blank refers to a date 2 years from the effective date of adoption of this proposal.), a person may not use, sell or offer for sale for use in an cold cleaning machine a solvent with a vapor pressure of 1.0 mm Hg or greater, measured at 20°C (68° F) containing VOCs.

(6) On and after \_\_\_\_\_ (*Editor's Note:* The blank refers to a date 1 year from the effective date of adoption of this proposal.), a person who sells or offers for sale any solvent containing VOCs for use in a cold cleaning machine shall provide, to the purchaser, the following written information:

- (i) The name and address of the solvent supplier.
- (ii) The type of solvent including the product or vendor identification number.
- (iii) The vapor pressure of the solvent measured in mm hg at 20°C (68°F).

(7) A person who operates a cold cleaning machine shall maintain for at least 2 years and shall provide to the Department, on request, the information specified in paragraph (6). An invoice, bill of sale, certificate that corresponds to a number of sales, Material Safety Data Sheet (MSDS), or other appropriate documentation acceptable to the Department may be used to comply with this section.

(b) *Batch vapor cleaning machines.* This subsection applies to batch vapor cleaning machines.

(1) Batch vapor cleaning machines shall be equipped with:

(i) Either a fully enclosed design or a working and downtime mode cover that completely covers the cleaning machine openings when in place, is free of cracks, holes and other defects, and can be readily opened or closed without disturbing the vapor zone. If the solvent cleaning machine opening is greater than 10 square feet, the cover shall be powered. If a lip exhaust is used, the closed cover shall be below the level of the lip exhaust.

(ii) Sides which result in a freeboard ratio greater than or equal to 0.75.

(iii) A safety switch (thermostat and condenser flow switch) which shuts off the sump heat if the coolant is not circulating.

(iv) A vapor up control switch which shuts off the spray pump if vapor is not present.

(v) An automated parts handling system which moves the parts or parts baskets at a speed of 11 feet (3.4 meters) per minute or less when the parts are entering or exiting the vapor zone. If the parts basket or parts being cleaned occupy more than 50% of the solvent/air interface area, the speed of the parts basket or parts may not exceed 3 feet per minute.

(vi) A device that shuts off the sump heat if the sump liquid solvent level drops to the sump heater coils.

(vii) A vapor level control device that shuts off the sump heat if the vapor level in the vapor cleaning machine rises above the height of the primary condenser.

(viii) A permanent, conspicuous label summarizing the operating requirements in paragraph (4).

(2) In addition to the requirements of paragraph (1), the operator of a batch vapor cleaning machine with a solvent/air interface area of 13 square feet or less shall implement one of the following options:

(i) A working mode cover, freeboard ratio of 1.0, and superheated vapor.

(ii) A freeboard refrigeration device and superheated vapor.

(iii) A working mode cover and a freeboard refrigeration device.

(iv) Reduced room draft, freeboard ratio of 1.0 and superheated vapor.

(v) A freeboard refrigeration device and reduced room draft.

(vi) A freeboard refrigeration device and a freeboard ratio of 1.0.

(vii) A freeboard refrigeration device and dwell.

(viii) Reduced room draft, dwell and a freeboard ratio of 1.0.

(ix) A freeboard refrigeration device and a carbon adsorber which reduces solvent emissions in the exhaust to a level not to exceed 100 ppm at any time.

(x) A freeboard ratio of 1.0, superheated vapor and a carbon adsorber.

(3) In addition to the requirements of paragraph (1), the operator of a batch vapor cleaning machine with a solvent/air interface area of greater than 13 square feet shall use one of the following devices or strategies:

(i) A freeboard refrigeration device, a freeboard ratio of 1.0 and superheated vapor.

(ii) Dwell, a freeboard refrigeration device and reduced room draft.

(iii) A working mode cover and a freeboard refrigeration device and superheated vapor.

(iv) Reduced room draft, freeboard ratio of 1.0 and superheated vapor.

(v) A freeboard refrigeration device, reduced room draft and superheated vapor.

(vi) A freeboard refrigeration device, reduced room draft and a freeboard ratio of 1.0.

(vii) A freeboard refrigeration device, superheated vapor and a carbon adsorber which reduces solvent emissions in the exhaust to a level not to exceed 100 ppm at any time.

(4) Batch vapor cleaning machines shall be operated in accordance with the following procedures:

(i) Waste solvent, still bottoms and sump bottoms shall be collected and stored in closed containers. The closed containers may contain a device that allows pressure relief, but does not allow liquid solvent to drain from the container.

(ii) Cleaned parts shall be drained at least 15 seconds or until dripping ceases, whichever is longer. Parts having cavities or blind holes shall be tipped or rotated while the part is draining. A superheated vapor system shall be an acceptable alternate technology.

(iii) Parts baskets or parts may not be removed from the batch vapor cleaning machine until dripping has ceased.

(iv) Flushing or spraying of parts using a flexible hose or other flushing device shall be performed within the vapor zone of the batch vapor cleaning machine or within a section of the machine that is not exposed to the ambient air. The solvent spray shall be a solid fluid stream, not an atomized or shower spray.

(v) Sponges, fabric, wood, leather, paper products and other absorbent materials may not be cleaned in the batch vapor cleaning machine.

(vi) Spills during solvent transfer and use of the batch vapor cleaning machine shall be cleaned up immediately. Wipe rags or other sorbent material shall be immediately stored in covered containers for disposal or recycling.

(vii) Work area fans shall be located and positioned so that they do not blow across the opening of the batch vapor cleaning machine.

(viii) During startup of the batch vapor cleaning machine the primary condenser shall be turned on before the sump heater.

(ix) During shutdown of the batch vapor cleaning machine, the sump heater shall be turned off and the solvent vapor layer allowed to collapse before the primary condenser is turned off.

(x) When solvent is added to or drained from the batch vapor cleaning machine, the solvent shall be transferred using threaded or other leakproof couplings and the end of the pipe in the solvent sump shall be located beneath the liquid solvent surface.

(xi) The working and downtime covers shall be closed at all times except during parts entry and exit from the machine, during maintenance of the machine when the solvent has been removed, and during addition of solvent to the machine.

(c) *In-line vapor cleaning machines.* This section applies to in-line vapor cleaning machines.

(1) In-line vapor cleaning machines shall be equipped with:

(i) Either a fully enclosed design or a working and downtime mode cover that completely covers the cleaning machine openings when in place, is free of cracks, holes and other defects, and can be readily opened or closed without disturbing the vapor zone.

(ii) A switch (thermostat and condenser flow switch) which shuts off the sump heat if the coolant is not circulating.

(iii) Sides which result in a freeboard ratio greater than or equal to 0.75.

(iv) A vapor up control switch.

(v) An automated parts handling system which moves the parts or parts baskets at a speed of 11 feet (3.4 meters) per minute or less when the parts are entering or exiting the vapor zone. If the parts basket or parts being cleaned occupy more than 50% of the solvent/air interface area, the speed of the parts basket or parts may not exceed 3 feet per minute.

(vi) A device that shuts off the sump heat if the sump liquid solvent level drops to the sump heater coils.

(vii) A vapor level control device that shuts off the sump heat if the vapor level in the vapor cleaning machine rises above the height of the primary condenser.

(viii) A permanent, conspicuous label summarizing the operating requirements in paragraph (3).

(2) In addition to the requirements of paragraph (1), the operator of an in-line vapor cleaning machine shall use one of the following devices or strategies:

(i) A freeboard ratio of 1.0 and superheated vapor.

(ii) A freeboard refrigeration device and a freeboard ratio of 1.0.

(iii) Dwell and a freeboard refrigeration device.

(iv) Dwell and a carbon adsorber which reduces solvent emissions in the exhaust to a level not to exceed 100 ppm at any time.

(3) In-line vapor cleaning machines shall be operated in accordance with the following procedures:

(i) Waste solvent, still bottoms and sump bottoms shall be collected and stored in closed containers. The closed containers may contain a device that allows pressure relief, but does not allow liquid solvent to drain from the container.

(ii) Parts shall be oriented so that the solvent drains freely from the parts. Cleaned parts shall be drained at least 15 seconds or until dripping ceases, whichever is longer. Parts having cavities or blind holes shall be tipped or rotated while the part is draining.

(iii) Parts baskets or parts may not be removed from the in-line vapor cleaning machine until dripping has ceased.

(iv) Flushing or spraying of parts using a flexible hose or other flushing device shall be performed within the vapor zone of the in-line vapor cleaning machine or within a section of the machine that is not exposed to the ambient air. The solvent spray shall be a solid fluid stream, not an atomized or shower spray.

(v) Sponges, fabric, wood, leather, paper products and other absorbent materials may not be cleaned in the in-line vapor cleaning machine.

(vi) Spills during solvent transfer and use of the in-line vapor cleaning machine shall be cleaned up immediately, and the wipe rags or other sorbent material shall be immediately stored in covered containers for disposal or recycling.

(vii) Work area fans shall be located and positioned so that they do not blow across the in-line vapor cleaning machine.

(viii) During startup of the in-line vapor cleaning machine the primary condenser shall be turned on before the sump heater.

(ix) During shutdown of the in-line vapor cleaning machine, the sump heater shall be turned off and the solvent vapor layer allowed to collapse before the primary condenser is turned off.

(x) Spraying operations shall be done in the vapor zone or within a section of the machine that is not exposed to the ambient air.

(xi) When solvent is added to or drained from the in-line vapor cleaning machine, the solvent shall be transferred using threaded or other leakproof couplings and the end of the pipe in the solvent sump shall be located beneath the liquid solvent surface.

(d) *Airless cleaning machines and airtight cleaning machines.* This section applies to airless cleaning machines and airtight cleaning machines.

(1) The operator of each machine shall maintain a log of solvent additions and deletions for each machine including the weight of solvent contained in activated carbon or other sorbent material used to control emissions from the cleaning machine.

(2) The operator of each machine shall demonstrate that the emissions from each machine, on a 3-month rolling average, are equal to or less than the allowable limit determined by the use of the following equation:

$$EL = 330 (\text{vol})^{0.6}$$

where:

EL = the 3-month rolling average monthly emission limit (kilograms/month).

vol = the cleaning capacity of machine (cubic meters)

(3) The operator of each machine shall operate the machine in conformance with the manufacturer's instructions and good air pollution control practices.

(4) The operator of each machine equipped with a solvent adsorber shall measure and record the concentration of solvent in the exhaust of the carbon adsorber weekly with a colorimetric detector tube designed to measure a concentration of 100 ppm by volume of solvent to air at an accuracy of  $\pm 25$  ppm by volume. This test shall be conducted while the solvent cleaning machine is in the working mode and is venting to the adsorber.

(5) The operator of each machine equipped with a solvent adsorber shall maintain and operate the machine and adsorber system so that emissions from the adsorber exhaust do not exceed 100 ppm by volume measured while the solvent cleaning machine is in the working mode and is venting to the adsorber.

(6) The machine shall be equipped with a permanent, conspicuous label summarizing the operating requirements in paragraph (5).

(7) Airless cleaning machines and airtight cleaning machines shall be operated in accordance with the following procedures:

(i) Waste solvent, still bottoms and sump bottoms shall be collected and stored in closed containers. The closed containers may contain a device that allows pressure relief, but does not allow liquid solvent to drain from the container.

(ii) Parts shall be oriented so that the solvent drains freely from the parts. Cleaned parts shall be drained at least 15 seconds or until dripping ceases, whichever is longer. Parts having cavities or blind holes shall be tipped or rotated while the part is draining.

(iii) Parts baskets or parts may not be removed from the in-line vapor cleaning machine until dripping has ceased.

(iv) Sponges, fabric, wood, leather, paper products and other absorbent materials may not be cleaned in the airless cleaning machines and airtight cleaning machines.

(v) Spills during solvent transfer and use of the airless cleaning machines and airtight cleaning machines shall be cleaned up immediately, and the wipe rags or other sorbent material shall be immediately stored in covered containers for disposal or recycling.

(vi) Work area fans shall be located and positioned so that they do not blow across the airless cleaning machine and airtight cleaning machine.

(vii) Spraying operations shall be done in the vapor zone or within a section of the machine that is not exposed to the ambient air.

(viii) When solvent is added to or drained from the airless cleaning machine and airtight cleaning machine, the solvent shall be transferred using threaded or other leakproof couplings and the end of the pipe in the solvent sump shall be located beneath the liquid solvent surface.

(e) *Hand-wipe cleaning operations.* The following applies to hand-wipe cleaning operations using cleaning solvents containing greater than 5% VOC or HAP by weight. Cloths, rags, paper towels and other fabrics used for hand-wipe cleaning shall be placed in closed containers for disposal or recycling.

(f) *Alternative provisions for solvent cleaning machines.* This section applies to all solvent cleaning machines. As an alternative to complying with subsections (a)—(d), the operator of a solvent cleaning machine may demonstrate compliance with paragraph (1) or (2). The operator shall maintain records sufficient to demonstrate compliance. The records shall include, at a minimum, the quantity of solvent added to and removed from the solvent cleaning machine, the dates of the addition and removal and shall be maintained for not less than 2 years.

(1) If the solvent cleaning machine has a solvent/air interface, the owner or operator shall:

(i) Maintain a log of solvent additions and deletions for each solvent cleaning machine.

(ii) Ensure that the emissions from each solvent cleaning machine are equal to or less than the applicable emission limit presented in the following table:

<i>Emission Limits for Solvent Cleaning Machines with a Solvent/Air Interface</i>		
<i>Solvent cleaning machine</i>	<i>3-month rolling average monthly emission limit (kg/m<sup>2</sup>/month) lb/ft<sup>2</sup>/month</i>	
Batch vapor solvent cleaning machines	150	30.7

<i>Solvent cleaning machine</i>	<i>3-month rolling average monthly emission limit</i> (kg/m <sup>2</sup> /month) lb/ft <sup>2</sup> /month	
Existing in-line solvent cleaning machines	153	31.3
New in-line solvent cleaning machines	99	20.2

(2) If the solvent cleaning machine is a batch vapor cleaning machine and does not have a solvent/air interface, the owner or operator shall:

(i) Maintain a log of solvent additions and deletions for each solvent cleaning machine.

(ii) Ensure that the emissions from each solvent cleaning machine are equal to or less than the appropriate limits as described in paragraphs (3) and (4).

(3) For solvent cleaning machines with a cleaning capacity that is less than or equal to 2.95 cubic meters, the emission limit shall be determined using Table IV or the equation in paragraph (4). If the table is used, and

the cleaning capacity of the cleaning machine falls between two cleaning capacity sizes, the lower of the two emission limits applies.

(4) For cleaning machines with a cleaning capacity that is greater than 2.95 cubic meters, the emission limit shall be determined using the following equation.

$$EL = 330 (\text{vol})^{0.6}$$

where:

EL = the 3-month rolling average monthly emission limit (kilograms/month)

vol = the cleaning capacity of machine (cubic meters)

(5) Each owner or operator of a batch vapor or in-line solvent cleaning machine complying with this subsection shall demonstrate compliance with the applicable 3-month rolling average monthly emission limit on a monthly basis. If the applicable 3-month rolling average emission limit is not met, an exceedance has occurred. Exceedances shall be reported to the Department within 30 days of the determination of the exceedance.

**TABLE 6. EMISSION LIMITS FOR SOLVENT CLEANING MACHINES WITHOUT A SOLVENT/AIR INTERFACE**

<i>Cleaning capacity (M<sup>3</sup>)</i>	<i>3-Month rolling average monthly emission limit (kilograms/month)</i>	<i>Cleaning capacity (cubic meters)</i>	<i>3-Month rolling average monthly emission limit (kilograms/month)</i>	<i>Cleaning capacity (cubic meters)</i>	<i>3-Month rolling average monthly emission limit (kilograms/month)</i>
0.00	0	1.00	330	2.00	500
0.05	55	1.05	340	2.05	508
0.10	83	1.10	349	2.10	515
0.15	106	1.15	359	2.15	522
0.20	126	1.20	368	2.20	530
0.25	144	1.25	377	2.25	537
0.30	160	1.30	386	2.30	544
0.35	176	1.35	395	2.35	551
0.40	190	1.40	404	2.40	558
0.45	204	1.45	412	2.45	565
0.50	218	1.50	421	2.50	572
0.55	231	1.55	429	2.55	579
0.60	243	1.60	438	2.60	585
0.65	255	1.65	446	2.65	592
0.70	266	1.70	454	2.70	599
0.75	278	1.75	462	2.75	605
0.80	289	1.80	470	2.80	612
0.85	299	1.85	477	2.85	619
0.90	310	1.90	485	2.90	625
0.95	320	1.95	493	2.95	632

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