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the Subject Index for
January—September 2005

Part I

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Development
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Insurance Department
Liquor Control Board
Pennsylvania Public Utility Commission
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State Board of Education

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

No. 371, October 2005

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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.

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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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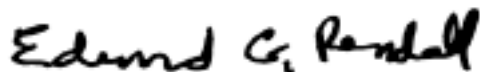
THE GOVERNOR

GOVERNOR'S OFFICE

Proclamation; Special and Extraordinary Session; Tax Relief

By virtue of the authority vested in me by Article II, Section 4; Article IV, Section 12; and Article III, Section 12, of the Constitution, I, Edward G. Rendell, Governor of the Commonwealth of Pennsylvania, do hereby convene the General Assembly in Special and Extraordinary Session, to meet in the Capitol at Harrisburg, on Wednesday, September 28, 2005, at 11 o'clock am, to bring tax relief to every qualifying home owner of the Commonwealth utilizing revenues gained from those generated by Act 71 of 2004 or any other sources by considering legislation to amend the Homeowner Tax Relief Act and any other relevant statutes.

Given under my hand and the Seal of the Governor, at the City of Harrisburg, this fifteenth day of September in the year of our Lord two thousand and five, and of the Commonwealth the two hundred and thirtieth.



Governor

[Pa.B. Doc. No. 05-1814. Filed for public inspection September 30, 2005, 9:00 a.m.]

THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CHS. 1910, 1915, 1920 AND 1930] Amendments to the Rules of Civil Procedure Relating to Domestic Relations Matters; Recommendation 73

The Domestic Relations Procedural Rules Committee is planning to recommend that the Supreme Court of Pennsylvania amend the Rules of Civil Procedure relating to domestic relations matters as set forth herein. This proposal has not been submitted for review by the Supreme Court of Pennsylvania.

Notes and explanatory comments which appear with proposed amendments have been inserted by the committee for the convenience of those using the rules. Reports, notes and comments will not constitute part of the rules and will not be officially adopted or promulgated by the Supreme Court.

The Committee solicits comments and suggestions from all interested persons prior to submission of this proposal to the Supreme Court of Pennsylvania. Please submit written comments no later than Friday, November 4, 2005 directed to:

Patricia A. Miles, Esquire
Counsel, Domestic Relations Procedural Rules Committee
5035 Ritter Road, Suite 700
Mechanicsburg, Pennsylvania 17055
FAX (717) 795-2175
E-mail: patricia.miles@pacourts.us

ROBERT C. CAPRISTO,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1910. ACTIONS FOR SUPPORT

Rule 1910.11. Office Conference. Subsequent Proceedings. Order.

(a)(1) The office conference shall be conducted by a conference officer.

(2) A conference officer who is a lawyer employed by a judicial district shall not practice family law before a conference officer, permanent hearing officer or permanent or standing master employed by the same judicial district.

Official Note: Conference officers preside at office conferences under [Support] Rule 1910.11. Hearing officers preside at hearings under [Support] Rule 1910.12. The appointment of masters to hear actions in divorce or for annulment of marriage is authorized by [Divorce] Rule 1920.51.

* * * * *

(c) At the conference, the parties shall furnish to the officer true copies of their most recent federal income tax returns, their pay stubs for the preceding six months,

verification of child care expenses and proof of medical coverage which they may have or have available to them. In addition, they shall provide copies of their income and expense statements in the form required by Rule 1910.27(c), completed as set forth below.

* * * * *

(2) For cases which are decided according to *Melzer v. Witsberger*, 505 Pa. 462, 480 A.2d 991 (1984), the entire income and expense statement must be completed.

* * * * *

(e) At the conclusion of the conference or promptly thereafter, the conference officer shall prepare a conference summary and furnish copies to the court and to both parties. The conference summary shall state:

- (1) the facts upon which the parties agree[,];
- (2) the contentions of the parties with respect to facts upon which they disagree[,]; and
- (3) the conference officer's recommendation[,]; if any, of
 - (i) the amount of support and by and for whom the support shall be paid[,]; and
 - (ii) the effective date of any order.

(f) If an agreement for support is not reached at the conference, the court, without hearing the parties, shall enter an interim order calculated in accordance with the guidelines and substantially in the form set forth in Rule 1910.27(e). [The order shall state] Each party shall be provided with a copy of the order and written notice that any party may, within ten days after the date of receipt or the date of the mailing of [a copy of] the order, whichever occurs first, file a written demand with the domestic relations section for a hearing before the court.

* * * * *

(j)(1) Promptly after receipt of the notice of the scheduled hearing, a party may move the court for a separate listing where:

- (i) there are complex questions of law, fact or both[,]; or
- (ii) the hearing will be protracted[,]; or

* * * * *

Rule 1910.12. Office Conference. Hearing. Record. Exceptions. Order.

* * * * *

(b)(1) At the conclusion of a conference attended by both parties, if an agreement for support has not been reached, and the conference and hearing are not scheduled on the same day, the court, without hearing the parties, shall enter an interim order calculated in accordance with the guidelines and substantially in the form set forth in Rule 1910.27(e), and the parties shall be given notice of the date, time and place of a hearing. A record hearing shall be conducted by a hearing officer who must be a lawyer.

(2) If the defendant, having been properly served, fails to attend the conference, the court shall enter an interim order calculated in accordance with the guidelines and

substantially in the form set forth in Rule 1910.27(e). Within ten days after the date of receipt or the date of mailing of the order, whichever occurs first, either party may demand a hearing before a hearing officer. If no hearing is requested, the order shall become final.

(3) A hearing officer employed by a judicial district shall not practice family law before a conference officer, hearing officer or permanent or standing master employed by the same judicial district.

Official Note: Conference officers preside at office conferences under [Support] Rule 1910.11. Hearing officers preside at hearings under [Support] Rule 1910.12. The appointment of masters to hear actions in divorce or for annulment of marriage is authorized by [Divorce] Rule 1920.51.

(c)(1) Except as provided in subdivision (c)(2), promptly after conclusion of the conference, a party may move the court for a separate listing of the hearing where:

(i) there are complex questions of law, fact or both[,]; or

(ii) the hearing will be protracted[,]; or

* * * * *

(d) The hearing officer shall receive evidence, hear argument and file with the court a report containing a recommendation with respect to the entry of an order of support. The report may be in narrative form stating the reasons for the recommendation and shall include a proposed order substantially in the form set forth in Rule 1910.27(e) stating:

(1) the amount of support calculated in accordance with the guidelines[,];

(2) by and for whom it shall be paid[,]; and

* * * * *

(e) The court, without hearing the parties, shall enter an interim order consistent with the proposed order of the hearing officer except upon good cause shown. [The order shall state] Each party shall be provided with a copy of the interim order and written notice that any party may, within ten days after the date of receipt or the date of mailing of the order, whichever occurs first, file with the domestic relations section written exceptions to [that] the report [with the domestic relations section] of the hearing officer and interim order.

(f) Within ten days after the date of receipt or the date of mailing of the report by the hearing officer, whichever occurs first, any party may file exceptions to the report or any part thereof, to rulings on objections to evidence, to statements or findings of facts, to conclusions of law, or to any other matters occurring during the hearing. Each exception shall set forth a separate objection precisely and without discussion. Matters not covered by exceptions are [demand] deemed waived unless, prior to entry of the final order, leave is granted to file exceptions raising those matters. If exceptions are filed, any other party may file exceptions within ten days of the date of service of the original exceptions.

(g) If no exceptions are filed within the ten-day period, the interim order shall constitute a final order.

* * * * *

CHAPTER 1915. ACTIONS FOR CUSTODY, PARTIAL CUSTODY AND VISITATION OF MINOR CHILDREN

Rule 1915.4-2. Office Conference. Hearing. Record. Exceptions. Order.

* * * * *

(g) Within ten days after the date [of] the hearing officer's report [by the hearing officer] is mailed or received by the parties, whichever occurs first, any party may file exceptions to the report or any part thereof, to rulings on objections to evidence, to statements or findings of fact, to conclusions of law, or to any other matters occurring during the hearing. Each exception shall set forth a separate objection precisely and without discussion. Matters not covered by exceptions are deemed waived unless, prior to entry of the final order, leave is granted to file exceptions raising those matters. If exceptions are filed, any other party may file exceptions within ten days of the date of service of the original exceptions.

* * * * *

CHAPTER 1920. ACTIONS OF DIVORCE OR FOR ANNULMENT OF MARRIAGE

Rule 1920.55-2. Master's Report. Notice. Exceptions. Final Decree.

* * * * *

(b) Within ten days of the date of receipt or the date of mailing of the master's report and recommendation, whichever occurs first, any party may file exceptions to the report or any part thereof, to rulings on objections to evidence, to statements or findings of fact, to conclusions of law, or to any other matters occurring during the hearing. Each exception shall set forth a separate objection precisely and without discussion. Matters not covered by exceptions are deemed waived unless, prior to entry of the final decree, leave is granted to file exceptions raising those matters.

* * * * *

Rule 1920.55-3. Master's Report. Notice. Hearing De Novo. Final Decree.

* * * * *

(c) Within ten days [after] of the date the master's report is mailed or received, whichever occurs first, any party may file a written demand for a hearing de novo. If a demand is filed, the court shall hold a hearing de novo and enter a final decree.

(d) If no demand for de novo hearing is filed within the ten [days of the date the report is mailed] -day period, the court shall review the report and recommendation and, if approved, shall enter a final decree.

* * * * *

CHAPTER 1930. RULES RELATING TO DOMESTIC RELATIONS MATTERS GENERALLY

Rule 1930.4. Service of Original Process in Domestic Relations Matters.

(a) *Persons Who May Serve.* Original process in all domestic relations matters may be served by the sheriff or a competent adult:

* * * * *

(3) or pursuant to special order of court.

Official Note: See Rule 76 for the definition of "competent adult." **Service upon an incarcerated person in a domestic relations action must also include notice of any hearing in such action, and specific notice of the incarcerated individual's right to apply to the court for a writ of habeas corpus ad testificandum to enable him or her to attend the hearing. The writ is available where an incarcerated individual wishes to testify in person, as well as where the individual's testimony is sought by another. *Vana-man v. Cowgill*, 363 Pa. Super. Ct. 602, 526 A.2d 1226 (1987). In determining whether a writ of habeas corpus ad testificandum should be issued, a court must weigh the factors set forth in *Salemo v. Salemo*, 381 Pa. Super. Ct. 632, 554 A.2d 563 (1989).**

* * * * *

[Pa.B. Doc. No. 05-1815. Filed for public inspection September 30, 2005, 9:00 a.m.]

Title 255—LOCAL COURT RULES

SCHUYLKILL COUNTY

Amended Civil Rules of Procedure; S-1776-2005

Order of Court

And Now, this 9th day of September, 2005, at 2:15 p.m., Schuylkill County Civil Rule of Procedure No. 1920.51(n)(1) and (2) is amended for use in the Court of Common Pleas of Schuylkill County, Pennsylvania, Twenty-First Judicial District, Commonwealth of Pennsylvania, effective thirty days after publication in the *Pennsylvania Bulletin*.

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

- 1) File ten (10) certified copies of this Order and Rule with the Administrative Office of Pennsylvania Courts.
- 2) File two (2) certified copies of this Order and Rule with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* together with a diskette reflecting the text in the hard copy version.
- 3) File one (1) certified copy of this Order and Rule with the Pennsylvania Civil Procedural Rules Committee.
- 4) Forward one (1) copy to the Schuylkill County Law Library for publication in the *Schuylkill Legal Record*.
- 5) Keep continuously available for public inspection copies of this Order and Rule.

It is further *Ordered* that said rule as it existed prior to the amendment is hereby repealed and annulled on the effective date of said rule as amended, but no right acquired thereunder shall be disturbed.

By the Court

WILLIAM E. BALDWIN,
President Judge

PENNSYLVANIA BULLETIN, VOL. 35, NO. 40, OCTOBER 1, 2005

Rule 1920.51 Appointment of Master.

(n)(1) In complex contested matters which require the hearing to be continued in progress, the Master may assess additional Master's fees of \$75.00 per each additional hour. Each additional conference, beyond the first, shall be considered for these purposes as a hearing.

(2) Where additional Master's fees are assessed, the moving party shall deposit the fee with the Prothonotary and concurrently file a Praecipe substantially in the following form:

(CAPTION)

PRAECIPE FOR DEPOSIT OF ADDITIONAL
MASTER'S FEE

To the Prothonotary:

As directed by the Master in the above-captioned case, deposit the sum of \$ _____ .00 for _____ additional Master's Hearing days at the rate of \$75.00 per hour in compliance with Sch.R.C.P. 1920.51(n).

Attorney for (Plaintiff/Defendant)

RECEIVED this day the sum of \$ _____ .00, additional Master's fee in the above-captioned case.

Prothonotary

[Pa.B. Doc. No. 05-1816. Filed for public inspection September 30, 2005, 9:00 a.m.]

SUPREME COURT

Practice of Law by Attorneys Displaced by Hurricane Katrina; No. 377 Supreme Court Rules; Doc. No. 1

Order

Per Curiam

And Now, this 19th day of September, 2005, it is hereby ordered that:

Based upon the extreme devastation caused to the states of Louisiana, Mississippi and Alabama by Hurricane Katrina, making it impossible to practice law in the areas affected by this storm, this Court hereby orders that the rules governing the practice of law in this Commonwealth be temporarily modified for attorneys displaced by Hurricane Katrina set forth as follows.

Attorneys holding a valid law license issued by the highest court of law in Louisiana, Mississippi or Alabama, who are: (i) in good standing in their respective states, (ii) persons of good character and fitness to practice law and (iii) who have been displaced from their home jurisdiction by Hurricane Katrina, are permitted to practice law in facilities located in Pennsylvania for a period of nine months from the date of this order, provided such practice is limited to furnishing legal services to their clients with respect to actions or matters arising out of the jurisdictions where they are licensed. Attorneys practicing pursuant to this Order shall not hold themselves out as licensed Pennsylvania attorneys or as authorized to practice Pennsylvania law.

Attorneys, who are not subject to the disciplinary system of the jurisdiction where they are licensed with respect to the legal services performed in Pennsylvania under this Order, shall be subject to the Pennsylvania Rules of Professional Conduct and Rules of Disciplinary Enforcement. All attorneys practicing pursuant to this Order shall submit an affidavit to the Pennsylvania Board of Law Examiners within five (5) days of commencing the practice of law in Pennsylvania alleging that the lawyer: (i) is licensed to practice law in Louisiana, Mississippi or Alabama, (ii) is in good standing in their respective state, (iii) is a person of good character and fitness to practice law and (iv) has been displaced from the practice of law by Hurricane Katrina.

This Order is not intended, in any way, to restrict or limit any attorney from practicing law in compliance with Rule of Professional Conduct 5.5.

[Pa.B. Doc. No. 05-1817. Filed for public inspection September 30, 2005. 9:00 a.m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Interstate/International Quarantine Order

Recitals.

A. Chronic Wasting Disease (CWD) is an infectious, progressive and always fatal disease of cervids (elk, whitetail deer, mule deer, blacktail deer, red deer and hybrids thereof, etc.).

B. There is no known treatment for CWD infection, no vaccine against this disease and no feasible live animal test that can detect the presence of CWD.

C. CWD is known to be transmissible from infected to uninfected cervids by ingestion of infected or contaminated materials.

D. CWD has been designated a "dangerous transmissible disease" of animals under 3 Pa.C.S. § 2321(d) (relating to dangerous transmissible diseases) by order of the Secretary of Agriculture under 3 Pa.C.S. §§ 2301—2389 (relating to the Domestic Animal Law).

E. The Department of Agriculture (Department) has broad authority under the Domestic Animal Law to regulate the keeping and handling of domestic animals in order to exclude, contain or eliminate dangerous transmissible diseases, such as CWD.

F. The Department also has broad authority under the Domestic Animal Law to prohibit the importation of domestic animals, conveyances, containers, goods, products or materials in an effort to keep dangerous transmissible diseases, such as CWD, from entering this Commonwealth.

G. CWD is of particular concern to the captive/farmed cervid industry, in that presence of CWD infection in a herd may result in the destruction of the entire herd and may severely limit the market for Pennsylvania product.

H. CWD also has the potential to severely impact upon Pennsylvania's native cervid population, should it enter this Commonwealth.

I. CWD has been detected in cervids in New York and West Virginia and is known to be present in a number of other States and several Canadian Provinces.

J. PDA has concern that certain high-risk materials from hunter-harvested cervids taken in areas where CWD is known to be present pose an unacceptable risk of introducing CWD into this Commonwealth and seeks to prohibit the importation of these high-risk materials through this Order.

Order of Quarantine

With the foregoing recitals incorporated into this Order by reference, the Pennsylvania Department of Agriculture hereby establishes an Interstate and International Quarantine under authority of the Domestic Animal Law, at 3 Pa.C.S.A. § 2329(c). The terms of this Order are as follows:

1. The Quarantined Area affected by this Interstate and International Quarantine Order is as follows:

All States and Canadian provinces with a history of having free-ranging cervids infected with CWD. This quarantine includes:

a. *The following States:* Colorado, Illinois, Nebraska, New Mexico, South Dakota, Utah, West Virginia (only Hampshire County), Wisconsin, and Wyoming

b. *The following Canadian Provinces:* Alberta, Saskatchewan

2. This Order prohibits the importation into the Commonwealth of Pennsylvania the following animal parts originating from any hunter-harvested cervid in the Quarantined Area:

a. Head (including brain, tonsils, eyes and retropharyngeal lymph nodes);

b. Spinal Cord/Backbone;

c. Spleen;

d. The following, if uncleaned: Hide, cape, skull plate with attached antlers, upper canine teeth, tanned hide; and

e. Unfinished taxidermy mounts.

3. This Order shall not be construed to limit the importation into this Commonwealth of the following animal parts originating from any hunter-harvested cervid in the Quarantined Area:

a. Meat, without the backbone;

b. The following, if cleaned: Hide, cape, skull plate with attached antlers, upper canine teeth, tanned hide; and

c. Finished taxidermy mounts.

4. This Order is immediately effective, and shall remain in effect unless rescinded or modified by subsequent order.

5. Any person violating the requirements of this Order shall be subject to criminal prosecution and/or civil penalties of up to \$10,000 per violation.

6. This Order shall not be construed as limiting the Department's authority to establish additional quarantine or testing requirements on imported cervids.

7. This Order is effective October 1, 2005.

DENNIS C WOLFF,
Secretary

[Pa.B. Doc. No. 05-1818. Filed for public inspection September 30, 2005, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9,

2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending September 20, 2005.

BANKING INSTITUTIONS**New Charter Applications**

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
9-14-05	Select Asset Management & Trust Company Mechanicsburg Cumberland County	4718 Old Gettysburg Road Mechanicsburg Cumberland County	Approved

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-16-05	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Shadyside Giant Eagle 5550 Centre Avenue Pittsburgh Allegheny County	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-6-05	Susquehanna Bank PA Lititz Lancaster County	<i>To:</i> 1110 Corporate Boulevard Lancaster Lancaster County <i>From:</i> Weis Market 1400 Stony Battery Road Lancaster Lancaster County	Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 05-1819. Filed for public inspection September 30, 2005, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Fiscal Year 2005 Emergency Responders Resources and Training Program

The Department of Community and Economic Development announces the availability of guidelines for the Fiscal Year 2005 Emergency Responders Resources and Training Program (Program). The Program provides grants for facilities and equipment to support the operation of fire, ambulance and emergency medical services, operational support for fire, ambulance and emergency medical services that enhances the health, safety and welfare of citizens in this Commonwealth, emergency services training activities and projects that improve the stability and public safety of the community.

Assistance from the Program is in the form of grants from the Commonwealth to eligible applicants for projects

which conform to the eligibility criteria detailed in the program guidelines.

Grants are made in three funding rounds during the fiscal year. Application deadline and tentative announcement dates for each round are outlined in the following chart:

<i>Funding Round</i>	<i>Application Deadline Date</i>	<i>Target Announcement Date</i>
Round 1	September 30, 2005	November 2005
Round 2	December 30, 2005	February 2006
Round 3	March 30, 2006	May 2006

Applications and requests for guidelines should be directed to the Department of Community and Economic Development, Customer Service Center, Commonwealth Keystone Building, 400 North Street, Fourth Floor, Harrisburg, PA 17120-0225, (800) 379-7448, ra-dcedcs@state.pa.us.

DENNIS YABLONSKY,
Secretary

[Pa.B. Doc. No. 05-1820. Filed for public inspection September 30, 2005, 9:00 a.m.]

Fiscal Year 2005 Local Government and Municipal Resources and Development Program

The Department of Community and Economic Development announces the availability of guidelines for the Fiscal Year 2005 Local Government and Municipal Resources and Development Program (Program). The Program provides grants that promote community and/or economic development, improve the stability of the community, enhance the delivery of local government services through intermunicipal approaches to service delivery, improve existing and/or develop new civic, cultural, recreational, industrial, infrastructure and other facilities, assist in business retention, expansion, creation or attraction, promote the creation of jobs and employment opportunities and/or enhance the health, welfare and quality of life of citizens in this Commonwealth.

Assistance from the Program is in the form of grants from the Commonwealth to eligible applicants for projects which conform to the eligibility criteria detailed in the program guidelines.

Grants are made in three funding rounds during the fiscal year. Application deadline and tentative announcement dates for each round are outlined in the following chart:

<i>Funding Round</i>	<i>Application Deadline Date</i>	<i>Target Announcement Date</i>
Round 1	September 30, 2005	November 2005
Round 2	December 30, 2005	February 2006
Round 3	March 30, 2006	May 2006

Applications and requests for guidelines should be directed to the Department of Community and Economic Development, Customer Service Center, Commonwealth Keystone Building, 400 North Street, Fourth Floor, Harrisburg, PA 17120-0225, (800) 379-7448, ra-dcedcs@state.pa.us.

DENNIS YABLONSKY,
Secretary

[Pa.B. Doc. No. 05-1821. Filed for public inspection September 30, 2005, 9:00 a.m.]

Fiscal Year 2005 Urban Development Program

The Department of Community and Economic Development announces the availability of guidelines for the Fiscal Year 2005 Urban Development Program (Program). The Program provides grants to promote and encourage the prosperous development of business, industry and commerce in this Commonwealth, to expand markets and promote and develop new markets for products of this Commonwealth, encouraging the location and development of new business, industry and commerce within this Commonwealth, to aid in restoring employment in communities affected by unemployment and to assist persons, firms, associations, political subdivisions, corporations, cooperative associations and other organizations to assist various public safety, recreation, senior citizens or other community service organizations.

Assistance from the Program is in the form of grants from the Commonwealth to eligible applicants for projects which conform to the eligibility criteria detailed in the Program guidelines.

Program grants are made in three funding rounds during the fiscal year. Application deadline and tentative announcement dates for each round are outlined in the following chart:

<i>Funding Round</i>	<i>Application Deadline Date</i>	<i>Target Announcement Date</i>
Round 1	September 30, 2005	November 2005
Round 2	December 30, 2005	February 2006
Round 3	March 30, 2006	May 2006

Applications and requests for guidelines should be directed to the Department of Community and Economic Development, Customer Service Center, Commonwealth Keystone Building, 400 North Street, Fourth Floor, Harrisburg, PA 17120-0225, (800) 379-7448, ra-dcedcs@state.pa.us.

DENNIS YABLONSKY,
Secretary

[Pa.B. Doc. No. 05-1822. Filed for public inspection September 30, 2005, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a general permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal waste; discharge into groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

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

Persons wishing to comment on an NPDES application are invited to submit a statement to the regional office noted before an application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit application are invited to submit a statement to the regional office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for a public hearing on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0062596 (Minor Sewage)	Laceyville Borough Joint Municipal Authority R. R. 2, Box 2270 Laceyville, PA 18623	Laceyville Borough Wyoming County	Little Tuscarora Creek (4D)	Y
PA0062294 Municipal Renewal	Coolbaugh Township Board of Supervisors 5500 Memorial Boulevard Tobyhanna, PA 18466	Coolbaugh Township Monroe County	Tobyhanna Creek (02A)	Y
PA0060577 (Sewage— Nonmunicipal)	Shohola Falls Trails End POA R. R. 1, Box 1373 Shohola, PA 18458	Pike Shohola Township	UNT to Shohola Creek (1D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0083844 (IW)	East Petersburg Borough 6040 Main Street East Petersburg, PA 17520	Lancaster County East Petersburg Borough	Little Conestoga Creek/7-J	Y
PA0046302 (IW)	Pennsylvania American Water Company 200 East Canal Street Hummelstown, PA 17036	Dauphin County South Hanover Township	Swatara Creek/7-D	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0086762 (IW)	IESI Blue Ridge Landfill Corporation P. O. Box 399 Scotland, PA 17254	Franklin County Greene Township	Phillaman Run/13-C	Y
PA0085073 (Sewage)	Wood-Broad Top-Wells Joint Municipal Authority P. O. Box 7 Wood, PA 16694	Huntingdon County Wood Township	UNT Great Trough Creek/11-D	Y
PA0085677, Amendment #2 (IW)	Harley-Davidson Motor Company Operations, Inc. 1425 Eden Road York, PA 17402	York County Springettsbury Township	Codorus Creek/7-H	Y
PA0009326 (IW)	Cadbury-Schweppes Beverages; Mott's Inc. 45 Aspers—North Road Aspers, PA 17304	Adams County Menallen Township	Opposun Creek/7-F	Y
PA0086673 (Sewage)	Marklesburg Authority P. O. Box 24 James Creek, PA 16657-0024	Huntingdon County Marklesburg Borough	UNT to James Creek/11-D	Y
PA0081710 (Sewage)	Outdoor World Corporation P. O. Box 447 Bushkill, PA 18324-0447	Lancaster County Pequea Township	Conestoga River/7-J	Y
PAR10I232R (Stormwater)	Meadows of Hanover Development, Inc. 225 N. Presidential Blvd. Bala Cynwyd, PA 19004	Dauphin County South Hanover Township	Kellock Run/WWF	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0031852 SN	Central Columbia School District 4777 Old Berwick Road Bloomsburg, PA 17815	Columbia South Centre Township	UNT to Susquehanna River 5D	Y

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

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

PA0243957, Industrial Waste, SIC 3271, **Fizzano Bros. Concrete Products, Inc.**, 201 South Phoenixville Pike, Malvern, PA 19355. This existing facility is located in East Whiteland and West Whiteland Townships, **Chester County**.

Description of Proposed Activity: Renewal of an NPDES permit for the discharge of stormwater from a concrete block manufacturing facility. An individual permit will replace the previously issued General Permit.

The receiving stream for the western portion of the site, Valley Creek, is in the State Water Plan watershed 3H and is classified for CWF, MF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Aqua PA, Inc., is located on the East Branch Brandywine Creek and is approximately 9 miles below the point of discharge.

The proposed effluent limits for Outfall 001, effective beginning in Month 3, are based on a design flow of an average stormwater event.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Annual</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids:			50	100	
pH (Std. Units):			6.0, 1-min.		9.0
Oil and Grease			Monitor	Monitor	

The receiving stream for the eastern portion of the site, a UNT to Valley Creek, is in the State Water Plan watershed 3F and is classified for: Exceptional Value, aquatic life, water supply and recreation. The nearest downstream public water supply intake for PA America Water Company, Norristown District, is located on the Schuylkill River, 17.5 miles below the point of discharge. Best Management Practices will apply to runoff for the eastern portion of the site.

In addition to the effluent limits, the permit contains the following major special conditions:

1. Submission of revised Preparedness, Prevention and Contingency Plan.
2. Implementation of Stormwater Best Management Practices.

The EPA waiver is in effect.

PA0243990, Industrial Waste, **Delbar Products, Inc.**, 7th and Spruce Streets, Perkasio, PA 18944. This proposed facility is located in Perkasio Borough, **Bucks County**.

Description of Proposed Activity: This application is for renewal of an NPDES permit to discharge contaminated groundwater and stormwater runoff from the site to a UNT to East Branch Perkiomen Creek.

The receiving stream, UNT to East Branch Perkiomen Creek, is in the State Water Plan watershed 3E-Perkiomen and is classified for TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Monitoring Point 102 are applicable to a monthly average flow of 1,700 gpd:

Parameters	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum (mg/l)
pH (STD Units)			6.0 (min)		9.0 (max)
Trichloroethylene (TCE)			0.015	0.030	0.038

In addition to the effluent limits, the permit contains the following major special conditions:

1. Discharge must not cause nuisance or health hazard.
2. Stormwater outfall monitoring twice per year.

PA0027154, Sewage, SIC 4952, **Borough of Phoenixville**, 140 Church Street, Phoenixville, PA 19460. This proposed facility is located in Phoenixville Borough, **Chester County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge 4.0 mgd of treated sewage into Schuylkill River.

The receiving stream, Schuylkill River, is in the State Water Plan Watershed 3D—Manatawny and is classified for WWF. The nearest downstream public water supply intake for Philadelphia Suburban Water Company—Pickering Creek Water Filtration Plant is located on Schuylkill River and is 0.75 mile below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 4.0 mgd.

Parameters	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	20	30	40
Total Suspended Solids	30	45	6
Ammonia as N	8		16
Fecal Coliform	200 #/100 ml		
Dissolved Oxygen	5.0		
pH	6.0 STD		9.0 STD
Total Residual Chlorine	0.5		1.6
Copper	Monitor and Report	Monitor and Report	Monitor and Report

The EPA waiver is not in effect.

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

PA0065030, Sewage, **Meshoppen Borough**, P. O. Box 237, Meshoppen, PA 18630. This proposed facility is located in Meshoppen Borough, **Wyoming County**.

Description of Proposed Activity: Issuance of an NPDES permit.

The receiving stream, Susquehanna River, is in the State Water Plan Watershed No. 4G and is classified for WWF. The nearest downstream public water supply intake for Danville Borough Water Authority is located on the Susquehanna River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.050 mgd.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	0.50		1.2
Total Nitrogen	2,740 lbs/yr		
Total Phosphorus	457 lbs/yr		

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

Application No. PA 0247677, Sewage, **East Waterford Sewer Authority**, R. R. 1, Honey Grove, PA 17035. This facility is located in Tuscarora Township, **Juniata County**.

Description of activity: The application is for issuance of an NPDES permit for new discharge of treated sewage.

The receiving stream, Tuscarora Creek, is in Watershed 12-B, and classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Newport Borough Authority is located on the Juniata River, downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.020 mgd are:

<i>Parameter</i>	<i>Average Monthly (lbs/day)</i>	<i>Total Annual (lbs/year)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	4.2		25		50
TSS	5.0		30		60
NH ₃ -N			Monitor and Report		
TKN			Monitor and Report		
NO _e -N			Monitor and Report		
NO ₂ -N			Monitor and Report		
Total Nitrogen			Monitor and Report		
Total Phosphorus			Monitor and Report		
Total Residual Chlorine			1.5		2.5
Dissolved Oxygen			minimum of 5.0 at all times from 6.0 to 9.0 inclusive		
pH					
Fecal Coliform (5-1 to 9-30)			200/100 ml as a geometric average		
(10-1 to 4-30)			7,000/100 ml as a geometric average		

Individuals may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

Application No. PA 0247880, Industrial Waste, SIC Code 5541, **Bedford County Oil Company**, Inc., 914-918 North Spring Street, Everett, PA 15537. This facility is located in Hopewell Township, **Bedford County**.

Description of activity: The application is for issuance of an NPDES permit for new discharge of treated industrial waste.

The receiving stream, UNT to Yellow Creek, is in Watershed 11-D, and classified for HQ-CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Saxton Municipal Water Authority located on the Raystown Branch Juniata River, approximately 17 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0072 mgd are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
Benzene	0.001	0.0025
Total BTEX	0.1	0.25
Toluene	Monitor and Report	Monitor and Report
Ethylbenzene	Monitor and Report	Monitor and Report
Xylenes, Total	Monitor and Report	Monitor and Report
MTBE	Monitor and Report	Monitor and Report
pH	from 6.0 to 9.0 inclusive	
Oil and Grease	15.0	30
Iron (Dissolved)		7.0

Individuals may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

Application No. PA 0247821, Sewage, **ADCIM LLC**, 319 Forest Drive, Gettysburg, PA 17325. This facility is located in Straban Township, **Adams County**.

Description of activity: The application is for issuance of an NPDES permit for new discharge of treated sewage.

The receiving stream, Rock Creek, is in Watershed 13-D, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for City of Frederick, Maryland is located on the Monocacy River, approximately 50 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.018 mgd are:

<i>Parameter</i>	<i>Total Annual lbs/yr</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		25		50
Total Suspended Solids		30		60
NH ₃ -N				
(5-1 to 10-31)	Monitor and Report	6		12
(11-1 to 4-30)	Monitor and Report	18		36
Total Phosphorus	Monitor and Report	2		4
Total Residual Chlorine		0.5		1.6
Dissolved Oxygen		minimum of 5.0 at all times		
pH		from 6.0 to 9.0 inclusive		
Fecal Coliform		200/100 ml as a geometric average		
(5-1 to 9-30)		10,000/100 ml as a geometric average		
(10-1 to 4-30)				

Individuals may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

Application No. PA 0247901, Sewage, **Gerald Erskine**, 84 Shady Lane, Annville, PA 17003. This facility is located in East Hanover Township, **Dauphin County**.

Description of activity: The application is for issuance of an NPDES permit for new discharge of treated sewage.

The receiving stream, Manada Creek, is in Watershed 7-D, and classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Penn American Water Company is located on the Manada Creek, approximately 9 miles downstream. The discharge is not expected to affect the water supply.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
pH	from 6.0 to 9.0 inclusive	
Fecal Coliform	200/100 ml as a geometric average	

Individuals may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

Application No. PA 0021601, Amendment No. 1, Sewage, Hamburg Municipal Authority, 61 North Third Street, Hamburg, PA 19526. This facility is located in Hamburg Borough, **Berks County**.

Description of activity: The application is for amendment of an NPDES permit for an existing discharge of treated sewage to expand the wastewater treatment plant from 1.0 mgd to 1.5 mgd.

The receiving stream, Schuylkill River, is in Watershed 3-B, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Borough of Pottstown is located on the Schuylkill River, approximately 42 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 1.5 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N	20	XXX	XXX
Total Residual Chlorine	0.5	XXX	1.5
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0 to 9.0 inclusive		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)			200/100 ml as a geometric average 10,000/100 ml as a geometric average

Individuals may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

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

PA0006335, Industrial Waste, SIC, 3317, **Koppel Steel Corporation**, 23rd and Duss Avenue, Ambridge, PA 15003. This application is for renewal of an NPDES permit to discharge treated process water, stormwater and untreated cooling water from the Ambridge Plant in Ambridge Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters Ohio River, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Nova Chemicals Beaver Valley Plant, located at Monaca, PA 11.5 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.275 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	125.51	334.71	15	40	
Oil and Grease		83.68		10	
Total Residual Chlorine			0.5		1.0
Temperature					110°F
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is not in effect.

Outfall 002 existing discharge, interim effluent limits.

<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			Monitor and Report		
Iron			Monitor and Report		
Manganese			Monitor and Report		
COD			Monitor and Report		
Lead			Monitor and Report		
Zinc			Monitor and Report		
Chromium			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0				

Outfall 002 existing discharge, final effluent limits.

<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					100
Iron					1.0
Manganese					1.0
COD					120
Lead					0.0816
Zinc					0.117
Chromium			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0				

Outfall 003 existing discharge, interim effluent limits.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
Iron	Monitor and Report				
Zinc	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

Outfall 003 existing discharge, final effluent limits.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
Iron					
Zinc					
pH	not less than 6.0 nor greater than 9.0				

PA0025674, Sewage, **Franklin Township Municipal Sanitary Authority**, 3001 Meadowbrook Road, Murrysville, PA 15668. This application is for amendment of an NPDES permit to discharge treated sewage from Meadowbrook Sewage Treatment Plant in the Municipality of Murrysville, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Turtle Creek, which are classified as a TSF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the PA American Water Company.

Outfall 001: increase discharge, design flow of 4.9 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅ (5-1 to 10-31)	10	15		20
(11-1 to 4-30)	20	30		40
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	2.0	3.0		4.0
(11-1 to 4-30)	3.4	5.1		6.8
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.025			0.08
Dissolved Oxygen	not less than 6.0 mg/l			
PH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

PA0038237, Sewage, **Rostraver Township Sewage Authority**, 202 Port Royal Road, Belle Vernon, PA 15012. This application is for renewal of an NPDES permit to discharge treated sewage from Pollock Run Water Pollution Control Plant in Rostraver Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 1.5 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	38		50
Suspended Solids	30	45	60	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.5			1.6
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: Outfall SW-1, which discharges to the receiving waters known as Pollock Run, serves as stormwater discharges from areas in and around the treatment plant. This stormwater discharge shall meet the requirements in Part C of the NPDES permit.

The EPA waiver is not in effect.

PA0091201, Sewage, **Indiana Medical Condominiums**, 1177 South Sixth Street, Indiana, PA 15701. This application is for renewal of an NPDES permit to discharge treated sewage from Indiana Medical Condominiums STP in White Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Two Lick Creek, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Penelec Homer City Station on Two Lick Creek.

Outfall 001: existing discharge, design flow of 0.0036 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	5.5			11.0
(11-1 to 4-30)	16.5			33.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.8			1.8
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0205931, Sewage, **Menallen Township Sewer Authority**, 427 Searights Hebert Road, Uniontown, PA 15401. This application is for amendment of an NPDES permit to discharge treated sewage from Upper Middletown Sewage Treatment Plant in Menallen Township, **Fayette County**.

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

Outfall 001: existing discharge, design flow of 0.115 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
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
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0217140, Sewage, **Indiana County Municipal Services**, 827 Water Street, Indiana, PA 15701. This application is for renewal of an NPDES permit to discharge treated sewage from Shelocta Sewage Treatment Plant in Armstrong Township, **Armstrong County**.

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

Outfall 001: existing discharge, design flow of 0.07 mgd.

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

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2000/100 ml as a geometric mean			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0253057, Sewage, **Ruth A. Testa**, 428 Truby Street, Greensburg, PA 15601. This application is for issuance of an NPDES permit to discharge treated sewage from Testa SR STP in Donegal Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Popular Run, which are classified as a HQ-CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Indian Creek Valley Water Authority.

Outfall 001: new discharge, design flow of 0.0004 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅ (5-1 to 10-31)	10			20
(11-1 to 4-30)	20			40
Suspended Solids	20			40
Ammonia Nitrogen (5-1 to 10-31)	5.0			10.0
(11-1 to 4-30)	15.0			30.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	Monitor and Report			
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

III. WQM Industrial Waste and Sewerage Applications Under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

WQM Permit No. 0905410, Sewerage, **Hilltown Township Water and Sewer Authority**, 316 Highland Park, P. O. Box 365, Sellersville, PA 18960. This proposed facility is located in Hilltown Township, **Bucks County**.

Description of Action/Activity: Construction and operation of a individual grinder pump for land development.

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

WQM Permit No. 2805403, Sewerage, **Borough of Chambersburg**, 100 South Second Street, Chambersburg, PA 17201. This proposed facility is located in Chambersburg Borough, **Franklin County**.

Description of Proposed Action/Activity: Authorization to construct the Progress Road Pump Station.

WQM Permit No. 2105405, Sewerage, **Hopewell Township**, 415 Three Square Hollow Road, Newburg, PA 17240. This proposed facility is located in Hopewell Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to construct a Small Flow Treatment Facility for the Hopewell Township Municipal Building.

WQM Permit No. 3805405, Sewerage, **East Hanover Township**, 1117 Schoolhouse Road, Annville, PA 17003-8526. This proposed facility is located in East Hanover Township, **Lebanon County**.

Description of Proposed Action/Activity: Authorization for the construction of the Ono Area Sanitary Sewer System and Pump Station.

WQM Permit No. 0105405, Sewerage, **Banyon Investment Group, Inc.** 1060 Baltimore Street, Hanover, PA 17331. This proposed facility is located in Germany Township, **Adams County**.

Description of Proposed Action/Activity: Construction/Operation of a 400 gpd Single Family Spray Irrigation System to serve Lot No. 25.

WQM Permit No. 0105406, Sewerage, **Banyon Investment Group, Inc.**, 1060 Baltimore Street, Hanover, PA 17331. This proposed facility is located in Germany Township, **Adams County**.

Description of Proposed Action/Activity: Construction/Operation of a 400 gpd Single Family Spray Irrigation System to serve Lot No. 30.

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

WQM Permit No. 6505201, Industrial Waste, **Highridge Water Authority**, 17 Maple Avenue, Blairsville, PA 15717. This proposed facility is located in Fairfield Township, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of a water treatment plant with discharge of treated filter and clarifier backwash water to Tubmill Creek.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

V. Applications for NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10G394R	Westrum Anderson Farm, LP Anderson Farm 370 Commerce Drive Suite 100 Fort Washington, PA 19034	Chester	Schuylkill Township	UNT Pickering Creek (HQ)
PAI011505069	Pulte Homes of PA, LLC 100 Northbrook Avenue Suite 200 Trevose, PA 19053	Chester	East and West Brandywine Townships	Beaver Creek (TSF, MF) and Culbertson Run (HQ, TSF, MF)
PAI011505070	Walter Grant Grant/DiJohnson Subdivision 841 Milford Road Downingtown, PA 19335	Chester	Uwchlan Township	Shamona Creek (HQ, TSF, MF)

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

Lehigh County Conservation District: Lehigh Ag. Ctr., Suite 102, 4184 Dorney Park Rd., Allentown, PA 18104, (610) 391-9583.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023905017	Indian Mill Creek, LP 1390 Ridgeview Dr. Suite 302 Allentown, PA 18104	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024805021	Arcadia East Associates No.1, LP Attn: Richard Thulin 100 Gateway Dr. Suite 310 Bethlehem, PA 18017	Northampton	East Allen Township	Monocacy Creek HQ-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041405006	Thomas & Jennifer Snyder Land Dev. P. O. Box 122 Madisonburg, PA 16852	Centre	Miles Township	UNT Elk Creek HQ-CWF

Northumberland Conservation District: R. R. 3 Box 238C, Sunbury, PA 17801, (570) 988-4488.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044905001	Super Center Crossing Coal Township, PA 17866	Northumber- land	Coal Township	Quaker Run WWF

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

Jefferson Conservation District, 1514 Route 28, Brookville, PA 15825, (814) 849-7463.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI063305002	Jefferson County, Jefferson Place 155 Main Street Brookville, PA 15825 Jefferson County Jail 578 Service Center Road Brookville, PA 15825	Jefferson	Pinecreek Township	UNT North Fork HQ-CWF, UNT Mill Creek CWF

VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

**PUBLIC WATER SUPPLY (PWS)
PERMIT**

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for a PWS permit to construct or substantially modify a public water system.

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

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

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

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

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401.

Permit No.0905509, Public Water Supply

Applicant	Perkasie Borough Authority
Borough	Perkasie
County	Bucks
Responsible Official	Gary J. Winton
Type of Facility	PWS
Consulting Engineer	Andersen Engineering Associates, Inc.
Application Received Date	September 9, 2005
Description of Action	Installation of an Arsenic Removal Unit at Well House No. 11 to remove arsenic from a portion of the output from Well 11 and blend it with untreated water from Well 11 so that the blended output will have an arsenic concentration less than 10 ppb.

Permit No.2305504 Public Water Supply

Applicant	Chester Water Authority
Township	London Grove
County	Delaware
Responsible Official	Russell C. Williams
Type of Facility	PWS
Consulting Engineer	Russell C. Williams, P. E. Chester Water Authority
Application Received Date	September 14, 2004
Description of Action	Construction of a booster station at Guernsey Road in London Grove Township, Chester County.

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

Application No. 2505503, Minor Amendment

Applicant **Cross Station MHP**
 Township or Borough Girard Township
Erie County
 Responsible Official Charles L. Bauer, Owner
 Type of Facility PWS
 Application Received Date 09/07/2005
 Description of Action Modification to existing distribution system, including addition of pump house and single point of chlorination for permitted source currently serving the park.

Application No. 4287502-MA4, Minor Amendment

Applicant **Bradford City Water Authority**
 Township or Borough Bradford
McKean County
 Responsible Official Kim R. Benjamin, Exec. Director
 Type of Facility PWS
 Application Received Date 09/14/2005
 Description of Action Wet interior and exterior recoating and minor repairs to existing water tank located on Bon Air Road.

Application No. 2505504, Public Water Supply

Applicant **Georgetown Heights Subdivision Association**
 Township or Borough McKean
Erie County
 Responsible Official Charles Cook, Vice President
 Type of Facility PWS
 Application Received Date 09/12/2005
 Description of Action Modification to existing public water supply for the addition of manganese greensand filters.

Application No. 6205501, Public Water Supply

Applicant **PA American Water**
 Township or Borough Glade Township
Warren County
 Responsible Official William Lage, Project Manager
 Type of Facility PWS
 Application Received Date 09/09/2005
 Description of Action Replace existing booster pumps at the Cobham Road station with new pumps with increased capacity.

MINOR AMENDMENT**Applications Received Under the Pennsylvania Safe Drinking Water Act**

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

Application Minor Amendment.

Applicant **Lehighon Water Authority**
 Township or Borough Franklin Township
Carbon County
 Responsible Official Galasso Armando,
 Superintendent
 Lehighon Water Authority
 Box 29, Municipal Building
 Lehighon, PA 18235
 (610) 377-1912
 Type of Facility Community Water System
 Consulting Engineer James C. Elliott, P. E., VP
 Gannett Fleming, Inc.
 P. O. Box 67100
 Harrisburg, PA 17106-7100
 (717) 763-7211
 Application Received Date August 19, 2005
 Description of Action Application for approval of previous replacement of a 40 gpm wastewater recycling pump with a 60 gpm recycling pump.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**UNDER ACT 2, 1995****PREAMBLE 1****Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).**

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

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

lished in a newspaper of general circulation in the area of the site. For the sites identified, proposed for remediation to a Site-Specific Standard or as a special industrial area, the municipality within which the site is located may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office before 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. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Dauphin Oil Company—Station No. 3, Carlisle Borough, **Cumberland County**. Environmental Remediation & Recovery, Inc., 5719 Route 6N, Edinboro, PA 16412 on behalf of Dauphin Oil Company, 815 Newville Road, Carlisle, PA 17013, submitted a revised Notice of Intent to Remediate site soils contaminated with petroleum hydrocarbons during closure of storage tanks and a floor drain. The applicant proposes to remediate the site to meet the combined Site Specific and Statewide Health Standard requirements. The site will be redeveloped as a retail drug store.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

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

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

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

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

PLAN APPROVALS

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

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

13-318-008: Kovatch Mobile Equipment (One Industrial Complex, Nesquehoning, PA 18240) for construction of two paint spray booths and associated air cleaning devices in Nesquehoning Borough, **Carbon County**.

40-317-026: General Mills Operations, Inc. (1 General Mills Boulevard, Minneapolis, MN 55426) for modification of two par-bake bread systems at 2 Chestnut Drive, Hazleton, PA 18202, Hazle Township, **Luzerne County**.

35-318-090: Vycom Corp. (888 North Keyser Avenue, Scranton, PA 18504) for construction of a paint spray booth and the associated air cleaning device in Scranton, **Lackawanna County**.

35-399-042: Vycom Corp. (888 North Keyser Avenue, Scranton, PA 18504) for construction of molding machines, extruder and saw and the associated air cleaning devices in Scranton, **Lackawanna County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.

07-03034C: Fry Metals, Inc. d/b/a Cookson Electronics (4100 6th Avenue, Altoona, PA 16602) for modification of the air pollution control system at their facility in the City of Altoona, **Blair County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, George Monasky, New Source Review Chief, (814) 332-6940.

25-952F: Bush Industries, Inc. (2455 Robinson Road West, Erie, PA 16509) plan approval for installation of various particle board machinery at their Erie facility in the Township of Summit, **Erie County**.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Thomas McGinley, New Source Review Chief, (484) 250-5920.

09-0164: H and K Materials, Inc. (300 Skunkhollow Road, Chalfont, PA 18914) for installation of a new wet suppression system onto an existing nonmetallic mineral processing plant, in Hilltown Township, **Bucks County**. This facility is a non-Title V facility. This Plan Approval will not result in any changes to allowable emissions of PM. The Plan Approval will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

46-0180: Transicoil Corp. (9 Iron Bridge Drive, Collegeville, PA 19426) for installation of three vapor degreasers, that uses trichloroethylene (TCE) as degreasing agent, at the Transicoil military, aerospace and medical product and parts manufacturing new facility at 9 Iron Bridge Drive, Collegeville, PA 19426, Perkiomen Township, **Montgomery County**. The installation of the three vapor degreasers may result in the emissions of 2 tons per year of TCE. TCE is a VOC. TCE is a Hazardous Air Pollutant. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.

28-05005B: York Refrigeration—Frick (100 CV Avenue, Waynesboro, PA 17268) for installation of a paint spray booth with dry filter system in their Waynesboro Borough, **Franklin County** plant. This action will not significantly impact emissions from the facility. The plan approval and operating permit will include emission limits along with provisions for monitoring, recordkeeping, reporting and work practice standards to ensure the plant complies with the applicable air quality requirements.

36-03157: Fertrell Co. (P. O. Box 265, Bainbridge, PA 17502) for installation of a new 7 mmBtu/hr rotary dryer at their Bainbridge plant in Conoy Township, **Lancaster County**. Actual expected emissions are ten tons per year of particulate matter. The facility is a State-only facility. The approval will include monitoring, work practices, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

67-05069F: Oldcastle Stone Products (550 S. Biesscker Road, Thomasville, PA 17364) for modification to the decorative stone operation at their Thomasville Facility in Jackson Township, **York County**. The screening circuit is enclosed and the associated silos have respective bin vent controls. PM and PM10 emissions are not expected to increase. The plan approval and operating permit shall contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

12-399-013A: GKN Sinter Metals, Inc. (15420 Route 120, P. O. Box 493, Emporium, PA 15834) for authorization to construct a draw furnace and an induction hardener incorporating two quench stations and the installation of a two-stage electrostatic precipitator (ESP) to control the air contaminant emissions from the draw furnace and induction hardener for their Barton Street facility in Emporium Borough, **Cameron County**.

The proposed construction will result in the emissions of 0.00322 ton per year of submicron size vapor/smoke consisting mainly of water and sodium nitrite.

The Department of Environmental Protection's (Department) review of the information contained in the application indicates that the draw furnace, induction hardener and ESP will comply with all applicable requirements pertaining to air contamination sources, air cleaning devices and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department intends to approve the application and issue plan approval for the proposed construction and installation.

The Department proposes to place in the plan approval the following conditions to ensure compliance with all applicable regulatory requirements:

1. Under the best available technology provisions in 25 Pa. Code §§ 127.1 and 127.12, the air contaminant emissions from the induction hardener and draw furnace shall be controlled by a United Air Specialists, Inc. model PSG-32-3 two-stage wet ESP.

2. Under the best available technology provisions in 25 Pa. Code §§ 127.1 and 127.12, the concentration of particulate matter to the outdoor atmosphere of the combined exhaust from the induction hardener and draw furnace shall not exceed 0.00002 grain per dry standard cubic foot.

3. Under the best available technology provisions in 25 Pa. Code §§ 127.1 and 127.12, the opacity of the combined exhaust to the outdoor atmosphere from the induction hardener and draw furnace shall not exceed 0%, by U.S. EPA Test Method 9, at all times.

4. The permittee shall measure, at least once each month, during induction hardener and draw furnace operation, the opacity of the combined exhaust from the induction hardener and draw furnace, by U.S. EPA Test Method 9.

5. The permittee shall install, maintain and operate instrumentation to continuously measure and record the temperature of the exhaust entering the ESP. The temperature of the exhaust entering the ESP shall not exceed 100°F. The temperature monitoring system shall be electronically interlocked with the induction hardener and draw furnace to immediately shut down the induction hardener and draw furnace should the exhaust temperature to the ESP exceed 100°F. The temperature records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

6. At least 60 days before operation of the induction hardener and draw furnace, the permittee shall submit the following information to the Department regarding the temperature monitoring and recording system: equipment manufacturer and model number, manufacturer's literature, the expected normal and maximum measurement device readings, the location of the monitoring system measurement points in relation to the ESP and the exhaust duct wall, including a flow diagram that clearly shows the location of the measurement points. The

Department reserves the right to condition the proposed monitoring system or deny it, if inadequate.

7. The permittee shall monitor and record at least once each day the status of the indicator light on each power pack access door of each module of the ESP. If an indicator lamp is flashing or is not lit, the permittee shall within the same day perform the troubleshooting procedures and repairs/corrective actions contained on pages 17–20 of the manufacturer's manual. The permittee shall record the troubleshooting procedures performed and the repairs/corrective actions made. In addition, the permittee shall record the output voltages to the ionizer section and collection section of each affected module before and after the repairs/corrective actions made. The output voltage to the ionizer section shall be 10.0 to 11.5 KVDC and the output voltage to the collection section shall be 4.5 to 7.3 KVDC. Repairs/corrective actions that can be made during troubleshooting shall be performed the same day; repairs that require replacement parts shall be completed within 15 days of diagnosis. If either the ionizer section output voltage or the collection section output voltage is outside of the above ranges, the induction hardener and draw furnace shall not be operated until the voltages are restored to within the above required ranges. Records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

8. The permittee shall manually clean the internal components of the ESP at least once every 3 months in accordance with the manual cleaning and inspection procedures specified on pages 14–16 of the manufacturer's manual. The induction hardener and the draw furnace shall not be operated during ESP cleaning.

9. The permittee shall perform the weekly inspection and maintenance operations specified on pages 13 and 14 of the manufacturer's manual.

10. The permittee shall keep records of the U.S. EPA Test Method 9 opacity measurements and resulting averages and any corrective actions taken if the average opacity exceeds 0%. The records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

11. The permittee shall keep the following records of each manual cleaning of the ESP: date of cleaning, type of detergent used (including MSDS), detergent strength, water temperature, type of agitation/impingement used, duration of soaking, rinse procedure and dry-out time. The records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

12. The permittee shall keep records of the results of each weekly inspection and the repairs/corrective actions made. The records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

13. The permittee shall keep records of the amount of Polyquench 15 used each month in the induction hardener. The records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

Copies of the application are available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Chief, Facilities Permitting Section, Department

of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

60-318-011A: Pik Rite, Inc. (60 Pik Rite Lane, Lewisburg, PA 17837) for construction of a fabricated steel parts surface coating operation in Buffalo Township, **Union County**.

The surface coating operation will incorporate two spray booths in which farm equipment and other items are spray painted. The air contaminant emissions from this surface coating operation are not expected to exceed 3.54 tons of VOCs, .57 ton of volatile hazardous air pollutants and .89 ton of acetone per year.

The Department of Environmental Protection's (Department) review of the information submitted by Pik Rite, Inc. indicates that the surface coating operation will comply with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants, including the applicable limitation of 25 Pa. Code § 129.52 and the best available technology requirement of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department of Environmental Protection proposes to issue plan approval for the construction of the surface coating operation.

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

1. No more than a combined total of 1,770.5 gallons of coating used in the surface coating operation in any 12-consecutive month period shall contain VOCs in excess of 1.69 pounds per gallon of coating, as mixed for application, and no coating shall contain VOCs in excess of 2.74 pounds per gallon of coating, as mixed for application.

2. No more than a combined total of 1,072.5 gallons of coating used in the surface coating operation in any 12-consecutive month period, as mixed for application, shall contain any volatile hazardous air pollutants, of which no more than 272.5 gallons in any 12-consecutive month period shall contain volatile hazardous air pollutants in excess of .36 pound per gallon of coating, as mixed for application, and none shall contain volatile hazardous air pollutants in excess of 1.2 pounds per gallon of coating, as mixed for application.

3. No more than 5 gallons of adhesives shall be used in any 12-consecutive month period and no adhesive shall contain VOCs or volatile hazardous air pollutants in excess of 5.09 pounds per gallon of adhesive, as mixed for application.

4. No more than 250 gallons of cleanup solvent shall be used in any 12-consecutive month period, of which no more than 200 gallons shall contain any VOCs or volatile hazardous air pollutants. No cleanup solvent shall contain volatile hazardous air pollutants in excess of 3.31 pounds per gallon of solvent.

5. The total combined VOC emissions from the surface coating operation shall not exceed 3.54 tons in any 12-consecutive month period and the total combined volatile hazardous air pollutant emissions shall not exceed .57 ton in any 12-consecutive month period.

6. Coatings applied in the surface coating operation shall be applied by brush or wiping cloth or by high volume low pressure spray technology (or an application technique determined by the Department to have an equivalent transfer efficiency).

7. Surface coating performed at this site shall take place in spray booths which are exhausted to the atmosphere through spray booth filters except that coatings can be applied by brush or wiping cloth outside of the spray booths. The particulate matter emission rate from the spray booths shall not exceed .01 grain per dry standard cubic foot of exhaust.

8. Coatings used in the surface coating operation shall comply with 25 Pa. Code § 129.52.

9. VOC-containing, volatile hazardous air pollutant-containing and acetone-containing materials used in the surface coating operation shall be stored in closed containers when not in actual use. Spray lines, guns, and the like, shall be cleaned by either flushing a solid liquid stream of solvent into an appropriate container or by soaking equipment in closed containers of liquid solvent. Under no circumstances shall cleaning solvent be sprayed or flushed from a spray gun or line into the air. Under no circumstances shall cleaning solvent be flushed from a spray gun or line into a container in such a manner that it is atomized. Used cleaning solvent and all used cleaning rags or cloths shall be stored in closed containers and shall never be treated in any manner which would unnecessarily promote the evaporative loss of cleaning solvent to the atmosphere.

10. Records shall be maintained of the identity, composition and amount of each coating, coating component, coating additive, adhesive, cleaning solvent, and the like used each month. If a coating is mixed onsite from multiple components or if a coating has an additive (other than water) mixed with it on site, records shall also be maintained of the identity and composition of each of the coating components mixed together, as well as the mix ratio, for each different batch of coating mixed.

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

63-00027A: Allegheny Ludlum (100 River Road, Brackenridge, PA 15014) for addition of a second, natural gas fired, reheat furnace to the 110 inch rolling mill at the company's Jessop Steel, LLC facility in Washington, **Washington County**.

Under 25 Pa. Code § 127.44(a)(4), the Department of Environmental Protection intends to issue a Plan Approval to Allegheny Ludlum to add a second, natural gas fired, reheat furnace to the 110 inch rolling mill at the company's Jessop Steel, LLC facility located in Washington, Washington County. The potential NOx and VOC emissions from the new reheat furnace source can be accommodated within the existing limits set by Title V Permit No: 63-00027 for Allegheny Ludlum's Washington facility.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

46-00014: Knoll Inc. (1235 Water Street, East Greenville, PA 18041) in Upper Hanover Township, **Montgomery County**. The permit is for the renewal of a Title V facility. The facility's sources include 4 boilers, 24 air makeup units, 56-fuel oil heaters, 3 hot oil boilers, 1 spray booths, woodworking areas, metal and plastic saw,

wood manufacturing operation, panel finishing, u.v. finishing line (a-e), power wash and bake ovens, finishing sanding (e-146), fluidized bed burner and cyclone, panel cleaning and glue removal operation and pow preheat and curing ovens. The permittee's has the potential to emit more than 25.0 ton/year for VOC and NOx and is therefore characterized as a Title V, Major Facility. The facility is also considered major for its SOx emissions. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

23-00014: Kimberly-Clark Pennsylvania, LLC (Front and Avenue of the States, Chester, PA 19013) for the incorporation of plan approval PA-23-0014C into the Title V Permit. The facility is in the City of Chester, **Delaware County**. The permit was revised for the addition of a venturi scrubber to Paper Machine No. 17. The emission rate of particulate matter from the scrubber is limited to 0.66 pound per hour and 2.89 tons per year and the particulate concentration of the exhaust is limited to 0.02 grain per dry standard cubic feet. The company is required to monitor and record recirculation flow rate of the scrubber liquid and pressure drop across the scrubber.

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

48-00021: Northampton Generating Co., LP (1 Horeith Drive, Northampton, PA 18067) for operation of a CFB Boiler, propane vaporizer, emergency fire pump, emergency generator, Ash handling equipment and Flyash, lime stone handling equipment operation in Northampton Borough, **Northampton County**. This action is a renewal of the Title V Operating Permit issued in 1999.

48-00015: Lehigh Heavy Forge Corp. (1275 Daly Avenue, Bethlehem, PA 18016) for operation of 44 forging furnaces, and other ancillary operation for forging in City of Bethlehem, **Bethlehem County**. This action is a renewal of the Title V Operating Permit issued in 1999.

48-00009: Victaulic Co. of America, Fork Facility (4901 Kesslerville Road, Easton, PA 18042) for operation of foundry equipment such as melting furnace, sand handling, charge handling, core preparations, pouring and casting operation, spray booths and other foundry operation equipment in Forks Township, **Northampton County**. This action is renewal of the title V Operating Permit.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.

67-05008: York International Corp. (P. O. Box 1592-361Q, York, PA 17405-1592) for renewal of their Title V Operating Permit for their Grantley Plant in Spring Garden Township. The refrigeration and heating equipment manufacturing facility's major sources of emissions emanate from the surface coating booths. The sources primarily emit VOCs and HAPs.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Mark Wayner, Facilities Permitting Chief, (412) 442-4174.

65-00173: Summerill Tube Corp. (Franklin Street, Scottdale, PA 15683) to continue operation at their Scottdale Plant in Scottdale Borough, **Westmoreland County**. This is a Title V renewal.

Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428, Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

09-00110: Riverside Construction Materials, Inc. (335 Newbold Rd, Fairless Hills, PA 19030) for operation of a bulk cement off loading and storage system in Bristol Township, **Bucks County**. The permit is for a non-Title V State-only facility. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

23-00096: County of Delaware—George W. Hill Correctional Facility (Cheyney and Springlawn Roads, Thornton, PA 19373) for operation of six emergency generators and various small hot water heaters at the correctional facility in Concord Township, **Delaware County**. The permit is for a non-Title V State-only facility. The facility has elected to cap NO_x to less than 25 tons per year each; therefore the facility is a Synthetic Minor. The permit incorporates the plan approval covering the generators, PA-23-0096. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

23-00071: Giant Construction, Inc. (260 Bridgewater Road, Aston, PA 19014) for a non-Title V facility, State-only, Natural Minor Permit in Montgomery Township, **Montgomery County**. The source of emissions is a concrete plant with a filter vent. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

46-00100: Moyco Precision Abrasives (200 Commerce Drive, Montgomeryville, PA 18936) for a non-Title V facility, State-only, Synthetic Minor Permit in Montgomery Township, **Montgomery County**. The sources of emissions are space heaters, surface coating operations and thermal oxidizer. The facility has a potential to emit VOCs. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

15-00077: Hanson Aggregates—Downingtown formerly Milestone Materials (1609 Sullivan Trail, Easton, PA 18044) for a non-Title V facility, State-only, Natural Minor Permit in East Caln Township, **Chester County**. The source of emissions is a stone crushing plant consisting of crushers, screens, conveyors, baghouses and wet suppression system. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

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

40-00089: Jedo Coal Co. (46 Public Square, Suite 600, Wilkes-Barre, PA 18701) for operation coal processing units such as crusher, screens and associated accessories in Hazle Township, **Luzerne County**.

40-00096: DMS Shredding Inc. (P. O. Box 1022, Wilkes-Barre, PA 18703) for operation of a Hammermill Shredder and its associated accessories in Hanover Township, **Luzerne County**.

48-00080: Belyea Co., Inc. (2200 Northwood Avenue, Easton, PA 18045) for operation of a spraybooth and its accessories in Palmer Township, **Northampton County**.

48-00084: Michelman—Cancelliere Iron Works, Inc. (P. O. Box 20431, Lehigh Valley, PA 18002-0431) for operation of a spraybooth and its associated accessories in East Allen Township, **Northampton County**.

54-00065: GHM, Inc. (17 Pinedale Industrial Road, Orwisburg, PA 17961-9727) for operation of a plastic tank manufacturing plant and its accessories in West Brunswick Township, **Schuylkill County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.

67-05069: Oldcastle Stone Products (550 South Biesecker Road, Thomasville, PA 17364) for an operating permit at their Thomasville Facility for the limestone crushing operations. The operation is located in Jackson Township, **York County**. This facility's PM emissions are controlled mainly by fabric collectors, enclosures and wet suppression. The State-only Operating Permit will include emission limitations, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements in addition to the New Source Performance Standards requirements found in 40 CFR, Part 60, Subpart 000.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

47-00007: Northrop Grumman Space and Mission Systems Corp. (1840 Century Park East, Los Angeles, CA 90067) for operation of their facility in Danville Borough, **Montour County**. The facility's main sources include three natural gas fired boilers/heaters, and one packed column air stripper used to remove contaminants from the contaminated groundwater onsite. This facility has the potential to emit SO_x, CO, NO_x, VOCs, hazardous air pollutants and particulate matter less than PM₁₀ below the major emission thresholds.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to 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 an application is available for inspection at the district mining office indicated before an application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for certification.

Written comments, objections or requests for informal conferences on applications may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the district mining office indicated before an applica-

tion within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

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

30-day period to review and submit comments on the requirements.

Written comments or objections should contain the name, address and telephone number of the person submitting comments or objections; the 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; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor wishes to have the conference conducted in the locality of the proposed mining activities.

Coal Applications Received

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

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

* The parameter is applicable at all times.

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

California District Mining Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-1100.

17851501. NPDES Permit No. PA0215694, Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), to renew the permit for Clearfield Siding in Boggs Township, **Clearfield County** and related NPDES permit. No additional discharges. Application received July 20, 2005.

30841312. NPDES Permit No. PA0013790, Consolidation Coal Company (1 Bridge Street, Monongah, WV 26554), to renew the permit and related NPDES permit and to revise the permit for the Blacksville Mine No. 2 in Wayne, Jackson and Gilmore Townships, **Greene County** to delete 5,970 subsidence control plan area acres. No additional discharges. Application received August 30, 2005.

30841317 and NPDES Permit No. PA0213527, Consol Pennsylvania Coal Company (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Enlow Fork Mine in Morris Township, **Washington County** to install Prosperity Portal, Archer Run Slope, nine boreholes, and add three NPDES discharge points. Surface Acres Proposed 218.9. Receiving stream: Archer Run, classified for the following use: TSF. Application received July 21, 2005.

32980701. NPDES Permit No. PA0235369, RoxCOAL, Inc. (P. O. Box 149, Friedens, PA 15541), to renew the permit for the Rock Refuse Disposal Area (North Branch) in Greene Township, **Indiana County** and related NPDES permit. No additional discharges. Application received July 19, 2005.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

11990103 and NPDES No. PA0235091. Paul F. Becker Coal Company, 1593 Old Route 22, Duncansville, PA 16635-5707, permit renewal for the continued operation and restoration of a bituminous surface mine in Elder Township, **Cambria County**, affecting 21.2 acres. Receiving streams: UNT to Brubaker Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received September 9, 2005.

32000103 and NPDES No PA 0235300. AMFIRE Mining Co. LLC, One Energy Place, Latrobe, PA 15650-9628, permit renewal for reclamation only of a bituminous surface auger mine in Cherryhill Township, **Indiana County**, affecting 64.3 acres. Receiving streams: UNTs to/and Allen Run, and Penn Run, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is PA American Water Company Two Lick Creek SWI. Application received September 12, 2005.

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

65000101 and NPDES Permit No. PA0202827. Coal Loaders, Inc. (210 East Main Street, P. O. Box 556, Ligonier, PA 15658). Renewal application for continued operation and reclamation of an existing bituminous

surface mine, located in Fairfield Township, **Westmoreland County**, affecting 23 acres. Receiving streams: UNTs to Hypocrite Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: September 13, 2005.

65000101 and NPDES Permit No. PA0202827. Coal Loaders, Inc. (210 East Main Street, P. O. Box 556, Ligonier, PA 15658). Revision application for additional acres to an existing bituminous surface mine, located in Fairfield Township, **Westmoreland County**, affecting 23 acres. Receiving streams: UNTs to Hypocrite Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: September 13, 2005.

Knox District Mining Office: P. O. Box 669, Knox, PA 16232 (814) 797-1191.

33050905 and NPDES Permit No. PA0258016. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Commencement, operation and restoration of an incidental coal extraction operation in Washington Township, **Jefferson County** affecting 6.6 acres. Receiving streams: UNT to Sandy Lick Creek, classified for the following uses: TSF. There are no potable surface water supply intakes within 10 miles downstream. Application to include a landuse change from forestland to commercial. Application received: September 8, 2005.

61020101 and NPDES Permit No. PA0242063. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous surface strip operation in Irwin Township, **Venango County** affecting 25.5 acres. Receiving streams: UNT to Scrubgrass Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Revision to include a land use change from forestland and forestland now abandoned surface mine to unmanaged natural habitat on the Dale J. Hoffman, now Martha A. Hoffman, and Donna Duffola properties. Application received: September 14, 2005.

33950109 and NPDES Permit No. PA0227161. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip and auger operation in Beaver Township, **Jefferson County** affecting 110.5 acres. Receiving streams: UNT of Tarkiln Run and Red Run, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Hawthorn Municipal Authority. Application for reclamation only. Application received: September 15, 2005.

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

54020101C4. Summit Anthracite, Inc. (196 Vista Road, Klingerstown, PA 17941), correction to an existing anthracite surface mine operation to include fly ash disposal in Porter and Hegins Townships, **Schuylkill County** affecting 300.0 acres, receiving stream: East Branch Rausch Creek. Application received September 6, 2005.

54840201R4. Pagnotti Enterprises, Inc. (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing coal refuse reprocessing operation in Mahanoy and West Mananoy Townships and Shenandoah Borough, **Schuylkill County** affecting 332.0 acres, receiving stream: none. Application received September 8, 2005.

40850203R4. Silverbrook Anthracite, Inc. (1 Market Street, Laflin, PA 18702), renewal of an existing anthracite coal refuse reprocessing operation in Newport Township, **Luzerne County** affecting 49.0 acres, receiving stream: none. Application received September 12, 2005.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users should 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(a) of the FWPCA (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E58-267. Susquehanna County, Susquehanna Courthouse, P. O. Box 218, Montrose, PA 18801, in Lenox Township, **Susquehanna County**, United States Army Corps of Engineers, Baltimore District.

To remove the remnants of the structure of County Bridge No. 23 from the floodway of Tunkhannock Creek (CWF). The project is located approximately 600 feet east of SR 0092, along T-461. (Lenoxville, PA Quadrangle N: 14.1 inches; W: 6.3 inches).

E48-363. Signature Homes by J. T. Maloney, Inc., 610 Farm Lane, Doylestown, PA 18901, in Tatamy Borough, **Northampton County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a 48-inch diameter stormwater outfall pipe and energy dissipator in a tributary to Bushkill Creek (HQ-CWF). The project is associated with a planned residential subdivision known as Tatamy Farms and is located northeast of the intersection of Main Street and 4th Street (Nazareth, PA Quadrangle N: 21.5 inches; W: 0.6 inch).

E66-134. Mehoopany Creek Watershed Association, P. O. Box 73, Mehoopany, PA 18629, in Forkston Township, **Wyoming County**, United States Army Corps of Engineers, Baltimore District.

To relocate approximately 1,165 feet of North Branch Mehoopany Creek (CWF) to its historic channel and to restore/enhance approximately 2,695 feet of stream channel as part of a stream restoration project located at a point beginning 2,765 feet upstream of the SR 3001 bridge and continuing downstream of the bridge approximately 570 feet (Jenningsville, PA Quadrangle N: 6.8 inches; W: 0.5 inch).

E54-322. Jamie and Penny Wolfe, 463 Swopes Valley Road, Pine Grove, PA 17963, in Pine Grove Township, **Schuylkill County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain a private road crossing consisting of three 24-inch diameter culverts in Swope Valley Run (CWF). The project is located on the south side of Swopes Valley Road, approximately 2 miles west of SR 0645 (Pine Grove, PA Quadrangle N: 3.1 inches; W: 5.6 inches).

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

E06-600. Upper Bern Township, 25 North 5th Street, Shartlesville, PA 19609 in Upper Bern Township, **Berks County**, ACOE Baltimore District.

To realign approximately 40 feet of a UNT of Wolf Creek on the eastern side of Valley Road in Upper Bern Township, Berks County, prior to the Valley Road culvert (Bernville USGS Quadrangle, 40° 29' 04"N, 76° 05' 53"W). The realignment is proposed to reduce further streambank erosion along Valley Road. The existing streambank will be stabilized as part of this project.

E21-374. Upper Allen Township, 100 Gettysburg Pike, Mechanicsburg, PA 17055 in Upper Allen Township, **Cumberland County**, ACOE Baltimore District.

To remove an existing 27-foot long by 36-inch CMP and to construct and maintain a 27-foot long by 72-inch wide by 36-inch high concrete box culvert with upstream and downstream wingwalls; to excavate accumulated sediments, regrade the channel, and line the channel with R-5 riprap for a distance of 315 linear feet; and to construct and maintain eight 15-inch RCP stormwater outfalls with associated concrete headwalls and R-4 riprap aprons all within the channel of a UNT to Yellow Breeches Creek at a point (Latitude: 40° 10' 11"; Longitude: 76° 59' 12") along Bumble Bee Hollow Road in Upper Allen Township, Cumberland County. The project proposes to directly affect approximately 403 linear feet of stream channel.

E38-145. Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699 in Bethel Township, **Lebanon County**, ACOE Baltimore District.

To remove the existing structures and then to construct and maintain single span bridge of 100 feet on a 75° skew with a minimum underclearance of 11.3 feet across the Little Swatara Creek (WWF) on SR 1014, Section 004, Segment 0170, Offset 0418 and associated improvements to improve the safety condition of the road located at the village of Greble (Bethel, PA Quadrangle N: 10.0 inches; W: 15.2 inches) in Bethel Township, Lebanon County.

E21-370. Silver Springs Square II, LLC, 8618 Westwood Center Drive, Suite 300, Vienna, VA 22182 in Hampden and Silver Springs Township, **Cumberland County**, ACOE Baltimore District. To construct and maintain a bridge having a span of 137.9 feet, a width of 35.4 feet, and an average underclearance of 10.8 feet on Trindle Spring Run (HQ-CWF) at a point (Wertzville, PA Quadrangle Latitude: 40° 15' 06", Longitude: 77° 00' 27") approximately 1,950 feet downstream of the Carlisle Pike (SR 11) bridge crossing of Trindle Spring Run, and to construct and maintain a 12-inch stormwater outfall structure located approximately 60 feet downstream of the proposed bridge in Silver Spring Township, Cumberland County.

E36-601. Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699 in Little Britain Township, **Lancaster County** and Lower Oxford Township, **Chester County**, ACOE Baltimore District

To rehabilitate and maintain the two span bridge with a total span of 198 feet with a minimum underclearance of 12.5 feet across Octoraro Creek (WWF) on SR 2006, Section 001, Segment 0100, Offset 1917.5 by replacing the steel beams, timber decks, sidings and associated improvements to improve the safety condition of the road located at the Village of Pine Grove (Kirkwood, PA Quadrangle N: 7.9 inches; W: 6.3 inches) in Little Britain Township, Lancaster County and Lower Oxford Township Chester County.

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

E08-430. Edward C. Blackburn, R. R. 2, Box 220-A, New Albany, PA 18833, Bridge, in Terry Township, **Bradford County**, ACOE Baltimore District (Dushore, PA Quadrangle N: 22.15; W: 0.15 inch).

To construct and maintain a 60 foot by 4 foot wide long single span steel walk bridge supported by 2 foot by 2 foot by 5 foot concrete headwalls over Sugar Creek on the north side of SR 2010 about 2 miles east of Evergreen. The project will not impact wetlands while impacting about 4 feet of waterway, Sugar Run is a CWF stream.

E57-107. Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754, in Elkland Township, **Sullivan County**, ACOE Baltimore District (Overton, PA Quadrangle N: 1.50 inches; W: 16.00 inches).

To remove the existing stone masonry arch which is on a 50° skew with the roadway and has a normal clear span of 12.0 feet, a curb-to-curb width of 12.5 feet, an underclearance of 6.0 feet and a hydraulic opening of about 57 square feet and to construct and maintain a 14 foot by 7 foot by 83 foot long reinforced concrete box culvert depressed 1 foot in the streambed, placed with a 30° skew, with a curb-to-curb width of 22.0 feet and an effective waterway opening of 84 square feet and to construct and maintain a temporary rock-lined bypass channel. The project is located in Blackwater Run on SR 4014 about 1,500 feet east of Estella. The project will not

impact wetlands while impacting about 80 feet of waterway. Blackwater Run is a HQ-CWF Stream.

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

E02-584. Hanson Aggregates PMA, Inc., 2200 Springfield Pike, Connellsville, PA 15425. To reissue and amend commercial sand and gravel dredging permit in **Allegheny, Armstrong, Beaver and Westmoreland Counties**, Pittsburgh ACOE District (starting at East Brady, PA Quadrangle N: 20.9 inches; W: 15.7 inches and ending at East Liverpool North, OH-PA-WV Quadrangle

N: 2.2 inches; W: 2.7 inches) (starting at Latitude: 40° 51' 54"—Longitude: 79° 36' 49" and ending at Latitude: 40° 30' 44" and Longitude: 80° 31' 10"). The applicant proposes to continue performing commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within the Emsworth Pool and Pools 2—5 and 7—9 and in the Ohio River (WWF) within the Emsworth, Dashields, Montgomery and New Cumberland Pools, subject to review of mussel surveys and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties. The site specific currently approved dredging locations are as follows:

<i>Allegheny River</i>				
<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
Emsworth	None		Allegheny	
2	None		Allegheny	
3	15.1 to 15.3 15.5 to 15.55 15.55 to 15.7L 15.7 to 15.9 15.9 to 16.0 16.1 to 16.3 18.7 to 19.5 19.75 to 19.85 21.0 to 21.5L 22.5 to 22.6 22.6 to 22.7L 22.9 to 23.1	Cheswick Borough Springdale Borough Plum Borough Springdale Township East Deer Township City of New Kensington City of Arnold Brackenridge Borough Tarentum Borough Harrison Township City of Lower Burrell	Allegheny Allegheny Allegheny Allegheny Allegheny Westmoreland Westmoreland Allegheny Allegheny Allegheny Westmoreland	See Note Below
4	25.2 to 26.4 26.4 to 26.5R 26.5 to 26.6 26.6 to 26.7R 26.7 to 26.8 26.8 to 27.0L 27.0 to 27.1 27.2 to 27.9R 28.3 to 28.5R	Harrison Township City of Lower Burrell Allegheny Township	Allegheny Westmoreland Westmoreland	
5	30.7 to 31.6 31.7 to 32.2 32.9 to 33.0R 33.9 to 34.0L 34.0 to 34.5 34.5 to 35.0	Gilpin Township South Buffalo Township	Armstrong Armstrong	See Note Below See Note Below
6	None		Armstrong	

Allegheny River

<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
7	46.5 to 46.6	Kittanning Borough	Armstrong	See Note Below
	46.6 to 46.7L		Armstrong	
	47.1 to 47.2	East Franklin Township	Armstrong	
	47.2 to 47.3	Rayburn Township	Armstrong	
	47.4 to 47.6R	Boggs Township	Armstrong	
	47.6 to 48.0	Washington Township	Armstrong	
	48.0 to 48.2L			
	48.2 to 48.9			
	49.1 to 49.3L			
	49.4 to 49.5R			
	49.5 to 49.6			
	49.6 to 49.7R			
	49.7 to 49.8			
	49.8 to 50.0L			
	50.0 to 50.1			
	50.1 to 50.2L			
50.3 to 50.4R				
51.4 to 51.6				
51.6 to 51.7L				
51.7 to 52.4				
8	52.8 to 53.3L	Boggs Township	Armstrong	See Note Below
	53.3 to 54.0	Pine Township	Armstrong	
	54.45 to 54.5R	Washington Township	Armstrong	
	54.5 to 54.7			
58.2 to 58.6R				
9	None			

Notes:

At MP 15.7 to 15.9, no dredging closer than 300 feet from the river wall along the right descending bank.

At MP32.9, the area authorized for dredging is 1,000 feet upstream of the most upstream point of Murphy's Island to 33.0R.

At MP 33.9 to 34.0, avoid the right descending bank at river mile 33.9 through 34.0.

At MP 47.1, avoid the right descending bank at river mile 47.1.

At MP 47.4, avoid the right descending bank at river mile 47.4.

At MP 47.7, avoid the left descending bank at river mile 47.7.

At MP 48.4, avoid the left descending bank at river mile 48.4.

At MP 54.5, permittee shall provide for daily turbidity testing during dredging and a Microscopic Particulate evaluation (MPE) 2 weeks after the cessation of dredging. The daily turbidity test results are to be submitted to the Department of Environmental Protection, Water Supply Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745 on a weekly basis. If the daily turbidity tests indicate an increase in turbidity, permittee may be required to perform additional MPEs during dredging.

General Notes:

"Avoid" as used in this description is defined as conducting no dredging in the rectangular area formed by the shore, near side of navigation channel and lines drawn 100 feet above a below the mile points specified in the comments/restrictions column interesting the shore and near side of the navigation channel.

"R" refers to Right Descending Bank and "L" refers to Left Descending Bank. These indicate the areas that can be dredged.

Ohio River

<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
Emsworth	None		Allegheny	
Dashields	None		Allegheny	

<i>Ohio River</i>					
<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>	
Montgomery	17.0 to 18.35	City of Aliquippa	Beaver		
	20.6 to 21.6R	Borough of Ambridge			
	21.0 to 21.6L	Baden Borough			See Note Below
	21.6 to 21.7	Harmony Township			
	21.7 to 21.8L	Hopewell Township			
	21.8 to 22.0	Conway Borough			
	22.0 to 21.1L	Economy Borough			
	22.1 to 22.3	Center Township			
	22.6 to 22.7L	Monaca Borough			
	22.7 to 22.9	Freedom Borough			
	22.9 to 23.2L	Industry Borough			
	23.2 to 23.3	Potter Township			
	23.3 to 23.5R				
	29.4 to 29.6				
	29.6 to 29.7R				
	29.7 to 29.8				
	29.8 to 30.1L				
30.1 to 30.3					
30.3 to 30.4L					
30.4 to 31.4L					
New Cumberland	32.2 to 32.5	Shippingport Borough	Beaver		
	32.5 to 32.6L	Industry borough			
	32.6 to 33.0	Raccoon Township			
	33.0 to 33.1R	Midland Borough			
	33.8 to 33.9	Greene Township			
	34.1 to 34.2	Ohioville Borough			
	34.2 to 34.3R	Georgetown Borough			
	35.5 to 36.0				
	36.5 to 37.4R				See Note Below
	37.4 to 37.9R				
	38.0 to 38.5				
	38.6 to 38.7				
	38.7 to 38.95L				
	38.95 to 39.25				
	39.25 to 39.35L				
39.35 to 39.5					

Notes:

At MP 21.0 to 21.1L, minimum 250 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 21.3 to 21.4L, minimum 250 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 21.4 to 21.6L, minimum 200 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 37.4 to 37.9R, dredging is authorized for right descending bank main channel only.

General Notes:

“Avoid” as used in this description is defined as conducting no dredging in the rectangular area formed by the shore, near side of navigation channel and lines drawn 100 feet above a below the mile points specified in the comments/restrictions column interesting the shore and near side of the navigation channel.

“R” refers to Right Descending Bank and “L” refers to Left Descending Bank. These indicate the areas that can be dredged.

E02-919. Tri-State River Products, Inc., P. O. Box 218, 334 Insurance Street, Beaver, PA 15009-0218. To reissue and amend commercial sand and gravel dredging permit in **Allegheny, Armstrong, Beaver and Westmoreland Counties**, Pittsburgh ACOE District (starting at East Brady, PA Quadrangle N: 20.9 inches; W: 15.7 inches and ending at East Liverpool North, OH-PA-WV Quadrangle N: 2.2 inches; W: 2.7 inches) (starting at Latitude: 40° 51' 54"—Longitude: 79° 36' 49" and ending at Latitude: 40° 30' 44" and Longitude: 80° 31' 10"). The applicant proposes to continue performing commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within the Emsworth Pool and Pools 2—5 and 7—9 and in the Ohio River (WWF) within the Emsworth, Dashields, Montgomery and New Cumberland Pools, subject to review of mussel surveys and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties. The site specific currently approved dredging locations are as follows:

<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
Emsworth	None		Allegheny	
2	None		Allegheny	
3	15.1 to 15.3 15.5 to 15.55 15.55 to 15.7L 15.7 to 15.9 15.9 to 16.0 16.1 to 16.3 18.7 to 19.5 19.75 to 19.85 21.0 to 21.5L 22.5 to 22.6 22.6 to 22.7L 22.9 to 23.1	Cheswick Borough Springdale Borough Plum Borough Springdale Township East Deer Township City of New Kensington City of Arnold Brackenridge Borough Tarentum Borough Harrison Township City of Lower Burrell	Allegheny Allegheny Allegheny Allegheny Allegheny Westmoreland Westmoreland Allegheny Allegheny Allegheny Westmoreland	See Note Below
4	25.2 to 26.4 26.4 to 26.5R 26.5 to 26.6 26.6 to 26.7R 26.7 to 26.8 26.8 to 27.0L 27.0 to 27.1 27.2 to 27.9R 28.3 to 28.5R	Harrison Township City of Lower Burrell Allegheny Township	Allegheny Westmoreland Westmoreland	
5	30.7 to 31.6 31.7 to 32.2 32.9 to 33.0R 33.9 to 34.0L 34.0 to 34.5 34.5 to 35.0	Gilpin Township South Buffalo Township	Armstrong Armstrong	See Note Below See Note Below
6	None		Armstrong	
7	46.5 to 46.6 46.6 to 46.7L 47.1 to 47.2 47.2 to 47.3 47.4 to 47.6R 47.6 to 48.0 48.0 to 48.2L 48.2 to 48.9 49.1 to 49.3L 49.4 to 49.5R 49.5 to 49.6 49.6 to 49.7R 49.7 to 49.8 49.8 to 50.0L 50.0 to 50.1 50.1 to 50.2L 50.3 to 50.4R 51.4 to 51.6 51.6 to 51.7L 51.7 to 52.4	Kittanning Borough East Franklin Township Rayburn Township Boggs Township Washington Township	Armstrong Armstrong Armstrong Armstrong Armstrong	See Note Below See Note Below See Note Below
8	52.8 to 53.3L 53.3 to 54.0 54.45 to 54.5R 54.5 to 54.7 58.2 to 58.6R	Boggs Township Pine Township Washington Township	Armstrong Armstrong Armstrong	See Note Below
9	None			

Notes:

At MP 15.7 to 15.9, no dredging closer than 300 feet from the river wall along the right descending bank.

At MP32.9, the area authorized for dredging is 1,000 feet upstream of the most upstream point of Murphy's Island to 33.0R.

At MP 33.9 to 34.0, avoid the right descending bank at river mile 33.9 through 34.0.

At MP 47.1, avoid the right descending bank at river mile 47.1.

At MP 47.4, avoid the right descending bank at river mile 47.4.

At MP 47.7, avoid the left descending bank at river mile 47.7.

At MP 48.4, avoid the left descending bank at river mile 48.4.

At MP 54.5, permittee shall provide for daily turbidity testing during dredging and a Microscopic Particulate evaluation (MPE) 2 weeks after the cessation of dredging. The daily turbidity test results are to be submitted to the Department of Environmental Protection, Water Supply Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745 on a weekly basis. If the daily turbidity tests indicate an increase in turbidity, permittee may be required to perform additional MPEs during dredging.

General Notes:

"Avoid" as used in this description is defined as conducting no dredging in the rectangular area formed by the shore, near side of navigation channel and lines drawn 100 feet above a below the mile points specified in the comments/restrictions column interesting the shore and near side of the navigation channel.

"R" refers to Right Descending Bank and "L" refers to Left Descending Bank. These indicate the areas that can be dredged.

Ohio River

<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
Emsworth	None		Allegheny	
Dashields	None		Allegheny	
Montgomery	17.0 to 18.35 20.6 to 21.6R 21.0 to 21.6L 21.6 to 21.7 21.7 to 21.8L 21.8 to 22.0 22.0 to 21.1L 22.1 to 22.3 22.6 to 22.7L 22.7 to 22.9 22.9 to 23.2L 23.2 to 23.3 23.3 to 23.5R 29.4 to 29.6 29.6 to 29.7R 29.7 to 29.8 29.8 to 30.1L 30.1 to 30.3 30.3 to 30.4L 30.4 to 31.4L	City of Aliquippa Borough of Ambridge Baden Borough Harmony Township Hopewell Township Conway Borough Economy Borough Center Township Monaca Borough Freedom Borough Industry Borough Potter Township	Beaver	See Note Below
New Cumberland	32.2 to 32.5 32.5 to 32.6L 32.6 to 33.0 33.0 to 33.1R 33.8 to 33.9 34.1 to 34.2 34.2 to 34.3R 35.5 to 36.0 36.5 to 37.4R 37.4 to 37.9R 38.0 to 38.5 38.6 to 38.7 38.7 to 38.95L 38.95 to 39.25 39.25 to 39.35L 39.35 to 39.5	Shippingport Borough Industry borough Raccoon Township Midland Borough Greene Township Ohioville Borough Georgetown Borough	Beaver	See Note Below

Notes:

At MP 21.0 to 21.1L, minimum 250 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 21.3 to 21.4L, minimum 250 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 21.4 to 21.6L, minimum 200 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 37.4 to 37.9R, dredging is authorized for right descending bank main channel only.

General Notes:

“Avoid” as used in this description is defined as conducting no dredging in the rectangular area formed by the shore, near side of navigation channel and lines drawn 100 feet above a below the mile points specified in the comments/restrictions column interesting the shore and near side of the navigation channel.

“R” refers to Right Descending Bank and “L” refers to Left Descending Bank. These indicate the areas that can be dredged.

E02-1326. Glacial Sand and Gravel Company, P. O. Box 1022, Kittanning, PA 16201-1022. To reissue and amend commercial sand and gravel dredging permit in **Allegheny, Armstrong, Beaver and Westmoreland Counties**, Pittsburgh ACOE District (starting at East Brady, PA Quadrangle N: 20.9 inches; W: 15.7 inches and ending at East Liverpool North, OH-PA-WV Quadrangle N: 2.2 inches; W: 2.7 inches) (starting at Latitude: 40° 51' 54"—Longitude: 79° 36' 49" and ending at Latitude: 40° 30' 44" and Longitude: 80° 31' 10"). The applicant proposes to continue performing commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within the Emsworth Pool and Pools 2—5 and 7—9 and in the Ohio River (WWF) within the Emsworth, Dashields, Montgomery and New Cumberland Pools, subject to review of mussel surveys and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties. The site specific currently approved dredging locations are as follows:

Allegheny River

<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
Emsworth	None		Allegheny	
2	None		Allegheny	
3	15.1 to 15.3 15.5 to 15.55 15.55 to 15.7L 15.7 to 15.9 15.9 to 16.0 16.1 to 16.3 18.7 to 19.5 19.75 to 19.85 21.0 to 21.5L 22.5 to 22.6 22.6 to 22.7L 22.9 to 23.1	Cheswick Borough Springdale Borough Plum Borough Springdale Township East Deer Township City of New Kensington City of Arnold Brackenridge Borough Tarentum Borough Harrison Township City of Lower Burrell	Allegheny Allegheny Allegheny Allegheny Allegheny Westmoreland Westmoreland Allegheny Allegheny Allegheny Westmoreland	See Note Below
4	25.2 to 26.4 26.4 to 26.5R 26.5 to 26.6 26.6 to 26.7R 26.7 to 26.8 26.8 to 27.0L 27.0 to 27.1 27.2 to 27.9R 28.3 to 28.5R	Harrison Township City of Lower Burrell Allegheny Township	Allegheny Westmoreland Westmoreland	
5	30.7 to 31.6 31.7 to 32.2 32.9 to 33.0R 33.9 to 34.0L 34.0 to 34.5 34.5 to 35.0	Gilpin Township South Buffalo Township	Armstrong Armstrong	See Note Below See Note Below
6	None		Armstrong	

Allegheny River

<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
7	46.5 to 46.6	Kittanning Borough East Franklin Township Rayburn Township Boggs Township Washington Township	Armstrong Armstrong Armstrong Armstrong Armstrong	See Note Below See Note Below See Note Below
	46.6 to 46.7L			
	47.1 to 47.2			
	47.2 to 47.3			
	47.4 to 47.6R			
	47.6 to 48.0			
	48.0 to 48.2L			
	48.2 to 48.9			
	49.1 to 49.3L			
	49.4 to 49.5R			
	49.5 to 49.6			
	49.6 to 49.7R			
	49.7 to 49.8			
	49.8 to 50.0L			
	50.0 to 50.1			
	50.1 to 50.2L			
50.3 to 50.4R				
51.4 to 51.6				
51.6 to 51.7L				
51.7 to 52.4				
8	52.8 to 53.3L	Boggs Township Pine Township Washington Township	Armstrong Armstrong Armstrong	See Note Below
	53.3 to 54.0			
	54.45 to 54.5R			
	54.5 to 54.7			
58.2 to 58.6R				
9	None			

Notes:

At MP 15.7 to 15.9, no dredging closer than 300 feet from the river wall along the right descending bank.

At MP32.9, the area authorized for dredging is 1,000 feet upstream of the most upstream point of Murphy's Island to 33.0R.

At MP 33.9 to 34.0, avoid the right descending bank at river mile 33.9 through 34.0.

At MP 47.1, avoid the right descending bank at river mile 47.1.

At MP 47.4, avoid the right descending bank at river mile 47.4.

At MP 47.7, avoid the left descending bank at river mile 47.7.

At MP 48.4, avoid the left descending bank at river mile 48.4.

At MP 54.5, permittee shall provide for daily turbidity testing during dredging and a Microscopic Particulate evaluation (MPE) 2 weeks after the cessation of dredging. The daily turbidity test results are to be submitted to the Department of Environmental Protection, Water Supply Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745 on a weekly basis. If the daily turbidity tests indicate an increase in turbidity, permittee may be required to perform additional MPEs during dredging.

General Notes:

"Avoid" as used in this description is defined as conducting no dredging in the rectangular area formed by the shore, near side of navigation channel and lines drawn 100 feet above a below the mile points specified in the comments/restrictions column interesting the shore and near side of the navigation channel.

"R" refers to Right Descending Bank and "L" refers to Left Descending Bank. These indicate the areas that can be dredged.

Ohio River

<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
Emsworth	None		Allegheny	
Dashields	None		Allegheny	

<i>Ohio River</i>				
<i>Pool</i>	<i>River Miles</i>	<i>Municipality</i>	<i>County</i>	<i>Comments/Restrictions (See Notes Below)</i>
Montgomery	17.0 to 18.35	City of Aliquippa Borough of Ambridge Baden Borough Harmony Township Hopewell Township Conway Borough Economy Borough Center Township Monaca Borough Freedom Borough Industry Borough Potter Township	Beaver	See Note Below
	20.6 to 21.6R			
	21.0 to 21.6L			
	21.6 to 21.7			
	21.7 to 21.8L			
	21.8 to 22.0			
	22.0 to 21.1L			
	22.1 to 22.3			
	22.6 to 22.7L			
	22.7 to 22.9			
	22.9 to 23.2L			
	23.2 to 23.3			
	23.3 to 23.5R			
	29.4 to 29.6			
	29.6 to 29.7R			
	29.7 to 29.8			
	29.8 to 30.1L			
30.1 to 30.3				
30.3 to 30.4L				
30.4 to 31.4L				
New Cumberland	32.2 to 32.5	Shippingport Borough Industry borough Raccoon Township Midland Borough Greene Township Ohioville Borough Georgetown Borough	Beaver	See Note Below
	32.5 to 32.6L			
	32.6 to 33.0			
	33.0 to 33.1R			
	33.8 to 33.9			
	34.1 to 34.2			
	34.2 to 34.3R			
	35.5 to 36.0			
	36.5 to 37.4R			
	37.4 to 37.9R			
	38.0 to 38.5			
	38.6 to 38.7			
	38.7 to 38.95L			
	38.95 to 39.25			
	39.25 to 39.35L			
39.35 to 39.5				

Notes:

At MP 21.0 to 21.1L, minimum 250 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 21.3 to 21.4L, minimum 250 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 21.4 to 21.6L, minimum 200 feet setback from normal pool shoreline. The 150 feet setback from 6 foot contour still applies.

At MP 37.4 to 37.9R, dredging is authorized for right descending bank main channel only.

General Notes:

"Avoid" as used in this description is defined as conducting no dredging in the rectangular area formed by the shore, near side of navigation channel and lines drawn 100 feet above and below the mile points specified in the comments/restrictions column interesting the shore and near side of the navigation channel.

"R" refers to Right Descending Bank and "L" refers to Left Descending Bank. These indicate the areas that can be dredged.

E26-331. Department of Transportation, District 12-0, P. O. Box 459, Uniontown, PA 15401. To construct a culvert and stream relocation in Bullsken Township, **Fayette County**, Pittsburgh ACOE District. The applicant proposes to construct and maintain a 260 LF relocation of a UNT to Jacobs Creek (CWF) (Mammoth, PA Quadrangle N: 2.4 inches; W: 13.3 inches and Latitude: 40° 8' 21"—Longitude: 79° 28' 15") with a drainage area of 41 acres. The applicant also proposes to extend 4 culverts ranging in size from 18 to 36 inches, a total of 182 LF in UNTs to Jacob's Creek (CWF) (Mammoth Quadrangle starting at 40° 8' 36"—Longitude: 79° 29' 0" and ending at Latitude: 40° 7' 51"—Longitude: 79° 26' 23"). This project is associated with the widening of SR 31 extending approximately 2.25 miles southeast of the Village of Laurelville.

E32-473. Indiana County Conservation District, USDA Service Center, 1432 Route 286 Highway East, Indiana, PA 15701-1467. To construct an outfall structure in Canoe Township, **Indiana County**, Pittsburgh ACOE District (Rochester Mills, PA Quadrangle N: 16.3 inches; W: 6.3 inches and Latitude: 40° 50' 25"—Longitude: 78° 55' 15"). The applicant

proposes to construct and maintain an outfall structure in the left bank of North Branch of Little Mahoning Creek (HQ-CWF) for the purpose of construction of a passive abandoned mine drainage treatment system.

E65-882. Department of Transportation, District 12-0, P. O. Box 459, Uniontown, PA 15401. To construct an extension to an existing culvert in Allegheny Township, **Westmoreland County**, Pittsburgh ACOE District (Vandergrift, PA Quadrangle N: 18.2 inches; W: 14.3 inches and Latitude: 40° 36' 03"—Longitude: 79° 36' 33"). The applicant proposes to construct and maintain a 13 LF extension to an existing 90 LF long 8.0 foot diameter CMP culvert and relocate 50 LF of UNT to Pine Run (WWF) with a drainage area of 516 acre; and fill 0.03 acre of PEM wetlands (N: 19.5 inches; W: 14.3 inches and Latitude: 40° 36' 26"—Longitude: 79° 36' 15"). The applicant also proposes to extend 3 culverts ranging in size from 16 to 18 inches, a total of 35 LF and relocate a total of 80 LF of UNTs to Pine Run (WWF) (Vandergrift, PA Quadrangle starting at N: 17.8 inches; W: 15.3 inches and ending at N: 19.5 inches; W: 14.3 inches). This project is associated with the widening of SR 4048 mostly between this road's intersections with SR 356 to the south and SR 56 to the north.

DAM SAFETY

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

D25-059. Millcreek Township, 3608 West 26th Street, Erie, PA 16506. To modify, operate and maintain McDowell Detention Basin Dam across a tributary to Lake Erie for the purpose of stormwater detention, (Swanville, PA Quadrangle N: 13.95 inches; W: 3.7 inches) Millcreek Township, **Erie County**.

D45-289. Ski Shawnee, Inc., P. O. Box 339, Shawnee On Delaware, PA 18356. To construct and repair an existing deteriorated earth fill dam that impounds water for the purpose of snow making at the ski area. Work includes dredging and removal of accumulated sediments for the existing 9.4 acre pond. (Bushkill, PA-NJ Quadrangle N: 7.2 inches; W: 11.4 inches) in Middle Smithfield Township, **Monroe County**.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Land Recycling and Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following application has been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504 and 6021.101—6021.102) and under 25 Pa. Code Chapter 245, Subchapter C.

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
05011	Christopher M. Sager Hunter Panels, LLC P. O. Box 7000 Carlisle, PA 17013	Fayette	Georges Township	Two ASTs storing Diphenylmethane Diisocyanate	54,000 gallons total

ACTIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT FINAL ACTIONS TAKEN FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

The Department of Environmental Protection (Department) has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and Notices of Intent (NOI) for coverage under general permits. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal wastes; discharges to groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0088552 (Sewage)	David Ober 171 Hillcrest Lane Elizabethtown, PA 17022	Lancaster County West Donegal Township	UNT Conewago Creek/7G	Y
PA0082881 (Industrial Waste)	Alcoa, Inc. 201 Isabella Street Pittsburgh, PA 15212	Lancaster County Lancaster City	UNT Little Conestoga Creek/7J	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0111317	Karyn Smithbauer 618 Academy Street Boalsburg, PA 16821	Centre County Harris Township	UNT to Spring Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0101974	Gaslight Campground 6297 Emlenton/Clintonville Road Emlenton, PA 16323	Scrubgrass Township Venango County	UNT to Allegheny River 16-G	Y
PA0221708	Chicora Borough 200 Chicora-Fenelton Road P. O. Box 35 Chicora, PA 16025	Chicora Borough Butler County	Buffalo Creek 18-F	Y

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

NPDES Permit No. PA0024376, Sewage, **Borough of Boyertown**, Borough Hall, 100 South Washington Street, Boyertown, PA 19512. This proposed facility is located in Douglass Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge an annual average flow of 0.75 mgd of treated sewage into Swamp Creek in Watershed 3E-Perkiomen.

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

NPDES Permit No. PA0247642, Sewage, **Clay Manor Homeowner's Association**, 11 East Manor Drive, Lititz, PA 17543. This proposed facility is located in Elizabeth Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to Middle Creek in Watershed 7-J.

NPDES Permit No. PA0081981, Sewage, **Smithville Community, LLC**, 103 Taggart Drive, Coatesville, PA 19320. This proposed facility is located in Providence Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Transfer of Permit.

NPDES Permit No. PA0028142, Sewage, **Pennsylvania National Guard**, Fort Indiantown Gap, Building No. 1, Annville, PA 17003-4002. This proposed facility is located in East Hanover Township, **Lebanon County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization to discharge to Swatara Creek in Watershed 7-D.

NPDES Permit No. PA0086312, Sewage, **James Dorwart**, 1375 Old Quaker Road, Etters, PA 17319. This proposed facility is located in Fairview Township, **York County**.

Description of Size and Scope of Proposed Operation/Activity: Minor Amendment.

NPDES Permit No. PA0088102, Sewage, **CFR Development Corporation**, 3969 Two Springs Farm Lane, Glen Rock, PA 17327. This proposed facility is located in Codorus Township, **York County**.

Description of Size and Scope of Proposed Operation/Activity: Transfer of Permit.

NPDES Permit No. PA0008508, Industrial Waste, **BURLE Business Park, LP**, 1004 New Holland Avenue, Lancaster, PA 17601. This proposed facility is located in Lancaster City, **Lancaster County**.

Description of Proposed Action/Activity: Transfer of Permit.

NPDES Permit No. PA0086291, Industrial Waste, **Texas Eastern Transmission, LP**, 5400 Westheimer Court, Houston, TX 77056. This proposed facility is located in Lack Township, **Juniata County**.

Description of Proposed Action/Activity: Authorization to discharge at the Perulack Compressor Station to UNT to Tuscarora Creek in Watershed 12-B.

NPDES Permit No. PA0247600, CAFO, **David Martin**, 420 Nottingham Road, Nottingham, PA 19362. This proposed facility is located in Little Britain Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to operate a 699-AEU swine, heifer and pullet operation with authorization to discharge to Watershed 7-K.

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

PA0228931, Residential, **Kathleen D. Weaver and Robert L. Martin**, 2495 Valley View Road, Bellefonte, PA 16823. This proposed facility is located in Benner Township, **Centre County**.

Description of Proposed Activity: Single residence system consisting of a septic tank, effluent filter, peat filter and ultraviolet disinfection.

The receiving stream, UNT to Buffalo Run, is in the State Water Plan watershed 9C and is classified for: HQ-CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Pennsylvania American Water Company is located on West Branch Susquehanna River in Milton.

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

Parameter	Concentration (mg/l)			
	Minimum	Average Monthly	Maximum Daily	Instantaneous Maximum mg/l
BOD ₅		10		20
TSS		10		20
pH	6.0			9.0
Total Residual Chlorine (TRC)*		Monitor and Report		
Fecal Coliforms		200/100 ml		

* If chlorine is used, it must be monitored.

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

NPDES Permit No. PA0021792, Sewage, **Municipal Authority of the Borough of Edinboro**, 124 Meadville Street, Edinboro, PA 16412. This proposed facility is located in Borough of Edinboro, **Erie County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Conneauttee Creek in Watershed 16-A.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

SWQM Permit No. 4605413, Sewerage, **Spring Ford Area School District**, 199 Bechtel Road, Collegeville, PA 19426-2852. This proposed facility is located in Limerick Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a pump station for elementary school.

WQM Permit No. 1505417, Sewerage, **New Garden Township Sewer Authority**, 299 Starr Road, Landenberg, PA 19350. This proposed facility is located in New Garden Township, **Chester County**.

Description of Action/Activity: Construction and operation of a low pressure force main with 24 individual grinder pumps.

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

WQM Permit No. 3605407, Sewerage, **Clay Manor Homeowners Association**, 11 East Manor Drive, Lititz, PA 17543. This proposed facility is located in Elizabeth Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/Operation of an extended aeration sewage treatment plant with equalization and tablet chlorination/dechlorination.

WQM Permit No. 3605406, Sewerage, **Leola Sewer Authority**, 36 Hillcrest Avenue, P. O. Box 325, Leola, PA 17540. This proposed facility is located in West Earl Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/operation of a pump station using dual submersible non-clog pumps and 4-inch force main.

WQM Permit No. 6701402, Sewerage, **CFR Development Corporation**, 3969 Two Springs Farm Lane, Glen Rock, PA 17327. This proposed facility is located in Codorus Township, **York County**.

Description of Proposed Action/Activity: Transfer of Permit.

WQM Permit No. 0602402, Sewerage, **Robert Schickling**, 1485 Elverson Road, Elverson, PA 19520. This proposed facility is located in Caernarvon Township, **Berks County**.

Description of Proposed Action/Activity: Transfer of Permit.

WQM Permit No. WQG02360501, Sewerage, **Mt. Joy Borough Authority**, 21 East Main Street, Mount Joy, PA 17552. This proposed facility is located in Mt. Joy Borough, **Lancaster County**.

Description of Proposed Action/Activity: Relocation of existing interceptor to serve Rotary Park.

WQM Permit No. WQG01210502, Sewerage, **Mr. and Mrs. Troy Landis**, Six Rapuano Way, Carlisle, PA 17013-7506. This proposed facility is located in North Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction/operation of a small flow sewage treatment system to serve their single family residence.

WQM Permit No. WQG01290501, Sewerage, **Linda Goetz**, 649 Bingaman Road, Orrtanna, PA 17353. This proposed facility is located in Ayr Township, **Fulton County**.

Description of Proposed Action/Activity: Construction of a small flow sewage treatment system to serve their single family residence at 3664 Lauren Ridge Road, Big Cover Tannery, PA 17212.

WQM Permit No. WQG01380501, Sewerage, **Derrick W. Bydeley**, 842 S. Grant Street, Palmyra, PA 17078. This proposed facility is located in North Annville Township, **Lebanon County**.

Description of Proposed Action/Activity: Construction of small flow sewage treatment system to serve their single family residence on Valley Glenn Road.

WQM Permit No. 3805201, CAFO, **Ron Kreider, Kreider Farms**, 1461 Lancaster Road, Manheim, PA 17545. This proposed facility is located in South Annville Township, **Lebanon County**.

Description of Proposed Action/Activity: Construction of egg washwater storage facilities consisting of one new egg washwater impoundment with dimensions of 220 feet long by 200 feet wide and a maximum depth of 14 feet. The impoundment will have approximately 3 million gallons of storage capacity with 2 feet freeboard.

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

WQM Permit No. WQM 1405404, Sewerage, **Kathleen Weaver and Robert Martin**, 2495 Valley View Road, Bellefonte, PA, 16823. This facility will be located in Benner Township, **Centre County**.

Description of Action/Activity: Permit issuance for the construction of a Small Flows Treatment Facility incorporating a peat filter for a single residence.

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

WQG Permit No. WQG016112, Sewerage, **Charter One Mortgage, Inc.**, 10561 Telegraph Road, Glen Allen, VA 23059. This proposed facility is located in West Deer Township, **Allegheny County**.

Description of Proposed Action/Activity: Small flow sewage treatment facility to serve a three bedroom, single residence home.

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

WQM Permit No. WQG018405, Sewerage, **Gerald Hoffman**, 101 Nordmere Drive, Apt 12, Edinboro, PA 16412. This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

WQM Permit No. 6105401, Sewerage, **The Camping Association of the Presbyteries of Northwestern Pennsylvania, Westminster Highlands Church Camp**, 114 West Venango Street, Mercer, PA 16137-1109. This proposed facility is located in Scrubgrass Township, **Venango County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a sewage treatment system to serve the Westminster Highlands Church Camp.

WQM Permit No. 4205401, Sewerage, **United States Department of Agriculture—Forest Service**, 222 Liberty Street, Warren, PA 16365. This proposed facility is located in Hamilton Township, **McKean County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a sewage treatment system to serve the Red Bridge Recreation Area.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010905018	Michael Welch Crosscreek Farm 6356 Meetinghouse Road P. O. Box 659 New Hope, PA 18938-0659	Bucks	New Hope Borough	Aquetong Creek (HQ-CMF)
PAS10-G539	Rouse Chamberlin Homes Century Oak a/k/a Lawrland Farms 500 Exton Commons Exton, PA 19341	Chester	East Nottingham Township	Little Elk Creek (HQ-TSF-MF)
PAI011505049	David Semerjian Builders Fox Creek Farm Lots 3 and 5 346 Oakwood Lane Devon, PA 19333	Chester	Easttown Township	Tributary Crum Creek (HQ-CWF)
PAI011505056	Pohlig Builders, Inc. Durham Residence 272 Lancaster Avenue Malvern, PA 19335	Chester	Easttown Township	Crum Creek (HQ)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024504023	Abeel Street Partners 5097 Milford Rd. East Stroudsburg, PA 18301	Monroe	Middle Smithfield Township	Marshalls Creek HQ-CWF
PAI021305007	Department of General Services 18th and Herr Streets Harrisburg, PA 17125	Carbon	Kidder Township	Black Creek HQ-CWF
PAI025805002	Lackawanna River Basin Sewer Authority P. O. Box 9068 Dickson City, PA 18519-9068	Susquehanna	Forest City Borough and Clinton Township	Lackawanna River HQ-CWF
PAI025205001	Aqua Pennsylvania, Inc. HC 6, Box 6040 Palmyra Professional Center Hawley, PA 18428	Pike	Palmyra Township	Wallenpaupack Creek Tributaries to Wallenpaupack Creek Kleinhans Creek HQ-CWF

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

Elk Conservation District, P. O. Box 448, 300 Center Street, Ridgway, PA 15853, (814) 776-5373.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062405002	United States Army Corps of Engineers Baltimore District	Elk	Benezette Township	UNT Porcupine Hollow HQ-CWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Single Residence Sewage Treatment Plants
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 Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Phoenixville Borough Chester County	PAG2001505051	Phoenix Storage, Inc. 1125 Charlestown Road Phoenixville, PA 19460	UNT French Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Bradford Township Chester County	PAG2001505059	Barbara Wanamaker Wanamaker Residence 1133 Pottstown Pike West Chester, PA 19380	East Branch Brandywine Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Tinicum Township Delaware County	PAR10J183R	Stevens Airport & Realty Assoc. 11 Commerce Drive Cranford, NJ 07016	Long Hook Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Gwynedd Township Montgomery County	PAG2004605077	Dr. Charles Pappas Pappas Subdivision 1357 Gypsy Hill Road Gwynedd Valley, PA 19437	Trewellyn Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Conshohocken Borough Montgomery County	PAG2004604084	TR Suburban, LP Bricktown 424 East Elm Street Conshohocken, PA 19428	Schuylkill River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Towamencin Township Montgomery County	PAG2004605112	North Penn School District Multi-Use Athletic Field 401 East Hancock Street Lansdale, PA 19446	Towamencin Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Limerick Township Montgomery County	PAG2004605025	Gambone Brothers Development Moore Tract 1030 West Germantown Pk. Fairview Village, PA 19446	UNT Landis Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Franconia Township Montgomery County	PAG2004605024	Telvil Corporation Penn View Tract Subdivision 528 Main Street, Suite 101 Harleysville, PA 19438	Tributary Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Providence Township Montgomery County	PAG2004605067	Lower Providence Rod and Gun Club 2857 Egypt Road Audubon, PA 19407	Perkiomen Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Montgomery Township Montgomery County	PAG2004605121	PECO Energy Hartman Substation Project 2301 Market St. 18th Floor Philadelphia, PA 19101	UNT Park Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015105028	Wawa, Inc. Proposed Wawa Development 260 Baltimore Pike Wawa, PA 19063	Delaware River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Branch Township Schuylkill County	PAG2005405024	All American Auto 2709 Pottsville-Minersville Pottsville, PA 17901	Schuylkill River-West Branch CWF	Schuylkill Co. Cons. Dist. (570) 622-3742
Allen Township Northampton County	PAG2004804020	Michael Horwith Horwith Leasing Co., Inc. 1449 Nor-Bath Blvd. P. O. Box 7 Northampton, PA 18067	Dry Run Hokendauqua Creek CWF	Northampton Co. Cons. Dist. (610) 746-1971
City of Bethlehem Northampton County	PAG2004805024	Ted Iobst WaWa, Inc. 260 W. Baltimore Pike WaWa, PA 19063	Lehigh River WWF	Northampton Co. Cons. Dist. (610) 746-1971
Wright Township Luzerne County	PAG2004005021	Shannon Properties, LP P. O. Box 803 Bloomsburg, PA 17815	Bow Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
City of Wilkes-Barre and Plains Township Luzerne County	PAG2004004028(1)	Auto Properties, LLC 23 Walker Avenue Pikesville, MD 21208	Mill Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Southampton Township Franklin County	PAG2002805058	William Niles Roxbury Treatment Center 601 Roxbury Road Shippensburg, PA 17257	Middle Spring Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Quincy Township Franklin County	PAG2002805048	White Rock, Inc. John Miner 3720 Clubhouse Drive Fayetteville, PA 17222-9683	UNT to West Br. Antietam Cr CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Waynesboro Borough Franklin County	PAG2002805052	Majestic Meadows Charles Walker Horizon Homes 5172 Salem Church Road Waynesboro, PA 17268	East Br. of Antietam Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Exeter Township Berks County	PAG2000605076	John Herman Willems & Herman Development Group 3701 Perkiomen Ave. Reading, PA 19606	Trout Run WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Ontelaunee Township Berks County	PAG2000605066	Alexis McCutcheon Ontelaunee Township P. O. Box 746 Leesport, PA 19533	Maiden Creek WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Conewago Township, Dauphin County	PAG2002204008	Frank English 152 Buttercup Ct. Hershey, PA 17033	Conewago Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
City of Harrisburg, Dauphin County	PAG2002205040	David R. Dodd, II 3000 Canby St. Harrisburg, PA 17103	Paxton Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Shippensburg Borough and Shippensburg Township Cumberland County	PAG2002105011	Shippensburg Area School District 317 North Morris Street Shippensburg, PA 17257	Burd Run CWF	Cumberland County Conservation District 43 Brookwood Ave. Carlisle, PA 17013 (717) 240-7812
Centre County College Township	PAG2001405011	Robert Butkins Nittany Valley Offset 1015 Benner Pike State College, PA 16801	UNT Spring Creek CWF	Centre County Conservation District 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Union County Mifflinburg Borough	PAG2006005008	Family Practice Center, P. C. Buffalo Valley Shopping Center 307 East Chestnut St. Mifflinburg, PA 17844	UNT Buffalo Creek CWF	Union County Conservation District 88 Bull Run Crossing Suite 5 Lewisburg, PA 17837 (570) 523-8782
Westmoreland County New Stanton Borough	PAG2006505019	Department of Transportation District 12-0 P. O. Box 459 Uniontown, PA 15401	Sewickley Creek (WWF)	Westmoreland County CD (724) 837-5271
Westmoreland County Derry Township	PAG2006505048	David Kontor P. O. Box 1025 Latrobe, PA 15650	Saxman Run (WWF)	Westmoreland County CD (724) 837-5271
Harmony and Hickory Townships Forest County	PAG2-0627-05-001	Department of Transportation District 1-0 255 Elm Street Oil City, PA 16301	Allegheny River WWF	Department of Environmental Protection (814) 332-6945
Bradford Township Clearfield County	PAG2101705002	BAMR P. O. Box 8476 Harrisburg, PA 17105-8476	Millstone Run (CWF)	BAMR P. O. Box 8476 Harrisburg, PA 17105-8476 (717) 783-1311

General Permit Type—PAG-3

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Franklin County Chambersburg County	PAR123542	Ventura Foods, LLC 1501 Orchard Drive Chambersburg, PA 17201-4812	Conococheague Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Juniata County Fayette Township	PAR223530	Railworks Wood Products, Inc. Route 235 South, Road 1 McAlisterville, PA 17049	Little Lost Creek TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County West Hempfield Township	PAR803684	Earl & Jack's Auto Parts 4350 Marietta Avenue Columbia, PA 17512	Chickies Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Dauphin County Middletown Borough	PAR803601	193rd Special Operations Wing Pennsylvania Air National Guard 62 Olmsted Blvd. Middletown, PA 17057	Post Run WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Clinton County Bald Eagle Township	PAR704817	Glenn O. Hawbaker, Inc. 711 East College Avenue Bellefonte, PA 16823	Fishing Creek (CWF)	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664

General Permit Type—PAG-4

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Plumstead Township Bucks County	PAG040033	William and Joy Williams 7263 Tohickon Hill Road Pipersville, PA 18947	UNT to Tohickon Creek 2D-Three Mile Run	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Berks County Amity Township	PAG043548	Marcy Woods 167 Geiger Road Douglassville, PA 195181	UNT to Monocacy Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lebanon County North Annville Township	PAG043548	Derrick W. Bydeley 842 S. Grant Street Palmyra, PA 17078	Swatara Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Springettsbury Township	PAG043670	Corstiaan Van Vugt 2503 S. Queen Street York, PA 17402	Kreutz Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Blair County Greenfield Township	PAG043648	George C. Harbaugh R. D. 1, Box 471 East Freedom, PA 16637	UNT to Frankstown Branch of the Juniata River WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Allegheny County West Deer Township	PAG046308	Charter One Mortgage, Inc. 10561 Telegraph Road Glen Allen, VA 23059	Tributary to Bull Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Washington Township Erie County	PAG049197	Gerald Hoffman 101 Nordmere Drive Apartment 12 Edinboro, PA 16412	UNT to Conneautee Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Ridgway Township Elk County	PAG048369	Thomas M. Steudler 5605 Ridgway Johnsonburg Road Johnsonburg, PA 15845	Clarion River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-10

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Armstrong Township Lycoming County	PAG104803	Gulf Oil Limited Partnership 90 Everett Avenue Chelsea, MA 02150	UNT to West Branch Susquehanna River (CWF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664

PUBLIC WATER SUPPLY (PWS) PERMITS

The Department of Environmental Protection has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401.

Operations Permit issued to: **Newtown Artesian Water Company**, P. O. Box 217, Newtown, PA.18940 (PWS ID 1090043) Newtown Borough, **Bucks County** on September 13, 2005 for the operation of facilities approved under Construction Permit No. 0905501.

Operations Permit issued to: **Bedminster Municipal Authority**, 3112 Bedminster Road, Bedminster, PA 18901 (PWS ID 1090104) Bedminster Township, **Bucks County** on September 19, 2005 for the operation of facilities approved under Construction Permit No. 0904501.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hershey Park Drive, Hershey, PA 19103, (PWS ID 1460046) Limerick Township, **Montgomery County** on September 19, 2005 for the operation of facilities approved under Construction Permit No. 4604504.

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

Operations Permit issued to: **Fox Ledge, Inc.**, R. R. 1, Box 522, Honesdale, PA 18431 (PWS ID 2646395), Mount Pleasant Township, **Wayne County**, on July 28, 2005, for the operation of facilities approved under Construction Permit No. N/A.

Operations Permit issued to: **Fox Ledge, Inc.**, R. R.1, Box 1230, Honesdale, PA 18431 (PWS ID 2586538), Clifford Township, **Susquehanna County**, on August 11, 2005, for the operation of facilities approved under Construction Permit No. N/A.

Operations Permit issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010 (PWS ID 2400078), Bear Creek Township, **Luzerne County**, on August 22, 2005, for the operation of facilities approved under Construction Permit No. N/A.

Operations Permit issued to: **Aqua Pennsylvania, Inc.**, 762 Lancaster Avenue, Bryn Mawr, PA 19010 (PWS ID 2400079), Penn Lake Borough, **Luzerne County**, on August 25, 2005, for the operation of facilities approved under Construction Permit No. N/A.

Operations Permit issued to: **Fox Ledge, Inc.**, R. R. 1, Box 522, Honesdale, PA 18431 (PWS ID 2646395), Mount Pleasant Township, **Wayne County**, on August 29, 2005, for the operation of facilities approved under Construction Permit No. 6405501.

Operations Permit issued to: **Aqua Pennsylvania Inc.**, 762 Lancaster Avenue, Bryn Mawr, PA 19010 (PWS ID 2400111), Rice Township, **Luzerne County**, on August 30, 2005, for the operation of facilities approved under Construction Permit No. N/A.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033 (PWS ID 25200621), Lehman Township, **Pike County**, on August 31, 2005, for the operation of facilities approved under Construction Permit No. 5297502 and Minor Amendments of April 4, 2004 and June 15, 2004.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 Hersheypark Drive, Hershey, PA 17033 (PWS ID 2520062), Lehman Township, **Pike County**, on September 1, 2005, for the operation of facilities approved under Construction Permit No. 5204501.

Operations Permit issued to: **Jackson Perry**, 1703 Panther Valley Road, Pine Grove, PA 17963 (PWS ID 3546495), Wayne Township, **Schuylkill County**, on September 1, 2005 for the operation of facilities approved under Construction Permit No. 5405501 issued April 13, 2005.

Permit No. Minor Amendment. Public Water Supply.

Applicant	Jim Thorpe Borough 421 North St. Jim Thorpe, PA 18229-2528 Jim Thorpe Borough
County	Carbon
Type of Facility	Public Water Supply
Consulting Engineer	Michael J. Daschbach, P. E. Entech Engineering, Inc. P. O. Box 32 Reading, PA 19603
Permit to Construct Issued	August 29, 2005

Permit No. 4091504-T2 (Transfer of Permit). Public Water Supply.

Applicant	Aqua Pennsylvania, Inc. 762 Lancaster Ave. Bryn Mawr, PA 19010 Butler Township
County	Luzerne
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Permit to Operate Issued	August 31, 2005

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

Permit No. 0105507 MA, Public Water Supply.	
Applicant	Aqua Pennsylvania, Inc.
Municipality	Mt. Joy Township
County	Adams
Type of Facility	Construction of a finished water storage tank.
Consulting Engineer	William A. LaDieu CET Engineering Services 1240 North Mountain Road Harrisburg, PA 17112
Permit to Construct Issued:	9/15/2005

Operations Permit issued to: **Pennsylvania American Water**, 7210029, Hampden Township, **Cumberland County** on 9/13/2005 for the operation of facilities approved under Construction Permit No. 2103502.

Operations Permit issued to: **Fredericksburg Sewer & Water Authority**, 7380118, Bethel Township, **Lebanon County** on 9/15/2005 for the operation of facilities approved under Construction Permit No. 3803503 MA.

Operations Permit issued to: **Mifflintown Municipal Authority**, 4340008, Fermanagh Township, **Juniata County** on 9/15/2005 for the operation of facilities approved under Construction Permit No. 3401501 MA.

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

Permit No. 4287502-MA3, Minor Amendment

Applicant	Bradford City Water Authority
Borough or Township	Lafayette Township
County	McKean
Type of Facility	PWS
Permit to Construct Issued	09/14/2005

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20a)

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

Plan Location:

Borough or Township	Borough or Township Address	County
Carroll Valley Borough	5685 Fairfield Road Fairfield, PA 17320	Adams

Plan Description: The approved plan, entitled Terry P. Weyant, provides for a privately owned and operated, performance-based, Department-permitted sewage disposal system to serve a residential property. The proposal is located at 758 Country Club Road in Carroll Valley Borough, Adams County. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. WQM Permits must be obtained in the name of the property owner.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
West Deer Township	P. O. Box 2 Russellton, PA 15076	Allegheny

Plan Description: The approved plan provides for a single residence sewage treatment plant to be constructed along the east side of Logan Road .3 mile north of the intersection of Logan Road and Kaufman Road. The single residence sewage treatment plant will discharge to a UNT of Dawson Run. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. An NPDES Permit and WQM Permit must be obtained prior to construction of the system.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and 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 plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the Environmental Cleanup Program manager in the Department regional office after which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southwest Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Exxon RS No. 2-0493, Horsham Township, **Montgomery County**. Stephanie L. Rose, GES, 410 Eagleview Blvd., Suite 110, Exton, PA 19341 on behalf of Daniel Lewis, ExxonMobil Corp., 1121 N. Bethlehem Pike, Suite 60, No. 312, Spring House, PA 19477 has submitted a Remedial Investigation Report, Risk Assessment Report, Cleanup Plan and Final Report concerning remediation of site soil and groundwater contaminated with BTEX. The report is intended to document remediation of the site to meet the Site-Specific.

Thyssen Krupp Budd Co./Die Storage yard Site, City of Philadelphia, **Philadelphia County**. Lawrence W. Bily, CHMM, RT Env. Svc., Inc., 215 W. Church Rd., King of Prussia, PA 19406 on behalf of Joe DePascale, Hunting Fox Assoc., LP, c/o PREI, 1001 E. Hector St., Suite 100, Conshohocken, PA 19428 has submitted a Remedial Investigation and Cleanup Plan Report concerning remediation of site groundwater and soil contaminated with VOCs, PCBs, PAH and inorganics. The report is intended to document remediation of the site to meet the Site-Specific and Statewide Health Standards.

National Linens Prop./Soil, City of Philadelphia, **Philadelphia County**. Paul Martino, Pennoni Assoc., Inc., 3001 Market St., Philadelphia, PA 19104 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.

Brittany Sq., New Britain Township, **Bucks County**. Christopher Orzechowski, RT Env. Svc., Inc., 215 W. Church Rd., King of Prussia, PA 19406 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific.

Lydia Woolman Wright Estate, East Nantmeal Township, **Chester County**. Joseph Diamadi, Jr., P. G., Marshall Geoscience, Inc., 170 E. First Ave., Collegeville, PA 19426 on behalf of Jerry Goldberg, Mellon Financial Corp., 500 Grant St., Suite 412, Pittsburgh, PA 15219 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

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

Drumheller Property, Oley Township, **Berks County**. American Resource Consultants, Inc., 1000 West Broad Street, Quakertown, PA 18951 on behalf of Ethel Drumheller, 552 Bertolet Mill Road, Oley, PA 19547 and J & J Spill Service & Supplies, Inc., P. O. Box 370, Blue Bell, PA 19422 submitted a Final Report concerning remediation of site soils contaminated with leaded gasoline from an unregulated storage tank. The report is intended to document remediation of the site to the Statewide Health Standard.

Milton Hershey High School, Derry Township, **Dauphin County**. Pennoni Associates, Inc., One Drexel Plaza, 3001 Market Street, Philadelphia, PA 19104, on behalf of Milton Hershey High School, 801 Spartan Lane, Hershey, PA 17033 submitted a Final Report concerning remediation of site soils contaminated with used motor oil. The report is intended to document remediation of the site to the residential Statewide Health Standard.

Sneider Property, Millersburg Borough, **Dauphin County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of the Estate of Jean Sneider, c/o Benjamin B. Schmick, 657 Saint Johns Drive, Camp Hill, PA 17011-1304, submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 heating oil. The report is intended to document remediation of the site to the residential 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).

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program manager in the Department regional office before 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. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Boulevard Plaza, City of Philadelphia, **Philadelphia County**. James F. Mullan, P. E., Hocage Consulting, Inc., 987 Haddon Ave., Collingswood, NJ 08108 has submitted a Remedial Investigation Report and Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with lead and chlorinated solvents. The Remedial Investigation Report and Risk Assessment Report were disapproved by the Department on September 9, 2005.

Goldman Paper/Welde Dyehouse Site, City of Philadelphia, **Philadelphia County**. Jeffrey E. Goudsward, Penn E & R, Inc., 2755 Bergey Rd., Hatfield, PA 19440 on behalf of Steve Wolfson, 2201 E. Allegheny Ave., LP, 1250 Germantown Pike, Plymouth Meeting, PA 19462 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents, fuels oils Nos. 2, 4 and 6, leaded and unleaded gasoline. The Final report did not demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on August 26, 2005.

Maple Glen Shopping Ctr., Upper Dublin Borough, **Montgomery County**. Keith T. D'Ambrosio, P. E., Whitestone Assoc., Inc., 1120 Welsh Rd., Suite 200, North Wales, PA 19454 on behalf of Safeway, Inc., 5918 Stoneridge Mall Rd., Pleasanton, CA 94588-3229 has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Remedial Investigation Report was disapproved by the Department on July 6, 2005.

Morrell Plaza, City of Philadelphia, **Philadelphia County**. Paul Martino, Pennoni Assoc., Inc, 3001 Market St., Philadelphia, PA 19104 on behalf of Robert Gassel, Morrell Park Assoc., P. O. Box 174, Wynnewood, PA 19096 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with MTBE. The Final report demonstrated attainment of the Background Health Standard and was approved by the Department on September 13, 2005.

Sunoco, Inc. DUNNS No. 9000-0260, Middletown Township, **Delaware County**. Jennifer L. Huha, P. G., GES, 410 Eagleview Blvd, Suite 110, Exton, PA 19341 on behalf of Peter Wolff, 125 S. Pennell Rd., Glen Riddle, PA 19063, Lilley 131 S. Pennell Rd., Glen Riddle, PA 19063, David Tracey, 201 Lenni Rd., Glen Riddle, PA 19063 and Sharon Learn, 308 N. Olive St., Media, PA 19063 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with unleaded gasoline. The Final report demonstrated attainment of the Site-Specific Health Standard and Statewide Health Standard was approved by the Department on September 15, 2005.

Delcroft Shop Ctr., Folcroft Borough, **Delaware County**. Michelle Harrison, REACT Env., 6901 Kingsessing Ave., Philadelphia, PA 19142 on behalf of Lee Brahin, Garnet Assoc., LLC, 1533 Chestnut St., Philadelphia, PA 19102 has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Remedial Investigation Report is pending due to deficiencies by the Department on May 31, 2005.

Mattei Tire Site, City of Philadelphia, **Philadelphia County**. Michael V. Malone, P. G., SECOR, 102 Pickering Wy, Suite 200, Exton, PA 19341 on behalf of Timothy Mattei, Mattei Tire Co., 2035 Washington Ave., Philadelphia, PA 19146 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The Final Report did not demonstrate attainment of the Statewide Health Standard due to deficiencies by the Department on September 6, 2005.

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

PPL Pole No. 42554S35335, Heidelberg Township, **Lebanon County**. PPL Services Corporation, Two North Ninth Street, Allentown, PA 18101-1179 submitted a Final Report within 90 days of a release concerning remediation of site soils contaminated with PCBs. The Final Report demonstrated attainment of the residential Statewide Health standard and was approved by the Department on September 13, 2005.

PROPOSED ACTION ON A REQUEST FOR BOND REDUCTION

Proposed action on a request for bond reduction under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste facility.

Persons wishing to comment on the proposed action are invited to submit a statement to the Regional Office indicated as the office responsible within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address and telephone number of the writer and concise statement to inform the Regional Office of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 45-day comment period and/or public hearing, the Department of Environmental Protection (Department) will make a final determination regarding the proposed permit action. Notice of this determination will be published in the *Pennsylvania Bulletin*, at which time this determination may be appealed to the Environmental Hearing Board.

Intent to Reduce Bond:

Regional Office: Regional Manager, Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

PAD059087072. MAX Environmental Technologies, Inc., 200 MAX Drive, Bulger, PA 15019, Smith Township, **Washington County**. On August 4, 2005, the Department of Environmental Protection received a request for a bond reduction from MAX Environmental Technologies for its closing hazardous waste Impoundment No. 2. The Department has reviewed the request and has determined that it is consistent with 25 Pa. Code § 265a.165.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401; Thomas McGinley, New Source Review Chief, (484) 250-5920.

09-320-059GP: Frantz Lithographic Service, Inc. (1505 Ford Road, Bensalem, PA 19020) on September 16, 2005, to operate a VOC emitting equipment in Bensalem Township, **Bucks County**.

46-302-231GP: Accupac (1501 Industrial Boulevard, P. O. Box 200, Mainland, PA 19451) on September 7, 2005, to operate a small gas and No. 2 oil combustion in Towamencin Township, **Montgomery County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Ronald Davis, New Source Review Chief, (717) 705-4702.

GP1-36-03154: Thaddeus Stevens College of Technology (750 East King Street, Lancaster, PA 17602-3198) on September 12, 2005, for Small Gas and No. 2 Oil Fired Combustion Units under GP1 in City of Lancaster, **Lancaster County**.

GP4-22-03042: Edwin L. Heim Co., Inc. (P. O. Box 2247, Harrisburg, PA 17105-2247) on September 13, 2005, for Burn Off Ovens under GP4 in City of Harrisburg, **Dauphin County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; David Aldenderfer, Program Manager, (570) 327-3637.

GP2-49-00019: Sunoco Partners Marketing and Terminals, LP (525 Fritztown Road, Sinking Spring, PA 19608) on September 9, 2005, to operate storage tank (No. 3) to store ethanol under the General Plan Approval and General Operating Permit for Storage Tanks for Volatile Organic Liquids (BAQ-GPA/GP-2) in Point Township, **Northumberland County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; George Monasky, New Source Review Chief, (814) 332-6940.

GP-42-211: M and M Royalty—Tennessee Tap Station (Route 146, Smethport, PA 16749) on September 30, 2005, to operate a natural gas fired compressor engine in Sergeant Township, **McKean County**.

GP-43-223: Mercer County Career Center (776 Greenville Road, Mercer, PA 16137) on August 31, 2005, to operate a natural gas fired boiler in Coolspring Township, **Mercer County**.

GP-43-037: Development of Sharpsville Furnace (2 6th Street, Sharpsville, PA 16150) on August 16, 2005, to construct a portable mineral processing plant in Sharpsville, **Mercer County**.

GP-20-295: Baillie Lumber Co., LP (45529 Route 27E, Titusville, PA 16354) August 31, 2005, to operate a natural gas fired boiler in Titusville, **Crawford County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Ronald Davis, New Source Review Chief, (717) 705-4702.

06-03124: James Hardie Building Products, Inc. (Excelsior Park, 318 June Avenue, Blandon, PA 19510) on

September 12, 2005, to install a surface coating (painting) line in their Maiden Creek Township, **Berks County** facility.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; David Aldenderfer, Program Manager, (570) 327-3637.

49-00005B: Hoeganaes Corp. (Paradise Road, Watertown, PA 17777) on September 2, 2005, to modify a fluidized bed metal powder coating system and associated equipment (insulated particles process) at their Watertown Plant in Delaware Township, **Northumberland County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; George Monasky, New Source Review Chief, (814) 332-6940.

10-349A: Recmix of PA, Inc. (359 North Pike Road, Sarver PA 16056) on August 12, 2005, to install a drying process for processed pellets (Reclime) in the Township of Clinton, **Butler County**.

25-025H: General Electric Transportation Systems—Erie Plant (2901 East Lake Road, Erie, PA 16531) on August 10, 2005, to install three natural gas/No. 2 fuel oil fired boilers (98.6 mmBtu/hr) in Lawrence Park, **Erie County**.

10-230C: IA Construction (158 Lindsey Road, Zelienople, PA 16063) on August 19, 2005, modify a plan approval to burn alternative fuels including No. 2 and Nos. 4—6 fuel oil or any combination of No. 2 and Nos. 4—6 fuel oil and reprocessed/recycled at their Zelienople plant in Jackson Township, **Butler County**.

43-270B: CCL Container (One Llodio Drive, Hermitage, PA 16148-9015) on August 29, 2005, to replace an existing 15,000 cfm incinerator with a new 45,000 cfm regenerative thermal oxidizer and to install an additional aluminum container line rated at 180 cans per minute in Hermitage City, **Mercer County**. This is a Title V facility.

42-192D: IA Construction (Route 59, Lafayette Township, PA 15748) on August 19, 2005, to modify a plan approval to burn alternative fuels including No. 2 and Nos. 4—6 fuel oil or any combination of No. 2 and Nos. 4—6 fuel oil and reprocessed/recycled at their McKean plant in Lafayette Township, **McKean County**.

37-185C: Universal Refractories, Inc. (915 Clyde Street, Wampum, PA 16157-0097) on August 10, 2005, to add a blower and stack to an existing drying oven and to replace a baghouse on an existing blending operation at their Wampum Plant in the Borough of Wampum, **Lawrence County**.

62-017L: United Refining Co. (15 Bradley Street Warren PA 16365) on August 12, 2005, to construct a micro turbine fueled by a portion of the loading rack waste gas vapors that normally are controlled by the vapor combustion unit at the Warren Refinery in **Warren County**. The facility is a Title V Facility.

16-127A: Piney Creek LP (428 Power Lane, Clarion, PA 16214) on August 11, 2005, to modify fuels for the fluidized bed combustor in Piney Township, **Clarion County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Ronald Davis, New Source Review Chief, (717) 705-4702.

36-05128A: Compass Quarries, Inc. (47 McIlvaine Road, Paradise, PA 17562) on August 30, 2005, for modifications that include burning of waste derived fuels in their stone dryer and the addition of three nonmetallic conveyors for their facility in Paradise Township, **Lancaster County**. This plan approval was extended.

38-05032: Lebanon Valley Aluminum, Inc. (33 Keystone Drive, Lebanon, PA 17042-9791) on October 25, 2004, to install their secondary aluminum smelting facility in South Lebanon Township, **Lebanon County**. This is a modification to the plan approval.

67-05014A: The York Group, Inc. (2880 Blackbridge Road, York, PA 17402) on September 12, 2005, to install a regenerative thermal oxidizer to replace the catalytic oxidizer that is part of the system that controls VOC emissions from five spray paint booths at their wood casket manufacturing facility in Manchester Township, **York County**. This plan approval was extended.

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

04-00065B: WHEMCO Steel Casting, Inc. (12th Street, Midland, PA 15059) on September 12, 2005, to modify the Plan Approval to construct two 4.72 TPH coreless induction furnaces at their facility in Midland, **Beaver County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; George Monasky, New Source Review Chief, (814) 332-6940.

10-027E: Penreco (138 Petrolia Street, Karns City, PA 16041) on September 30, 2005, to construct a new gas/oil fired boiler rated at 91 mmBtu/hr to replace the existing coal fired boiler in Karns City Borough, **Butler County**.

24-083F: Carbone of America (215 Stackpole Street, St. Marys, PA 15857) on August 31, 2005, to construct of CBH Kiln 34 in St. Marys, **Elk County**.

Title V Operating Permits Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

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

21-05011: Frog Switch and Manufacturing Co. (600 East High Street, P. O. Box 70, Carlisle, PA 17013) on September 15, 2005, to operate their steel foundry in Carlisle Borough, **Cumberland County**. This is a renewal of the Title V Operating Permit.

67-05001: LWB Refractories Co. (320 Baker Road, P. O. Box 1189, York, PA 17405) on September 19, 2005, for their dolomitic lime production facility in West Manchester Township, **York County**. This is a renewal of the Title V Operating Permit.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Muhammad Zaman, Facilities Permitting Chief, (570) 327-3637.

18-00007: Brodart Co. (500 Arch Street, Williamsport, PA 17705) on September 8, 2005, to issue a Title V Operating Permit for their Brodart McElhattan facility in Wayne Township, **Clinton County**. The facility's main sources include two boilers, one hot water heater, two air

make up combustion units, twelve paint booths, wood-working operations, two process ovens, one emergency generator, gluing operations, two solvent parts washers and one welding booth. The Title V operating permit contains all applicable requirements including monitoring, recordkeeping and reporting conditions.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Ronald Davis, New Source Review Chief, (717) 705-4702.

36-05084: Ephrata Community Hospital (P. O. Box 1002, Ephrata, PA 17522-1002) on September 8, 2005, to operate two boilers and two emergency generators at their facility in Ephrata Borough, **Lancaster County**. This is a renewal of their operating permit.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; David Aldenderfer, Program Manager, (570) 327-3637.

17-00043: Kitko Wood Products, Inc. (P. O. Box 3, Glen Hope, PA 16645) on September 2, 2005, to issue a State Only operating permit for their woodworking facility in Glen Hope Borough, **Clearfield County**. The facility's main sources include one wood fired boiler and various woodworking equipment. The State-only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Mark Wayner, Facilities Permitting Chief, (412) 442-4174.

63-00488: Monongahela Valley Hospital (1163 Country Club Road, Monongahela, PA 15063) on September 12, 2005, to operate five small to medium size gas fired boilers. They have the capability to operate on No. 2 diesel fuel as a backup. The boilers produce steam used at the facility. Also emergency generators, which run on No. 2 diesel, are located at the facility. The facility is in Monongahela, **Washington County**.

63-00154: Miller Centrifugal Casting Co. (P. O. Box 456, Cecil, PA 15321) on September 19, 2005, to operate electric induction furnaces in the production of steel and modular iron rolls. The plant is in Cecil Township, **Washington County**.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Ronald Davis, New Source Review Chief, (717) 705-4702.

36-05119: Signature Custom Cabinetry, Inc. (434 Springville Road, Ephrata, PA 17522-9610). On September 16, 2005, to administratively amend this operating permit to incorporate plan approval 36-05119B for the wood cabinet manufacturing coating spray booths in Ephrata Township, **Lancaster County**. This is revision No. 2.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; David Aldenderfer, Program Manager, (570) 327-3637.

49-00005: Hoeganaes Corp. (1001 Taylors Lane, Cinnaminson, NJ 08077) on September 2, 2005, to issue a revised operating permit, Revision No. 1, for their powdered metal manufacturing facility in Delaware Township, **Northumberland County**. The revision incorporated into the operating permit a number of process modifications and equipment installations that Hoeganaes performed from 1994 through 2002 without prior Department approval. The revision also includes the following sources that have been exempted from plan approval: construction of an AGM delivery system to the Littleford VT-400 mixer approved on December 2, 2004, construction of a Distaloy screen system approved on March 10, 2005, and construction of an AncorBond III process approved on May 12, 2005. This Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

De Minimis Emissions Increases authorized under 25 Pa. Code § 127.449.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Mark Wayner, Facilities Permitting Chief, (412) 442-4174.

65-00354: Sunoco Partners Marketing and Terminals Partners, LP (Route 66, Delmont, PA 15626) to install a new 500 gallon additive tank at the Sunoco Delmont Terminal in Salem Township, **Westmoreland County**. The tank will increase VOC emissions by 0.01 ton per year. This emission increase qualifies as a de minimis increase under 25 Pa. Code § 127.449.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

California District Mining Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-1100.

32971303 and NPDES Permit No. PA0215066, Penn View Mining, Inc. (2340 Smith Road, Shelocta, PA 15774), to revise the permit for the Penn View Mine in West Wheatfield and Burrell Townships, **Indiana County** to add underground permit and subsidence control plan acres. Underground Acres Proposed 263.0, SCP Acres Proposed 299. No additional discharges. Permit issued September 6, 2005.

63831302 and NPDES Permit No. PA0213608. Eighty Four Mining Company (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Mine No. 84 in South Strabane Township, **Washington County**, ACOE Pittsburgh District. (Washington East Quadrangle, from N: 5.3", W: 6.9" to N: 5.0", W: 7.0" This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15) and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the stream restoration to UNT to Little Chartiers Creek. Permit Issued September 9, 2005

17041301. NPDES Permit No. PA0235628, Rosebud Mining Company (301 Market Street, Kittanning, PA 16201), to operate the Penfield Mine in Huston Township, **Clearfield County** a new underground coal mine. Surface Acres Proposed 56.4, Underground Acres Proposed 3,776.0, SCP Acres Proposed 3,776.0. Receiving Streams: UNT "B" to Wilson Run, classified for the following use: CWF and UNT "S" to Wilson Run, classified for the following use: CWF. Permit issued September 12, 2005.

300001301. NPDES Permit No. NA, Dana Mining Company of PA, Inc. (P. O. Box 1209, Morgantown, WV 26507), to revise the permit for the Crawdad Portal B Mine in Dunkard and Perry Townships, **Greene County** to add underground permit and subsidence control plan area acres. Underground Acres Proposed 265.60, SCP Acres Proposed 265.60. No additional discharges. Permit issued September 13, 2005.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

11000103 and NPDES No. PA0235067. T. J. Mining, Inc., P. O. Box 370, Carrolltown, PA 15722, permit renewal for the continued operation and restoration of a bituminous surface mine in Cresson Township, **Cambria County**, affecting 84.0 acres. Receiving streams: UNTs to/and Burgoon Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received July 18, 2005. Permit issued: September 12, 2005.

32050101. T. L. H. Coal Company, 4401 Pollock Road, Marion Center, PA 15759, commencement, operation and restoration of a bituminous surface mine in East Mahoning Township, **Indiana County**, affecting 95.9 acres. The permit was issued with nondischarge alternatives and there will be no point-source discharge of wastewater. The site is located in the drainage basins of UNTs to/and Pickering Run classified for the following use: HQ-CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 20, 2005. Permit issued September 9, 2005.

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

65030103 and NPDES Permit No. PA0250481. Sosko Coal Company, Inc. (R. R. 3, Box 330, Mt. Pleasant, PA 15666). Permit revised to add 20.1 acres, including 6.3 acres of coal removal, at an existing surface/auger mining site located in East Huntingdon Township, **Westmoreland County**, now affecting 100.0 acres. Receiving streams: UNT to Stauffer Run and Stauffer Run. Application received: June 15, 2005. Revision issued: September 14, 2005.

26773025 and NPDES Permit No. PA0079031. Charles L. Swenglich & Sons Coal Co., Inc. (R. D. 2, Box 291, Smithfield, PA 15478). Permit renewal issued for continued operation and reclamation of a bituminous surface mining site located in German Township, **Fayette**

County, affecting 166.2 acres. Receiving streams: UNT to South Branch of Browns Run. Application received: February 14, 2005. Renewal issued: September 14, 2005

Knox District Mining Office: P. O. Box 669, Knox, PA 16232, (814) 797-1191.

24030103 and NPDES Permit No. PA0242390. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). Revision to an existing bituminous surface strip operation to add fly ash in Horton Township, **Elk County**. Receiving stream: Little Toby Creek. Application received: January 3, 2005. Permit Issued: September 12, 2005.

33813020 and NPDES Permit No. PA 0603465. John R. Yenzi, Jr. (P. O. Box 287, Anita, PA 15711). Renewal of an existing bituminous surface strip in Winslow Township, **Jefferson County** affecting 270.0 acres. Receiving streams: Front Run and Trout Run. Application received April 25, 2005. Permit issued: September 12, 2005.

33010101 and NPDES Permit No. PA0241865. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849). Revision to an existing bituminous surface strip operation in Winslow and Sandy Townships, **Jefferson and Clearfield Counties** affecting 65.5 acres. Receiving streams: UNT to Sandy Lick Creek. Revision to include a post mining land use change from forestland to unnamed natural habitat on lands of John W. and Beverly L. Peterson and Brian L. and Michelle L. Peterson. Application received: July 21, 2005. Permit issued: September 13, 2005.

16050103 and NPDES Permit No. PA0242624. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous surface operation in Redbank and Limestone Townships, **Clarion County**, affecting 47.0 acres. Receiving streams: UNTs to Pine Creek. Application received: February 11, 2005. Permit issued: September 14, 2005.

16050105 and NPDES Permit No. PA0242659. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous surface strip in Redbank Township, **Clarion County**, affecting 57.1 acres. Receiving streams: UNTs to Pine Creek and Town Creek to Redbank Creek. Application received: March 3, 2005. Permit issued: September 14, 2005.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

17030109 and NPDES Permit No. PA0243515. Tamburlin Brothers Coal Co. (P. O. Box 1419, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mining permit in Huston Township, **Clearfield County** affecting 147.5 acres. Receiving streams: Grapevine Run and Heath Run classified for the following use: CWF. Application received: May 16, 2003. Permit issued: September 8, 2005.

17040111 and NPDES Permit No. PA0243892. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mining permit in Lawrence Township, **Clearfield County** affecting 41.8 acres. Receiving streams: UNT No. 1 to Moose Creek to the West Branch Susquehanna River classified for the following use: CWF. Application received: November 3, 2004. Permit issued September 2, 2005.

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

40940203R2. Hudson Anthracite, Inc. (202 Main Street, Laflin, PA 18702), renewal of an existing anthracite coal refuse reprocessing operation in Jenkins Township, **Luzerne County** affecting 165.28 acres, receiving stream: none. Application received April 18, 2005. Renewal issued September 14, 2005.

Noncoal Permits Actions

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

17050801. Jody L. Thompson (R. R. 1, Box 11-2, West Decatur, PA 16878). Commencement, operation and restoration of a small industrial minerals (clay) permit in Decatur Township, **Clearfield County** affecting 5 acres. Receiving streams) UNT to Coal Run, tributary to Moshannon Creek. Application received: February 14, 2005. Permit issued: August 29, 2005.

08050807. James P. Perkins Development Co., Inc. (R. R. 1, Box 195H, Rome, PA 18837). Commencement, operation and restoration of a small industrial mineral (bluestone) permit in Orwell Township, **Bradford County** affecting 5.0 acres. Receiving streams: South Creek and Johnson Creek. Application received: June 13, 2005. Permit issued: August 25, 2005.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (73 P. S. §§ 151–161) and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

14054019. Glenn O. Hawbaker, Inc. (P. O. Box 135, State College, PA 16804), blasting for Springfield Commons Subdivision-residential housing, Harris Township, **Centre County**. Permit issued: August 25, 2005. Permit expiration date is December 31, 2005.

14054020. Haubert Homes (HCR 63, Box 46, Mifflintown, PA 17056), blasting for Cottonwood Avenue-Squirrel Hill Road, College Township, **Centre County**. Permit issued: August 26, 2005. Permit expiration date is March 1, 2006.

18054001. Earthmovers Unlimited, Inc. (P. O. Box 187, Kylertown, PA 16847), blasting for Avery Coal Abandoned Mine Reclamation Project Pond, Beech Creek Township, **Clinton County**. Permit issued: August 25, 2005. Permit expiration date is November 22, 2005.

18054002. Glenn O. Hawbaker, Inc. (P. O. Box 135, Stage College, PA 16804), blasting for Hampton Inn & Suites—trench for storm sewers, Porter Township, **Clinton County**. Permit issued: August 26, 2005. Permit expiration date is December 30, 2005.

18054003. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866), blasting for Dunkle & Grieb Farm—silage pit, in Porter Township, **Clinton County**. Permit issued: September 8, 2005. Permit expiration date is September 30, 2005.

14054021. Glenn O. Hawbaker, Inc. (P. O. Box 135, State College, PA 16804), drilling and blasting for sewer, water and utilities in Forest Heights Subdivision, Phase IV, in Spring Township, **Centre County**. Application received September 1, 2005. Permit issued: September 8, 2005.

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

36054149. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for silo footers in Bart Township, **Lancaster County** with an expiration date of November 30, 2005. Permit issued September 12, 2005.

36054150. Newville Construction Services, Inc. (408 Mohawk Road, Newville, PA 17241), construction blasting for a swimming pool in Manheim Township, **Lancaster County** with an expiration date of September 30, 2006. Permit issued September 12, 2005.

38054124. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting for Thistledown Development in South Londonderry Township, **Lebanon County** with an expiration date of September 30, 2005. Permit issued September 12, 2005.

39054114. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Timber Ridge in Coplay Borough, **Lehigh County** with an expiration date of September 8, 2006. Permit issued September 14, 2005.

39054115. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Shops at Saucon Township, Upper Saucon Township, **Lehigh County** with an expiration date of September 9, 2006. Permit issued September 14, 2005.

40054121. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Humboldt Industrial Park in the City of Hazleton, **Luzerne County** with an expiration date of September 8, 2006. Permit issued September 14, 2005.

45054141. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting for Foxborough Heights in Jackson Township, **Monroe County** with an expiration date of September 10, 2006. Permit issued September 14, 2005.

52054118. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting for Saw Creek Estates in Lehman Township, **Pike County** with an expiration date of October 17, 2006. Permit issued September 14, 2005.

64054110. Hayduk Enterprises (P. O. Box 554, Dalton, PA 18414), construction blasting for Indian Rocks Development in Salem Township, **Wayne County** with an expiration date of December 30, 2005. Permit issued September 14, 2005.

64054111. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting for Widco Industrial Park in Texas Township, **Wayne County** with an expiration date of October 29, 2006. Permit issued September 14, 2005.

06054012. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting for Sunset Knoll Subdivision in Amity Township, **Berks County** with an expiration date of December 31, 2006. Permit issued September 14, 2005.

36054023. Warren's Excavating & Drilling, Inc. (P. O. Box 189, Bowmansville, PA 17507-0189), construction blasting for Travis Diem Swimming Pool in Manheim Township, **Lancaster County** with an expiration date of October 31, 2005. Permit issued September 14, 2005.

36054024. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting for the Oregon Pike Gravity Sewer Line in West Earl Township, **Lancaster County** with an expiration date of December 31, 2005. Permit issued September 14, 2005.

36054025. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting for Cheltenham Subdivision in East Earl Township, **Lancaster County** with an expiration date of August 30, 2006. Permit issued September 14, 2005.

13054101. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting for Boulder Creek Resort in Kidder Township, **Carbon County** with an expiration date of October 8, 2006. Permit issued September 15, 2005.

23054007. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting for Sentinel Ridge in Marple Township, **Delaware County** with an expiration date of September 30, 2006. Permit issued September 15, 2005.

36054026. Warren's Excavating & Drilling, Inc. (P. O. Box 189, Bowmansville, PA 17507), construction blasting for Willowene Farms in Pequea Township, **Lancaster County** with an expiration date of September 30, 2006. Permit issued September 15, 2005.

36054027. ABEL Construction Company, Inc. (P. O. Box 476, Mountville, PA 17554), construction blasting for Rose Hill Farms Phase I in Adamstown Borough, **Lancaster County** with an expiration date of September 26, 2006. Permit issued September 15, 2005.

46054019. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting for the May Street Crossing Sanitary Sewer Line in Pottstown Borough, **Montgomery County** with an expiration date of September 30, 2006. Permit issued September 15, 2005.

67054043. J. A. Myers Building & Development (160 Ram Drive, Hanover, PA 17331) and DC Guelich Explosives Co., Inc., (P. O. Box 245, Thomasville, PA 17364), construction blasting for Shadowbrooke Development in Dover Township, **York County** with an expiration date of August 31, 2006. Permit issued September 15, 2005.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E53-408. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301. Dominion Northeast Storage Project, Sharon Township and Shinglehouse Borough, **Potter County**, ACOE Pittsburgh District (Oswayo, PA Quadrangle N: 19.67 inches; W: 13.77 inches).

To construct, operate and maintain 6 miles of new TL-527 pipeline within a 75 foot right-of-way for the transmission of natural gas; to construct, operate and maintain 6.94 miles of new LN-2471S pipeline to gather and convey natural gas to LN-257S. Pipeline TL-527 shall be constructed as a 20-inch diameter pipeline and LN-2471S shall be constructed as an 8-inch diameter pipeline. Construction of the new pipelines require 25 wetlands and 20 stream crossings that are as follows:

<i>Stream/Wetland</i>	<i>Stream Classification</i>	<i>Latitude</i>	<i>Longitude</i>
Butter Creek	HQ-CWF	41° 59' 00.29"	78° 05' 20.64"
UNT—Butter Creek	HQ-CWF	41° 58' 59.21"	78° 05' 22.30"
UNT—Butter Creek	HQ-CWF	41° 58' 56.00"	78° 05' 33.88"
UNT—Plank Creek	CWF	41° 58' 23.10"	78° 08' 44.10"
UNT—Plank Creek	CWF	41° 58' 18.94"	78° 08' 44.44"

<i>Stream/Wetland</i>	<i>Stream Classification</i>	<i>Latitude</i>	<i>Longitude</i>
UNT—Plank Creek	CWF	41° 58' 13.20"	78° 08' 09.02"
UNT—Plank Creek	CWF	41° 58' 13.26"	78° 08' 16.34"
UNT—Plank Creek	CWF	41° 58' 14.73"	78° 08' 24.20"
UNT—Plank Creek	CWF	41° 58' 23.10"	78° 08' 30.51"
UNT—Plank Creek	CWF	41° 58' 18.36"	78° 08' 35.82"
UNT—Honeoye Creek	CWF	41° 58' 20.25"	78° 08' 52.25"
UNT—Honeoye Creek	CWF	41° 58' 19.65"	78° 09' 02.18"
UNT—Honeoye Creek	CWF	41° 58' 18.18"	78° 09' 42.37"
Honeoye	CWF	41° 58' 19.59"	78° 09' 53.77"
Seely Hollow	CWF	41° 58' 25.93"	78° 10' 28.51"
Karr Hollow	CWF	41° 58' 13.73"	78° 11' 29.74"
UNT—Honeoye Creek	CWF	41° 58' 12.51"	78° 11' 23.15"
UNT—Honeoye Creek	CWF	41° 58' 12.23"	78° 11' 23.77"
Karr Hollow	CWF	41° 58' 11.39"	78° 11' 25.71"
UNT—Oswayo Creek	CWF	41° 58' 13.10"	78° 11' 47.98"
Wetland WJW050	HQ-CWF	41° 59' 00.26"	78° 05' 20.62"
Wetland WJW061	HQ-CWF	41° 59' 03.20"	78° 05' 57.34"
Wetland WCLN008	CWF	41° 58' 18.99"	78° 08' 29.81"
Wetland MTD001	CWF	41° 58' 19.39"	78° 07' 41.27"
Wetland MTD 002	CWF	41° 58' 17.22"	78° 07' 50.12"
Wetland WDLC002	CWF	41° 58' 18.26"	78° 08' 35.95"
Wetland WDLC003	CWF	41° 58' 20.04"	78° 08' 49.30"
Wetland WDLC004	CWF	41° 58' 20.25"	78° 08' 52.69"
Wetland WDLC005	CWF	41° 58' 19.09"	78° 09' 04.18"
Wetland WDLC006	CWF	41° 58' 17.68"	78° 09' 46.36"
Wetland WDLC007	CWF	41° 58' 17.98"	78° 09' 49.98"
Wetland WDLC008	CWF	41° 58' 18.66"	78° 09' 52.20"
Wetland WDLC009	CWF	41° 58' 21.18"	78° 09' 56.40"
Wetland WDLC010	CWF	41° 58' 25.09"	78° 10' 20.46"
Wetland WDLC011	CWF	41° 58' 25.77"	78° 10' 28.40"
Wetland WDLC012	CWF	41° 58' 26.31"	78° 10' 31.67"
Wetland WDLC013	CWF	41° 58' 26.78"	78° 10' 35.10"
Wetland WDLC014	CWF	41° 58' 13.48"	78° 11' 20.91"
Wetland WJW059	CWF	41° 58' 11.75"	78° 11' 24.90"
Wetland WJW062	CWF	41° 58' 15.30"	78° 11' 26.74"
Wetland WJW060	CWF	41° 58' 11.55"	78° 11' 39.61"
Wetland WJW066	CWF	41° 58' 12.56"	78° 11' 43.34"
Wetland WJW067	CWF	41° 58' 13.07"	78° 11' 45.31"
Wetland WJW068	CWF	41° 58' 13.10"	78° 11' 47.82"
Wetland WJW069	CWF	41° 58' 18.98"	78° 12' 12.06"
Wetland WJW049	CWF	41° 58' 18.67"	78° 12' 15.36"

All gas transmission lines shall be placed beneath streambeds so there will be a minimum of 3 feet of cover between the top of the pipe and the lowest point in the streambed. Trench plugs or clay dikes shall be used at every waterway and wetland crossing to ensure the existing hydrology is not altered. If, upon investigation, the Department determines the gas transmission lines approved by this permit are serving to degrade water quality, stream profile, meander pattern or channel geometries, then the permittee shall be required to implement all measures necessary to mitigate such degradation. The project is located along the northern right-of-way of SR 4014 approximately 2.4 miles east of SR 4021 and SR 4014 intersection. Construction of the gas pipelines will permanently impact 0.96 acre of wetland, for which the permittee has agreed to replace with 1 acre of a balsam fir wetland mitigation property that shall be completely deeded to the Game Commission within 6 months of beginning the construction authorized by this permit.

E60-175. Lewisburg American Youth Soccer Association, 69 Ridge Road, Lewisburg, PA 17837. Riverwoods Soccer Complex, in Kelly Township, **Union County**, ACOE Baltimore District (Lewisburg, PA Quadrangle N: 20.0 inches; W: 11.4 inches).

To construct and maintain 5 acres of earth moving, with balanced cut and fills, for youth soccer fields with the associated at-grade roadways and parking lots for the Riverwoods Soccer Complex in the right floodway of the West Branch Susquehanna River and left floodway of Buffalo Creek located immediately northwest of the SR 1005 (Hospital Drive) bridge over Buffalo Creek (Hospital Drive) bridge over Buffalo Creek. This project has been designed to minimize or avoid archeological significant areas and to stay out of identified wetlands on the property. This permit was issued under Section 105.13(e) "Small Projects."

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

E02-1452. Belton Hill Development Company, 315 Paydays Drive, Elizabeth, PA 15037. To construct culverts and fill wetland in Elizabeth Township, **Allegheny County**, Pittsburgh ACOE District (McKeesport, PA Quadrangle N: 6.0 inches; W: 12.7 inches and Latitude: 40° 16' 59"—Longitude: 79° 50' 28"). To: 1) construct and maintain a 7.0 foot diameter culvert (depressed 6.0 inches below the natural streambed) approximately 105 feet long in the channel of Wylie Run (WWF); 2) to place and maintain fill in 0.19 acre of associated wetlands (PEM)

located under Belton Hill Drive, just west from the intersection of Belton Hill Drive and SR 48; 3) to construct and maintain a 7.0 foot diameter culvert (depressed 6.0 inches below the natural streambed) approximately 123 feet long in the channel of Wylie Run (WWF) located under Belton Hill Plaza Boulevard, just south from the intersection of Belton Hill Plaza Boulevard and SR 2010 (Lovedale Road); 4) to construct and maintain a utility line crossing under Wylie Run; and 5) to construct and maintain a temporary stream crossing across Wylie Run for the purpose of providing access to the proposed Belton Hill development which is located on the south side of Lovedale Road near the intersection of Lovedale Road and Pierce Road. The project will impact a total of 325.0 linear feet of stream channel and 0.19 acre of PEM wetlands. To compensate for the impacted wetlands the applicant has made a contribution to the wetland replacement fund.

[Pa.B. Doc. No. 05-1823. Filed for public inspection September 30, 2005, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website: www.dep.state.pa.us (DEP Keyword: Participate). The "Current Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2005.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling the Department at (717) 783-8727.

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

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Guidance

DEP ID: 257-0900-011. Title: Storage Tank Modification and Maintenance Issues. Description: This guidance document specifies the classification of various storage tank system modification and maintenance activities and when certified inspectors/installers are required. Notice of availability of the draft substantive revisions to the document were published at 35 Pa.B. 2691 (April 30, 2005) under the Document ID No. 393-0900-011. Comments were accepted on the document from April 30, 2005, through May 31, 2005. The Department received comments on the draft substantive revisions, which are addressed in the final guidance document. Contact:

Charles Swokel, Bureau of Waste Management, (717) 772-5551, cswokel@state.pa.us. Effective Date: October 1, 2005.

Interim Final Guidance

DEP ID: 392-0900-001. Title: Nutrient and Sediment Reduction Credit Trading Interim Final Policy and Guidelines. Description: This guidance provides interim policy and guidelines for the trading of nutrient and sediment reduction credits. The purpose of the appendix is to provide additional program specific information regarding the use and incorporation of nutrient trading in the Chesapeake Bay watershed. Additional appendix documents will follow as trading is implemented Statewide. Written Comments: Interested persons may submit written comments on this interim final technical guidance document by November 18, 2005. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to the Department of Environmental Protection, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063 or by e-mail to Ann Smith at annsmith@state.pa.us or Andrew Zemba at azemba@state.pa.us. Interim Final Effective Date: October 1, 2005. Contact: Questions regarding the interim final technical guidance document should be directed to Ann Smith or Andrew Zemba at (717) 772-4785 or at the e-mail addresses provided previously.

Draft Technical Guidance:

DEP ID: 274-0300-005. Title: Applicability Determination for Continuous Source Monitoring Manual Revision No. 8. Description: This guidance document applies to the owners of monitored sources that must comply with the requirements of 25 Pa. Code § 139.102(3) (relating to references), which are identified and described in the Department's Continuous Source Monitoring Manual—Revision No. 8 (Manual) (DEP ID 274-0300-001). The guidance document proposes the applicability of requirements specified in the Manual, including the dates in which certain industrial and utility sources are required to install, operate, and maintain monitoring systems to continuously monitor emissions of key pollutants and/or operational parameters to demonstrate compliance with emission standards or operational criteria. Note: The Manual is currently open for public comment. See 35 Pa.B. 5052 (September 10, 2005). The Department will accept comments on the Manual until October 25, 2005. Written Comments: Interested persons may submit written comments on this draft technical guidance document by October 31, 2005. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Charles Zadakis, Chief, Continuous Emission Monitoring Section, Department of Environmental Protection, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, czadakis@state.pa.us. Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*. Contact: Questions regarding the draft technical guidance document should be directed to Charles Zadakis, (717) 772-3944, czadakis@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-1824. Filed for public inspection September 30, 2005, 9:00 a.m.]

Proposed Facilities General Permit; Processing of Used Restaurant Oil, Yellow Grease, Grease Trap Waste, Oils and Animal Fat from Food Processing or Rendering Plants, Waste from Ethanol Production, Soybean Soap Stock and Off-Specification Vegetable Oils to Produce Biofuel and Biodiesel

The following permit is proposed 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), The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the regulations implementing the laws.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGR109. The Department of Environmental Protection (Department) proposes to authorize, under General Permit WMGR109, the processing of used restaurant oil, yellow grease, grease trap waste, oils and animal fat from food processing or rendering plants, waste from ethanol production, soybean soap stock and off-specification vegetable oils to produce biofuel and biodiesel for beneficial use as fuel. This will be a Statewide general permit.

The Department is authorized under the Solid Waste Management Act, The Clean Streams Law and 25 Pa. Code §§ 91.27 and 287.611 (relating to general water quality management permit; and authorization for general permit) to issue general permits when the Department determines that the use does not harm or present a threat of harm to the health, safety or welfare of the public or the environment and the activity can be adequately regulated using standard conditions. The Department has determined that the processing of used restaurant oil, yellow grease, grease trap waste, oils and animal fat from food processing or rendering plants, waste from ethanol production, soybean soap stock and off-specification vegetable oils to produce biofuel and biodiesel can be adequately regulated using standard conditions.

Persons or municipalities that propose to operate under the terms and conditions of this general permit after the date of general permit issuance must apply for a determination of applicability to the Department's Bureau of Waste Management, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472. At a minimum, the following information must be provided on forms available from the Department's Bureau of Waste Management:

- a. Name and street address of applicant.
- b. Number and title of general permit.
- c. A description of the waste which fully characterizes its composition and properties; the waste generation process; and a plan for screening, managing and rejecting waste.
- d. Name and location of the generators of the waste.
- e. A description of the processing operations, including a detailed site drawing showing the permit boundary, processing equipment, placement of storage units and other significant features.
- f. A Preparedness, Prevention, and Contingency (PPC) plan for the facility prepared in accordance with the most

recent edition of the Department's *Guidelines for the Development and Implementation of Environmental Emergency Response Plans*.

g. Proof that copies of the notification have been submitted to the municipality, county, county planning agency and county health department in which the processing activities will be conducted.

h. Proof that the waste and waste management activities will be consistent with the general permit.

i. Signed and notarized statement by the applicant who seeks to operate under the terms and conditions of this general permit that states that the person accepts all conditions of this general permit.

j. An application fee in the amount specified in the residual waste regulations, payable to the "Commonwealth of Pennsylvania."

k. Information that identifies the applicant (that is, individual, corporation, partnership, government agency, association, and the like), including the names and addresses of every officer that has a beneficial interest in or otherwise controls the operation of the company.

l. A list of all previous permits or licenses issued to the permittee by the Department or Federal government under the environmental protection acts; the date of issuance and current status of those permits; and the permittee's compliance history concerning the environmental protection acts.

m. Proof that any independent contractors retained by the permittee to perform any activities authorized under this general permit are in compliance with Department regulations as required in Condition 12.

n. Proof that the applicant has legal right to enter the land and operate the facilities approved under this general permit.

o. An irrevocable written consent from the landowner giving the Department permission to enter upon the land where the applicant will be conducting waste management activities.

p. Bonding and insurance in an amount acceptable to the Department with supporting documentation.

q. Additional information the Department believes is necessary to make a decision.

Comments concerning the proposed Department initiated general permit should be directed to Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. Persons interested in obtaining more information or a complete copy of the proposed general permit should contact the Division of Municipal and Residual Waste, (717) 787-7381. TDD users should contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Internet users can access a copy of the proposed general permit at www.dep.state.pa.us (DEP Keyword: Participate; scroll down to "Proposals Open for Comment" and choose "Regulations and Other Proposals"). Public comments must be submitted by November 30, 2005, and may recommend additional conditions or revisions to or approval or denial of the proposed general permit. Following the specified comment period, the Department will review submitted comments, prepare a written comments and response document (CRD) and prepare a final documents package for this general

permit. An availability of the final general permit documents, including the CRD, will be announced in the *Pennsylvania Bulletin*.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-1825. Filed for public inspection September 30, 2005, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Southwestern Pennsylvania Eye Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Southwestern Pennsylvania Eye Surgery Center has requested an exception to the requirements of 28 Pa. Code § 551.31(a) (relating to licensure).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons, V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-1826. Filed for public inspection September 30, 2005, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions).

Chapel Pointe at Carlisle
770 South Hanover Street
Carlisle, PA 17013
FAC ID 010602

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building).

Barbara J. Egan Nursing and Rehabilitation Center
200 Luther Road
Shrewsbury, PA 17361
FAC ID 970902

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an 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 require an alternative format of this document or who wish to comment in an alternative format (for example, large print, audiotape, Braille) should contact the Division of Nursing Care Facilities at the address or phone numbers listed previously or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-1827. Filed for public inspection September 30, 2005, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Pennsylvania Conservation Corps; Grants for Projects

Grants for projects related to conservation, recreation, historical preservation, graffiti removal and the repair of institutional vandalism will be available under the Pennsylvania Conservation Corps (PCC) program.

Agencies eligible to apply for PCC projects are:

- The Departments of Labor and Industry, Conservation and Natural Resources, Public Welfare, Corrections, Military and Veterans Affairs, Aging, Education and Community and Economic Development.
- The Game, Fish and Boat and Historical and Museum Commissions.
- The Pennsylvania Emergency Management Agency.
- Political subdivisions.
- Nonprofit agencies in cities of the first class for projects involving the removal of graffiti and the repair of institutional vandalism only.

The PCC program is designed to provide work experience and educational opportunities to unemployed young adults as they undertake needed projects on public lands in this Commonwealth. Funds available through the PCC program may be used to purchase approved construction materials and contracted services. Political subdivisions must provide a 25% cash match. The wages of corpsmembers and crewleaders are paid directly by the Department of Labor and Industry.

Applications for PCC projects will be accepted from political subdivisions and eligible nonprofits through Friday, January 6, 2006. State agency applications will be accepted through Monday, February 6, 2006.

For more information or to obtain a grant application packet, contact the Pennsylvania Conservation Corps, 1304 Labor and Industry Building, Seventh and Forster Streets, Harrisburg, PA 17120, (717) 783-6385. E-mail inquiries should be directed to pcc@state.pa.us. Grant application materials are also available for download from the PA PowerPort: www.state.pa.us (PA Keyword "PCC").

STEPHEN M. SCHMERIN,
Secretary

[Pa.B. Doc. No. 05-1828. Filed for public inspection September 30, 2005, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Millionaire Raffle Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 874.4 (relating to notice of raffle lottery game rules), the Secretary of Revenue hereby provides public notice of the rules for the following raffle lottery game:

1. *Name:* The name of the raffle game is Pennsylvania Millionaire Raffle.
2. *Price:* The price of a Pennsylvania Millionaire Raffle lottery game ticket is \$20.
3. *Ticket Sales and Drawing Date:* Pennsylvania Millionaire Raffle lottery game tickets sales will commence on or after November 22, 2005, and will continue until all 500,000 tickets have been sold, or 5 p.m. on December 31, 2005, whichever occurs earlier.
4. *Ticket Characteristics:* Each Pennsylvania Millionaire Raffle lottery game ticket will contain one unique eight-digit number between 00000001 and 00500000, for a total of 500,000 tickets.

Ticket Matching Exactly the Unique Eight-digit Number Drawn in:

	<i>Win Prize of:</i>	<i>Maximum Odds of Winning 1 in</i>	<i>Number of Winners</i>
First-Prize-Tier	\$1,000,000	125,000	4
Second-Prize-Tier	\$100,000	100,000	5
Third-Prize-Tier	\$1,000	1,000	500

All Pennsylvania Millionaire Raffle lottery game prize payments, including first-prize-tier prizes, will be made as one-time lump-sum cash payments.

10. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Millionaire Raffle lottery game tickets. The conduct of the Program will be governed by 61 Pa. Code § 811.41 (relating to promotional prizes).

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Millionaire Raffle, prize money from winning Pennsylvania Millionaire Raffle lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the anniversary date of the raffle drawing in which the ticket or chance was

5. *Prizes:* The prizes that can be won in this game are \$1,000, \$100,000 and \$1,000,000. A player may only win one time on each ticket or chance.

6. *Maximum Number of Tickets Printed and Sold for the Game:* There will be no more than 500,000 tickets printed and sold for the Pennsylvania Millionaire Raffle lottery game. The chances will be sequentially issued on a Statewide basis from the range of individual unique numbers representing the chances available for the game.

7. *Conduct of Drawing:* The results of the Pennsylvania Millionaire Raffle will be televised on December 31, 2005, at or about 7 p.m. The drawing will be conducted with the aid of an electronic device. Five hundred nine (509) unique eight-digit numbers will be drawn, between 00000001 and 00500000. The first four unique eight-digit numbers drawn will be the first-prize-tier winning numbers. The fifth through ninth unique eight-digit numbers drawn will be the second-prize-tier winning numbers. The tenth through 509th unique eight-digit numbers drawn will be the third-prize-tier winning numbers.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which the unique eight-digit number matches exactly one of the first-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$1,000,000.

(b) Holders of tickets upon which the unique eight-digit number matches exactly one of the second-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which the unique eight-digit number matches exactly one of the third-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$1,000.

9. *Number and Description of Prizes and Approximate Odds:* The Pennsylvania Millionaire Raffle prizes and determination of winners are as follows:

entered, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law, 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 05-1829. Filed for public inspection September 30, 2005, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Approval of Ignition Interlock Systems

Under 75 Pa.C.S. § 3805(h) (relating to ignition interlock), the following ignition interlock system devices are on the Department of Transportation's current approved list:

Smart Start[®], Incorporated's—Model SSI-1000

Guardian Interlock[™] Systems—Model AMS 2000

Draeger Interlock[®], Incorporated's—XT

Consumer Safety Technology, Incorporated's—Intoxalock[™]

Alcohol Countermeasure Systems Corporation's—Ignition Interlock Model WR2.

LifeSafer Interlock, Incorporated's—FC100

Alcohol Detection Systems, Incorporated's—Determinator[™]

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 05-1830. Filed for public inspection September 30, 2005, 9:00 a.m.]

FISH AND BOAT COMMISSION

Proposal for Use of Herbicide; Conneaut Lake, Crawford County

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 30 Pa.C.S. § 2504(a)(1) (relating to pollution of waters), may authorize the use of any method or means to collect, eradicate or control fish (including aquatic plants) for purposes of research and fish management. This authorization generally takes the form of issuance of a joint Commission/Department of Environmental Protection "Permit for Use of an Algicide, Herbicide or Fish Control Chemical in Waters of the Commonwealth."

The Commission has received a proposal from the Conneaut Lake Aquatic Management Association (CLAMA) to conduct a lake-wide aquatic vegetation treatment in Conneaut Lake, Crawford County, in 2006. Conneaut Lake is a 929-acre natural lake that is owned by the Commonwealth. Conneaut Lake has been treated in the last 10 years with Reward (active ingredient diquat dibromide), a contact herbicide, to control the exotic invasive plant Eurasian watermilfoil, *Myriophyllum spicatum*. Additionally, occurrence of the potentially invasive plant *Cabomba caroliniana* or fanwort has expanded, and spot treatment of 2 acres was approved in 2004 and 2005 using a systemic herbicide, Sonar (active ingredient fluridone). *Cabomba* is more resistant to herbicides than Eurasian watermilfoil. Conneaut Lake contains a diverse aquatic plant community. Diversity of submerged plants has increased since 1988.

CLAMA proposes lake-wide treatment of Conneaut Lake with a moderate dose (8 to 12 parts per million fluridone) of Sonar A. S. to eradicate both Eurasian watermilfoil and *Cabomba*. A reduction in overall plant diversity and impacts to nontarget species such as elodea (*Elodea* sp.) and coontail (*Ceratophyllum demersum*) is expected, and recovery of native species is expected 1 to 3 years after treatment.

Commission staff have identified four possible courses of action and invite public comments regarding them:

(1) No treatment. Treatment with an aquatic herbicide would not be approved, and Eurasian watermilfoil, *Cabomba* and native vegetation would grow unimpeded.

(2) Treatment to be the same as 2004 and 2005. Up to 90 acres of vegetation would be treated with Reward or an alternative product for dense Eurasian watermilfoil beds and spot treatment of *Cabomba* with Sonar would be approved. Recent results have shown temporary control of Eurasian watermilfoil and effective control of *Cabomba* in areas of spot treatment. The occurrence and range of *Cabomba* would be expected to expand under this option.

(3) Selective treatment of Eurasian watermilfoil with expanded spot treatment of *Cabomba*. An extensive plant survey would be required to identify and target *Cabomba* treatment areas. Expected treatment would include up to 90 acres with a product and dose (equivalent to or similar to 0.75 gallon per acre Reward) that targets Eurasian watermilfoil and a product and dose (equivalent or similar to the 12 parts per million Sonar A. S.) that targets identified *Cabomba* areas. *Cabomba* control would not be as effective as lake-wide treatment if the active ingredient could not be contained in the target area. Additional pretreatment expense for surveys would be incurred, and a smaller treatment area for *Cabomba* would be expected with this option than with lake-wide treatment.

(4) Lake-wide treatment with Fluridone as proposed by CLAMA. As explained previously, a moderate dose of 8 to 12 parts per million fluridone would be administered to the entire lake. CLAMA anticipates that effective control of *Cabomba* and control of Eurasian watermilfoil for more than 1 year may occur. Diversity and numbers of nontarget plants would be reduced for an estimated 1 to 3 years, and the composition of the resulting plant community may be different.

Interested persons are invited to submit written comments, objections or suggestions about the four alternatives to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 60 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.state.pa.us/Fish/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

DOUGLAS J. AUSTEN, Ph.D.,
Executive Director

[Pa.B. Doc. No. 05-1831. Filed for public inspection September 30, 2005, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation on the date indicated. To obtain the date and time of the meeting at which the Commission will consider this regulation, contact the Commission at (717) 783-5417 or visit its website at www.irrc.state.pa.us. To obtain a copy of the regulation, contact the promulgating agency.

Final-Form

Reg. No.	Agency/Title	Received
12-58	Department of Labor and Industry Boiler and Unfired Pressure Vessel Regulations	9/19/05

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 05-1832. Filed for public inspection September 30, 2005, 9:00 a.m.]

INSURANCE DEPARTMENT

Inter-County Health Plan, Inc.; 65-Select (Health) Plans; Rate Filing

Inter-County Health Plan, Inc. has filed filing no. MG Health 0905 for approval increased rates for its community-rated 65-Select program. The revised rates are to be effective on January 1, 2006, and reflect an average increase of 21.0% over the currently approved rates. The monthly premiums for subscribers enrolling at first eligibility are as follows:

	Current Rate	Proposed Rate	Adjustment Percentage
Plan A	\$51.15	\$63.10	23.4%
Plan B	\$53.25	\$65.70	23.4%
Plan C	\$61.80	\$74.20	20.1%
Plan D	\$55.25	\$68.15	23.4%
Plan E	\$53.25	\$65.70	23.4%
Plan H	\$65.35	\$80.65	23.4%

These rate adjustments will affect approximately 3,200 subscribers in this Commonwealth and will generate approximately \$624,000 in additional premium annually.

Unless formal administrative action is taken prior to December 13, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Michael Gurgiolo, Insurance Department, Insurance Product Regulation and

Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, mgurgiolo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 05-1833. Filed for public inspection September 30, 2005, 9:00 a.m.]

Inter-County Health Plan, Inc.; 65 Special B-0905 Health Plan; Rate Filing

On September 19, 2005, the Insurance Department (Department) received from Inter-County Health Plan, Inc. a filing requesting an overall rate increase of 20.9%.

	Current Rate	Proposed Rate	% Difference
Standard	\$57.70	\$69.80	21.0%
Low-income	\$57.45	\$69.55	21.1%
Nonconverter	\$59.95	\$72.05	20.2%
Weighted Average	\$57.89	\$69.99	20.9%

This increase will produce approximately \$362,280 annually of additional income. The proposed effective date is January 1, 2006, and will impact 2,500 subscribers.

Unless formal administrative action is taken prior to December 14, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 05-1834. Filed for public inspection September 30, 2005, 9:00 a.m.]

Inter-County Hospitalization Plan, Inc.; 65-Select (Hospital) Plans; Rate Filing

Inter-County Hospitalization Plan, Inc. has filed filing no. MG Hospital 0905 for approval increased rates for its community-rated 65-Select program. The revised rates are to be effective on January 1, 2006, and reflect an average increase of 21.3% over the currently approved rates. The monthly premiums for subscribers enrolling at first eligibility are as follows:

	<i>Current Rate</i>	<i>Proposed Rate</i>	<i>Adjustment Percentage</i>
Plan A	\$33.35	\$44.00	31.9%
Plan B	\$50.30	\$68.15	35.4%
Plan C	\$65.00	\$78.35	20.6%
Plan D	\$65.70	\$79.10	20.4%
Plan E	\$69.35	\$83.60	20.5%
Plan H	\$146.20	\$164.90	12.8%

These rate adjustments will affect approximately 3,200 subscribers in this Commonwealth and will generate approximately \$720,000 in additional premium annually.

Effective January 1, 2006, subscribers will have the option of enrolling in Medicare Part D. Subscribers under Plan H who enroll in Medicare Part D will no longer receive prescription drug benefits under their Plan H coverage. Inter-County Hospitalization Plan, Inc. proposes in this filing a 52.1% reduction in premiums for Plan H subscribers whose prescription drug coverage is eliminated from their plan benefits. The proposed Plan H first eligibility rates with and without prescription drug coverage are as follows:

	<i>Proposed Rate With Rx</i>	<i>Proposed Rate Without Rx</i>	<i>Adjustment Percentage</i>
Plan H	\$164.90	\$78.95	-52.1%

Unless formal administrative action is taken prior to December 13, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Michael Gurgiolo, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, mgurgiolo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 05-1835. Filed for public inspection September 30, 2005, 9:00 a.m.]

Inter-County Hospitalization Plan, Inc.; 65 Special A-0905 Hospital Plan; Rate Filing

On September 19, 2005, the Insurance Department (Department) received from Inter-County Hospital Plan, Inc. a filing requesting an overall rate increase of 18.6%.

	<i>Current Rate</i>	<i>Proposed Rate</i>	<i>% Difference</i>
Standard	\$70.10	\$83.15	18.6%
Nonconverter	\$72.60	\$85.65	18.0%
Weighted Average	\$70.33	\$83.38	18.6%

This increase will produce approximately \$395,516 annually of additional income. The proposed effective date is January 1, 2006, and will impact 2,500 subscribers.

Unless formal administrative action is taken prior to December 14, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 05-1836. Filed for public inspection September 30, 2005, 9:00 a.m.]

Pennsylvania National Mutual Casualty Insurance Company; Homeowners Program; Rate Filing

On September 14, 2005, the Insurance Department (Department) received from Pennsylvania National Mutual Casualty Insurance Company a filing for a rate revision for homeowners insurance.

The company requests an overall 1.4% decrease amounting to \$250,000 annually, to be effective January 1, 2006, for new business and renewal business.

Unless formal administrative action is taken prior to November 13, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 05-1837. Filed for public inspection September 30, 2005, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Bucks County, Wine & Spirits Shoppe #0902, 19 West Court Street, Doylestown, PA 18901.

Lease Expiration Date: August 31, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of the courthouse in Doylestown.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Montgomery County, Wine & Spirits Shoppe #4635, Regency Square Shop Plaza, 1029 North Easton Road, Willow Grove, PA 19090.

Lease Expiration Date: June 30, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of Easton Road and Fitzwatertown Road, Willow Grove.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Montgomery County, Wine & Spirits Shoppe #4636, 1 Station Circle, Narberth, PA 19072.

Lease Expiration Date: January 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of the train station in Narberth.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Philadelphia County, Wine & Spirits Shoppe #5114, 8844 Frankford Avenue, Philadelphia, PA 19136.

Lease Expiration Date: June 30, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,500 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of the intersection of Academy Road and Frankford Avenue, Philadelphia.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Philadelphia County, Wine & Spirits Shoppe #5121, Top of the Hill Shopping Center, 8705 Germantown Avenue, Philadelphia, PA 19118.

Lease Expiration Date: March 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 7,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of Germantown Avenue and Bethlehem Pike, Philadelphia.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Philadelphia County, Wine & Spirits Shoppe #5136, 8 Blue Grass Shopping Center, 2417 Welsh Road, Philadelphia, PA 19114.

Lease Expiration Date: October 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of the intersection of Welsh Road and Roosevelt Boulevard, Philadelphia.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Philadelphia County Wine & Spirits Shoppe #5155, Society Hill Shopping Center, 326 South 5th Street, Philadelphia, PA 19106.

Lease Expiration Date: October 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of 5th and Delancey, Philadelphia.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Philadelphia County, Wine & Spirits Shoppe #5169, 1935 Fairmount Avenue, Philadelphia, PA 19130.

Lease Expiration Date: June 30, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of the intersection of 20th and Fairmount Avenue, Philadelphia.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

Philadelphia County, Wine & Spirits Shoppe #5184, 2100 Ridge Avenue, Philadelphia, PA 19121.

Lease Expiration Date: March 31, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space within a 1/2-mile radius of the intersection of 20th and Ridge Avenue, Philadelphia.

Proposals due: October 21, 2005, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 05-1838. Filed for public inspection September 30, 2005, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Acquisition of Stock and Transfer of Assets

A-123100F0034. UGI Utilities, Inc. Application of UGI Utilities, Inc., gas division, for approval to acquire the voting capital stock of a newly formed subsidiary and for the transfer of certain assets.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 17, 2005. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: UGI Utilities, Inc.

Through and By Counsel: Thomas M. Jackal, 460 North Gulph Road, King of Prussia, PA 19406

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 05-1839. Filed for public inspection September 30, 2005, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a

copy served on the applicant by October 24, 2005. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-00122109. Emmanuel Grant (P. O. Box 3428, Easton, Northampton County, PA 18043)—persons, upon call or demand, in the City of Easton, the Borough of Wilson, the Townships of Bethlehem, Palmer and Williams, all in Northampton County.

A-00122108. A Touch of Elegance Limousine Service, Inc. (53 Collingsdale Avenue, New Castle, New Castle County, Delaware 19720), a corporation of the State of Delaware—persons, in limousine service, from the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, to points in Pennsylvania, and return.

A-00122104. Melvin S. Groff (391 East Main Street, Leola, Lancaster County, PA 17540)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Boroughs of New Holland and Ephrata and the Townships of Ephrata and Upper Leacock, and the City of Lancaster, all located in the County of Lancaster, to points in Pennsylvania, and return.

A-00122107. Ralph Nelson Waltman (900 Debbie Drive, Lancaster, Lancaster County, PA 17601)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-00122100. American Invalid Transport Coach, LLC (P. O. Box AA, Uniontown, Fayette County, PA 15401), a limited liability company of the Commonwealth of Pennsylvania—persons in paratransit service: (1) from South Union Township, Fayette County, to points in Pennsylvania, and return; and (2) who are residents of nursing homes and personal care facilities, from such facilities located in the Townships of South Union and North Union and the City of Uniontown, all located in Fayette County, to points in Pennsylvania, and return. *Attorney:* Douglas Sepic, 720 Vanderbilt Road, Conellsville, PA 15425-6218.

A-00122098. Paul S. Zeiset (556 Ridge Avenue, Ephrata, Lancaster County, PA 17522)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-00122089. Pennsylvania Shuttle Transportation, LLC. (5335 Oakland Street, Philadelphia, Philadelphia County, PA 19124) a limited liability company of the Pennsylvania Commonwealth—persons, in paratransit service, in vehicles equipped for wheel chairs, from points in the Counties of Westmoreland, Washington and Allegheny, to points in Pennsylvania and return.

A-00122112. Diane L. Schindler t/d/b/a Road Runners 4 Hire (400 Camp Reily Road, Harrisburg, Dauphin County, PA 17112)—persons upon call or demand, between points in the Counties of Cumberland, Dauphin and Perry.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.

A-00121485 (Corrected). Olde City Limo, Inc. (1100 Spring Garden Street, Philadelphia, Philadelphia County, PA 19123), a corporation of the Commonwealth of Pennsylvania—persons, in limousine service between points in the Counties of Lackawanna, Luzerne and Wyoming, and from points in said counties, to points in Pennsylvania, and return; which is to be a transfer of all the rights authorized under the certificate issued at A-00118893, F.2 to Your Tours, Inc., subject to the same limitations and conditions.

Applications of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under each application.

A-00109125, Folder 3, Am-A. Walter Larry Green t/d/b/a At Your Service Limo (116 Kim Acres Drive, Mechanicsburg, Cumberland County, PA 17055)—persons, in paratransit service, from points in the County of Franklin, to points within an airline distance of 200 statute miles of the limits thereof, and return; subject to the following conditions: That no right, power or privilege is granted to transport persons on medically related trips or handicapped persons in specially equipped vehicles, from points in Franklin County: *So As To Permit* the transportation of persons, in paratransit service, from points in the Counties of Dauphin, York, Perry, Cumberland, Franklin and Lancaster to points in Pennsylvania, and return.

A-00119741, Folder 2, AM-A. Maher Saber t/d/b/a United Cab (620 South 13th Street, Suite 202, Harrisburg, Dauphin County, PA 17104)—which grants the right, inter alia, to transport, by motor vehicle, persons, upon call or demand in the Counties of Cumberland, Dauphin and York: *So As To Permit* the transportation of persons upon call or demand in the City of Lancaster, Lancaster County, and points within and airline distance of 6 statute miles of the limits of the said city.

Application 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 the application.

A-00119575, Folder 2. Nghia Trong Le t/d/b/a A Great Valley Airport Shuttle Express (353 Lancaster Avenue, Frazer, Chester County, PA 19355)—persons, in airport transfer service, from points in the Borough of Malvern and the Township of East Whiteland, located in Chester County, and from the Township of Upper Merion, located in Montgomery County, to the Philadelphia International Airport. *Attorney:* Kenneth A. Olsen, 33 Philhower Road, Lebanon, NJ 08833.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.

A-00122102. Systems Consulting and Contracting Services, Inc. (7642 Brookfield Road, Cheltenham, Montgomery County, PA 19012), a corporation of the State of Delaware—household goods in use, between points in the Counties of Montgomery and Bucks, and the City and

County of Philadelphia, and from points in said territory, to points in Pennsylvania, and vice versa.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of household goods in use as described under each application.

A-00121971, Folder 2. Triad Piano, Inc. t/d/b/a Bucks County Piano (1247 Woodbourne Road, Levittown, Bucks County, PA 19057), a corporation of the Commonwealth of Pennsylvania—household goods, in use, limited to the transportation of pianos and organs, in use, from points in the Counties of Bucks, Berks, Chester, Delaware, Montgomery, and the City and County of Philadelphia, to points in Pennsylvania.

A-00121900, Folder 2. Pascal S. Simone t/a Camel Piano Moving Company (511 Third Street, Belvidere, NJ 07823)—household goods in use, limited to transporting pianos, from points in the Counties of Pike, Monroe, Carbon, Northampton, Lehigh, Schuylkill, Berks, Montgomery, Bucks, Philadelphia, Delaware and Chester, to points in Pennsylvania.

Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of household goods as described under the application.

A-00119632, Folder 1, Am-A. Parrot Head Transportation, Inc. t/d/b/a Two Men and a Truck (201 East Roland Road, Parkside, Delaware County, PA 19015), a corporation of the Commonwealth of Pennsylvania—for the amendment to its common carrier certificate, which grants the right, to transport, by motor vehicle, household goods in use, between points in the County of Chester within an airline distance of 10 statute miles of the junction or intersection of SR 3 and SR 252 in the Township of Newtown, Delaware County, and from points in said territory, to points in Pennsylvania, and vice versa: *So As To Permit* the transportation of household goods in use, between points in the Counties of Bucks, Montgomery and Philadelphia, and from points in said counties, to points in Pennsylvania, and vice versa. *Attorney:* Kenneth A. Olsen, 33 Philhower Road, Lebanon, NJ 08833.

Applications of the following for the approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.

A-00098496, Folder 3. Greater Johnstown Yellow Cab, Inc. (1301 Frankstown Road, Johnstown, Cambria County, PA 15902), a corporation of the Commonwealth of Pennsylvania—certificate of public convenience partial discontinuance of the right to transport, as a common carrier by motor vehicle: Persons in limousine service, between points in Pennsylvania, which is held at A-00098496, F. 3 and F. 3, Am-A.

A-00116246. Complete Care, Inc. (219 East Beech Street, Hazleton, Luzerne County, PA 18201) a Pennsylvania corporation—abandon/discontinue the right to transport, as a common carrier by motor vehicle; persons in paratransit service, between points in the City of Hazleton, Luzerne County, and within an airline distance of 90 statute miles of the limits of said city, and from points in said territory, to points in Pennsylvania and return; subject to the following conditions: (1) That the authority granted herein is limited to the transportation

of nonambulatory patients requiring medical assistance, in vehicles specially equipped for the transportation of passengers confined to wheelchairs or litters; and (2) that no right, power or privilege is granted to perform transportation to from or between points in the Borough of Hatboro, and the Townships of Upper Moreland, Horsham and that portion of Abington, bounded and described as follows: beginning at the intersection of Moreland Road and North Hills Avenue to Fitzwatertown Road to a line running along Patane Avenue, as it would be extended westerly, thence on said line to Patane Patane Avenue beginning at Lindburgh Avenue, thence on a line at Patane Avenue which would be extended to the Reading Railroad to Glendale Avenue; thence on Glendale Avenue, to Edgehill Road; thence on Edgehill Road to Moreland Road; thence on Moreland Road to North Hills Avenue, the place of beginning, all in the County of Montgomery, in the Borough of Ivyland and the Townships of Warminster, Warrington, Warwick and Upper Southampton, all in the County of Bucks, which is authorized at A-00116246. *Attorney:* John C. Gormley, P. O. Box 159, 1036 Main Street, Slatington PA 18080.

A-00098496, Folder 4. Greater Johnstown Yellow Cab, Inc. (1301 Frankstown Road, Johnstown, Cambria County, PA 15902), a corporation of the Commonwealth of Pennsylvania—certificate of public Convenience to abandon/discontinue the rights to transport, as a common carrier by motor vehicle: (1) persons in paratransit service, between points in the City of Johnstown, the Boroughs of Dale, East Conemaugh, Franklin, Scalp Level, Geistown, Lorain, Ferndale, Southmont, Westmont and Brownstown, and the Townships of West Taylor, Middle Taylor, East Taylor, Conemaugh, Richland, Stonycreek, Upper Yoder and Lower Yoder, all in Cambria County; (2) handicapped persons and their companions or attendants, in paratransit service, from points in the City of Johnstown, the Boroughs of Dale, East Conemaugh, Franklin, Scalp Level, Geistown, Lorain, Ferndale, Southmont, Westmont and Brownstown, and the Townships of West Taylor, Middle Taylor, East Taylor, Conemaugh, Richland, Stonycreek, Upper Yoder and Lower Yoder, all in Cambria County, to points in Pennsylvania, and return.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Shadi A. Adams; Doc. No. A-00121077C0501

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Shadi A. Adams, respondent, maintains a principal place of business at 613 Heritage Ct., Mechanicsburg, PA 17050.
2. That respondent was issued a Certificate of Public Convenience by this Commission on September 24, 2004, at Application Docket No. A-00121077.

3. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance on file with this Commission.

4. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00121077, for failure to maintain evidence of current file with the Commission, (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel

NOTICE

A. You must file an answer within twenty days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a secretarial letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each license, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offence, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty days of the date of service of this

Complaint. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the evidence of insurance from your insurer, the complaint proceeding shall be closed. **ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.**

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission enter an order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1168.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 05-1840. Filed for public inspection September 30, 2005, 9:00 a.m.]

Telecommunications

A-310489F7004. Cellco Partnership d/b/a Verizon Wireless and ALLTEL Pennsylvania, Inc. Joint petition for approval of a commercial mobile radio services interconnection agreement between Cellco Partnership d/b/a Verizon Wireless and ALLTEL Pennsylvania, Inc. under section 252(e) of the Telecommunications Act of 1996.

Cellco Partnership d/b/a Verizon Wireless and ALLTEL Pennsylvania, Inc., by its counsel, filed on September 8, 2005, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a commercial mobile radio services interconnection agreement under section 252(e) 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 Cellco Partnership d/b/a Verizon Wireless and ALLTEL 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. 05-1841. Filed for public inspection September 30, 2005, 9:00 a.m.]

Water and Wastewater Service

A-210123 and A-230103. Mount Airy Water Company, LLC and Mount Airy Sewer Company, LLC. Application of Mount Airy Water Company, LLC and Mount Airy Sewer Company, LLC for approval of the

right to begin to offer, render, furnish or supply water and wastewater services to the public in this Commonwealth.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 17, 2005. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Mount Airy Water Company, LLC and Mount Airy Sewer Company, LLC

Through and By Counsel: Jeffrey J. Belardi, 436 Spruce Street, Suite 200, Scranton, PA 18503

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 05-1842. Filed for public inspection September 30, 2005, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #05-095.7, Rail Repairs at Tioga Marine Terminal (TMT) until 2 p.m. on Monday, October 24, 2005. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 North Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available October 3, 2005. Additional information and project listings may be found at www.philaport.com. The cost of the bid document is \$35 (includes 7% Pennsylvania Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal opportunity laws and regulations. Bidders must provide to the Procurement Department, in writing, the names of individuals that will be attending prebid meetings. This information is needed 24 hours prior to the meeting. Fax to (215) 426-6800, Attn: Procurement Department.

A mandatory prebid job site meeting will be held at 10 a.m. on October 12, 2005, at TMT (inside gate), Delaware Avenue and Tioga Street, Philadelphia, PA.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 05-1843. Filed for public inspection September 30, 2005, 9:00 a.m.]

STATE BOARD OF EDUCATION

Approval of PSSA Performance Level Descriptors and Performance Level Scores

At its regular public meeting held September 15, 2005, the State Board of Education (Board) approved new Performance Level Descriptors and Pennsylvania System

of School Assessment (PSSA) Performance Level Scores recommended to the Board by the Department of Education (Department). The approved performance descriptors and PSSA performance level scores are based upon the recommendations of teachers, administrators and intermediate unit staff who participated in multi-day workshops facilitated by the Department's assessment contractor. The Performance Level Scores for grades 5, 8 and 11 were validated based upon the levels established by the Board in 2001, as published in the *Pennsylvania Bulletin* at 31 Pa.B. 2763 (May 26, 2001). With the addition of grade level tests in grade three, performance levels had to be established for the first time.

The scores approved by the Board on September 15, 2005, update scores that were previously approved by the Board on June 30, 2005. At that meeting, the Board approved the methodology for deriving the performance levels and, consequently, the expected rigor reflected by each level of performance. Following the June 30, 2005, meeting, it was determined an error was made in calculating the scores. The error resulted from use of incorrect equating data, not from the process used to calculate the new scores. The scores reflected in this notice were calculated using correct equating data and were verified for their accuracy by an independent contractor selected by the Department.

The Board action was taken under general authority granted to it by the Public School Code of 1949 (24 P. S. §§ 1-101—27-2702) and in accordance with specific provisions of the Board's regulations codified at 22 Pa. Code Chapter 4 (relating to academic standards and assessment). The approved PSSA performance level scores are described *infra* in the Appendix. The performance level descriptors are available for review on the Department website (www.pde.state.pa.us).

Background

Published at 29 Pa.B. 399 (January 16, 1999), the regulations of the Board now codified at 22 Pa. Code Chapter 4 "establish rigorous academic standards and assessments to facilitate the improvement of student achievement and to provide parents and communities a measure by which school performance can be determined." See 22 Pa. Code § 4.2 (relating to purpose). To help accomplish these goals, the Board established in Chapter 4 a State assessment system. The State assessment system is designed specifically to accomplish the following purposes:

- (1) Provide students, parents, educators and citizens with an understanding of student and school performance.
- (2) Determine the degree to which school programs enable students to attain proficiency of academic standards under § 4.12 (relating to academic standards).
- (3) Provide results to school districts, including charter schools, and AVTSs for consideration in the development of strategic plans under § 4.13 (relating to strategic plans).
- (4) Provide information to State policymakers including the General Assembly and the Board on how effective schools are in promoting and demonstrating student proficiency of academic standards.
- (5) Provide information to the general public on school performance.
- (6) Provide results to school districts, including charter schools, and AVTSs based upon the aggregate performance of all students, for students with an Individualized

Education Program (IEP) and for those without an IEP. See 22 Pa. Code § 4.51(a) (relating to State assessment system).

As prescribed by the regulations, the criteria for judging performance on State assessments are the following:

(1) Performance on State reading assessments shall be demonstrated by students' responses to comprehension questions about age-appropriate reading passages and by their written responses to in-depth comprehension questions about the passages.

(2) Performance on State mathematics assessments shall be demonstrated by students' responses to questions about grade-appropriate content and by the quality of their responses to questions which require a written solution to a problem.

(3) Performance on State writing assessments shall be demonstrated by the quality of students' written compositions on a variety of topics and modes of writing. See 22 Pa. Code § 4.51(b)(1)—(3). Levels of proficiency established by the regulations are "advanced, proficient, basic and below basic." See 22 Pa. Code § 4.51(b)(4).

Under the regulations, it is the responsibility of the Department to develop State assessments "based on academic standards in mathematics, reading and writing under § 4.12 [(relating to academic standards)]." See 22 Pa. Code § 4.51(c). In developing assessments, the Department is required "to consult with educators, students, parents and citizens regarding the specific methods of assessment." Individual test results from the assessment are to be used in planning instruction "only by parents, teachers, administrators and guidance counselors with a need to know based upon local board policy on testing and in reporting academic progress." *Id.* The Department and other Commonwealth entities are prohibited from collecting individual student test scores, and may only collect aggregate test scores by school and district. *Id.*

The State assessments must be administered annually and include assessments of the State academic standards in mathematics and reading at grades 3, 5, 8 and 11 and in writing at the elementary, middle and high school levels. See 22 Pa. Code § 4.51(d) and § 403.3(d) (relating to assessments). Students not achieving at the proficient level in the administration of State assessments in grade 11 must be provided one additional opportunity in grade 12 to demonstrate a proficient level on State assessments. See 22 Pa. Code § 4.51(e). The Secretary of Education has the authority to establish guidelines for the administration of the State assessment system. See 22 Pa. Code § 4.51(h).

Development and Approval of Descriptors and Scores

As part of the State assessment system established by the regulations, the Board delegated to the Department the very important task of developing specific criteria for each of the performance levels prescribed by § 4.51(b)(4)—advanced, proficient, basic and below basic. Specifically, the Department is directed by the regulations to "consult with educators, students, parents and citizens," and then to "develop and recommend to the Board for its approval specific criteria for each performance level." *Id.*

As reported to the Board at its May 18, 2005, study session, the Department met with educators, parents, community and business leaders from across this Commonwealth to assist the Department in the validation of the performance levels descriptors and scores. Based on these efforts as described in detail for the Board at its June 30, 2005, meeting, the Department recommended

the performance level descriptors and scores that the Board ultimately adopted at its June 30, 2005, meeting. Before adopting the performance level descriptors and scores on June 30, 2005, the Board provided members of the public in attendance with the opportunity to comment on the Department's recommendation. Following that meeting upon identification of an equating error, the Department recalculated the cut scores using correct data. The Department then verified the accuracy of the corrected cut scores by engaging an independent research organization to validate the corrected cut scores. The Department recommended and the Board approved the corrected cut scores at the Board meeting held on September 15, 2005.

The approved performance levels (as they appear *infra*) will be applied to the 2005 PSSA test scores, which will be released in September 2005. The Performance Level Descriptors, due to their length, are not included here but may be accessed on the Department's website: www.pde.state.pa.us. The Department and the Board will review the descriptors and scores periodically based on actual experience in using them and consider revisions as appropriate, using the same process prescribed by § 4.51(b)(4).

Persons with questions or needing additional information regarding the Board's approval of these performance levels descriptors and scores may contact Jim Buckheit, Executive Director, State Board of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3787 or TDD (717) 787-7367. Persons with questions or needing additional information regarding the development and implementation of them may contact Ray Young, Chief, Division of Assessment, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-4234 or TDD (717) 787-7367.

JIM BUCKHEIT,
Executive Director

APPENDIX

PSSA Performance Level Scores, as approved by the State Board of Education, are as follows:

Performance Level Scores

Grade 3

	<i>Mathematics</i>	<i>Reading</i>
Advanced	1370 and up	1442 and up
Proficient	1180-1369	1235-1441
Basic	1050-1179	1098-1234
Below Basic	1049 and below	1097 and below

Grade 5

	<i>Mathematics</i>	<i>Reading</i>
Advanced	1483 and up	1497 and up
Proficient	1312-1482	1275-1496
Basic	1158-1311	1137-1274
Below Basic	1157 and below	1136 and below

Grade 8

	<i>Mathematics</i>	<i>Reading</i>
Advanced	1446 and up	1473 and up
Proficient	1284-1445	1280-1472
Basic	1171-1283	1146-1279
Below Basic	1170 and below	1145 and below

Grade 11

	<i>Mathematics</i>	<i>Reading</i>
Advanced	1509 and up	1492 and up
Proficient	1304-1508	1257-1491
Basic	1167-1303	1112-1256
Below Basic	1166 and below	1111 and below

[Pa.B. Doc. No. 05-1844. Filed for public inspection September 30, 2005, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.


Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:
 The payment date specified in the contract.
 30 days after the later of the receipt of a proper invoice or receipt of goods or services.
 The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center
 PA Department of Community and Economic Development
 374 Forum Building
 Harrisburg, PA 17120
 800-280-3801 or (717) 783-5700

Reader's Guide



Legal Services & Consultation

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department:	General Services	③ Contract Information
Location:	Harrisburg, Pa.	④ Department
Duration:	12/1/93-12/30/93	⑤ Location
Contact:	Procurement Division 787-0000	⑥ Duration

⑦ (For Commodities: Contact: Vendor Services Section
717-787-2199 or 717-787-4705)

REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

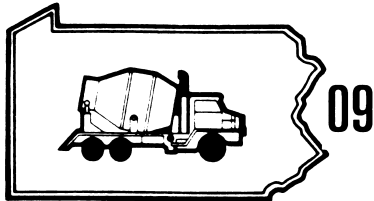
DO BUSINESS WITH STATE AGENCIES

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. The bureau is, by law, the central repository for all state contracts over \$5,000. Contract Specialists can supply you with descriptions of contracts, names of previous bidders, pricing breakdowns and other information. They can also direct you to the appropriate person and agency looking for your product or service. Copies of state contracts are also available. (Duplicating and mailing costs may apply). For more information, visit us online at www.patreaury.org.

Contact: **Bureau of Contracts and Public Records**
 Pennsylvania Treasury Department
 201 Finance Building
 Harrisburg, PA 17120
 Phone: (717) 787-2990 or 1-800-252-4700
 Fax: (717) 772-0977

ROBERT P. CASEY, Jr.,
State Treasurer

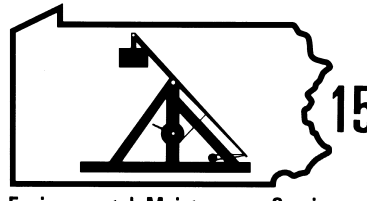
SERVICES



Construction & Construction Maintenance

DGS 999-124 PROJECT TITLE: New Visitor Entrance Structure. BRIEF DESCRIPTION: Renovate existing men's room. Construct a new visitors entrance with a bookstore entry lobby and work area. Construction includes concrete and masonry foundations, wood and heavy timber framing, metal wall and roof panels, skylights, flat membrane roofing systems, decorative metal signage. ESTIMATED RANGE: \$500,000 to \$1,000,000. General, HVAC, Electrical and Fire Protection Construction. PLANS DEPOSIT: \$25.00 per set payable to: Commonwealth of PA. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange the delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check in the amount of \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th & Herr Streets, Harrisburg, PA 17125, Tel: (717) 787-3923. Bid Date: Wednesday, September 21, 2005 at 2:00 PM. All Bidders must be registered to secure plans and specifications. A pre-bid conference has been scheduled for Monday, August 15, 2005 at 10:00 AM at the Railroad Museum of Pennsylvania, Strasburg Township, 1st Floor Conference Room. CONTACT: Mark Schwager, TEL: (717) 787-4054. All contractors who have secured contract documents are invited and urged to attend this pre-bid conference. Register at: www.vendorregistration.state.pa.us.

Department: Historical and Museum Commission
Location: Railroad Museum of Pennsylvania, Strasburg Township, Lancaster County, Pennsylvania
Duration: 300 Calendar Days from Date of Initial Job Conference
Contact: Contract and Bidding, (717) 787-3923



Environmental Maintenance Service

12DRLSPC Provide on-call drilling equipment and personnel for soils and geological investigations, as per specifications and special requirements. Period of contract will be 1/01/2006 through 12/31/2006. Location of work will include: Fayette Greene, Washington, and Westmoreland Counties. Bid Opening will be in late October at District 12.

Department: Transportation
Location: Department of Transportation District 12, 825 North Gallatin Avenue, Uniontown, PA 15401
Duration: January 1, 2006 through December 31, 2006
Contact: Robert Hoone, 724-439-7245

OSM 11(0826)102.1 Abandoned Mine Reclamation Project, Spangler Athletic Field. The principal items of work and approximate quantities are 3 acres of Seeding, planting 1,200 Trees, 470 linear feet of Roadside Ditch(es) Construction, and Mine Blowout and Channel Restoration that includes 3,107 cubic yards of Excavation and Grading, 2,200 tons of R-6 Limestone Riprap, and 756 square feet of Galvanized Steel Welded Bar Grating. This project issues on September 30, 2005 and bids will be opened on October 25, 2005 at 2:00 p.m. Bid documents cost \$10.00 per set and will not be mailed until payment has been received. This project is financed by the Federal Government under the authority given it by P.L. 95-87 dated August 3, 1977, "The Surface Mining Control and Reclamation Act of 1977," and is subject to that Law, and to the Federal Grant for this project.

Department: Environmental Protection
Location: Northern Cambria Borough, Cambria County
Duration: 90 calendar days after the official starting date.
Contact: Construction Contracts Section, 717-787-7820

[Pa.B. Doc. No. 05-1845. Filed for public inspection September 30, 2005, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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JAMES P. CREEDON,
Secretary

