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PENNSYLVANIA BULLETIN

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Latest Pennsylvania Code Reporter (Master Transmittal Sheet):

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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 repropose.

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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Part II

This part contains the
Environmental Quality Board's
Hazardous Waste Management

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RULES AND REGULATIONS

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
[49 PA. CODE CH. 43b]

Schedule of Civil Penalties; Procedures for Imposition of Civil Penalties and Procedures for Appeal

The Commissioner of Professional and Occupational Affairs (Commissioner) adopts Chapter 43b (relating to Commission of Professional and Occupational Affairs) to read as set forth in Annex A.

The amendments are made under the authority of section 5(a) of the act of June 2, 1993 (P. L. 345, No. 48) (act) (63 P. S. § 2205(a)).

Notice of proposed rulemaking was published at 27 Pa.B. 2745 (June 7, 1997) following which the Commissioner accepted public comment for 30 days. The only comment received was from the Independent Regulatory Review Commission (IRRC).

Consideration of IRRC's Comments to Proposed Rulemaking

Comments submitted by IRRC related to clarity of the proposed regulations. First, it was suggested that the term "formal action," as used in §§ 43b.4—43b.9, be either defined or replaced with another term. The Commissioner has added a definition of "formal action" to clarify the type of action that would be taken in some instances when there would be repeated violations.

Second, IRRC suggested that § 43b.3(b)(1) which refers to a civil penalty which "has been established under the following schedule" be changed to reflect the multiple schedules in §§ 43b.4—43b.9. The Commissioner has implemented this suggestion to better clarify the intent.

Finally, IRRC recommended that the provision for hearings in § 43b.3(c)(1) should reference the procedural rules of the particular licensing board with jurisdiction over the hearing. However, any procedural rules of the individual licensing boards pertaining to hearings only apply to those hearings which are initiated through the filing of an Order to Show Cause, not a citation. Therefore, a Board's procedural rules would not apply to citation hearings. In addition, the Commissioner noted that under § 43b.3(e), these provisions supplement the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II. The Commissioner is of the view that the General Rules do not need to be supplemented for citation hearings. The Commissioner does, however, understand the need to clarify the fact that these hearings are "citation hearings." Accordingly, § 43b.3(c)(1) has been amended to refer to "citation hearings."

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Commissioner submitted a copy of these final-form regulations on October 8, 1997, to IRRC and to the Chairpersons of the House Committee on Professional Licensure and the Senate Committee on Consumer Protection and Professional Licensure. In addition to submitting the final-form regulations, the Commissioner has provided IRRC and the Committees with a copy of a Regulatory Analysis Form. A copy of this material is available to the public upon request.

The final-form regulations were approved by the House Committee on October 22, 1997. The Senate Committee approved the final-form regulations on October 28, 1997. IRRC met on November 6, 1997, and approved the final-form regulations.

Fiscal Impact

Professional licensing statutes require each board and commission to be self-supporting. Revenues must be generated by fees paid by licensees and must meet or exceed budgeted expenditures.

A board's disciplinary duties consist of investigating complaints, inspecting licensed facilities and meting out appropriate sanctions. Although the boards are not supported by General Fund tax revenues, members of the regulated community are assessed a biennial renewal fee which finances a board's operations, including the disciplinary function.

Licensees are impacted individually when they are found guilty of violating a board's act or regulations and a fine is levied. A licensee who disputes charges brought against him, including those filed as civil penalty citations under the act, may request a hearing before a hearing examiner or appeal a decision to the appropriate board. The more resources and time expended by personnel of the Department to dispose of disciplinary cases, the greater the impact of the disciplinary function upon a board's operating costs.

Paperwork Requirements

The regulations will not necessitate any legal, accounting, reporting or other paperwork requirements.

Statutory Authority

The regulations are authorized under section 5(a) of the act which provides the Commissioner with authority to adopt a schedule of civil penalties for: (1) operating without a current and valid license, registration, certification or permit; and (2) violating a licensing board or commission act or regulation relating to the conduct or operation of a business or facility licensed by a licensing board or commission.

Contact Person

Individuals who desire information are invited to submit inquiries to Commissioner Dorothy Childress, P.O. Box 2649, Harrisburg, PA 17105-2649.

Order

The Commissioner hereby orders that:

(a) The regulations of the Commissioner are amended by deleting §§ 43a.1—43a.11 and adding §§ 43b.1 and 43.b.4—43b.9 to read as set forth at 27 Pa.B. 2745 (June 7, 1997) and by adding §§ 43b.2 and 43b.3 to read as set forth in Annex A.

(b) The Commissioner shall submit this order, 27 Pa.B. 2745 and Annex A to the Office of General Counsel and to the Office of Attorney General for approval as to legality as required by law.

(c) The Commissioner shall certify this order, 27 Pa.B. 2745 and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall become effective immediately upon publication in the *Pennsylvania Bulletin*.

DOROTHY CHILDRESS,
Commissioner

(*Editor's Note*: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 27 Pa.B. 6128 (November 22, 1997).)

Fiscal Note: Fiscal Note 16-15 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 43a. COMMISSIONER OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

§§ 43a.1—43a.11 (Reserved).

CHAPTER 43b. COMMISSIONER OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

SCHEDULE OF CIVIL PENALTIES, PROCEDURES FOR IMPOSITION OF CIVIL PENALTIES, AND PROCEDURES FOR APPEAL

§ 43b.2. Definitions.

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

Act—The act of July 2, 1993 (P. L. 345, No. 48) (63 P. S. §§ 2201—2207).

Authorized agent—An individual authorized by the Bureau to issue citations in accordance with the act.

Bureau—The Bureau of Professional and Occupational Affairs under the Commissioner within the Department of State.

Commissioner—The Commissioner of Professional and Occupational Affairs.

Formal action—Written charges initiated by the filing of an order to show cause as provided for under 1 Pa. Code § 35.14 (relating to orders to show cause).

§ 43b.3. Procedures.

(a) *Inspections/investigations.* Authorized agents may conduct inspections and investigations for the purpose of ascertaining compliance with statutory provisions and regulations of licensing boards and commissions relating to required licensure and the conduct or operation of a business or facility.

(b) *Citations.*

(1) If an inspection reveals a violation of a statute or a regulation for which a civil penalty has been established under the schedules in §§ 43b.4—43b.9, the authorized agent may prepare a citation indicating the violations found and the penalties imposed. A copy of the citation will be provided to the respondent.

(2) The citation shall be made on a form approved by the Bureau.

(3) Within 10 days of the date of the issuance of the citation, the respondent shall enter one of the following:

(i) A plea to admit to the violation and remit payment of the civil penalty to the Bureau.

(ii) A plea to deny the violation and request a hearing to contest the imposition of a civil penalty.

(4) Failure to respond to the citation in the manner specified in paragraph (3) within 10 days will result in the entry of a default judgment against the respondent for the full amount of the civil penalty and may result in additional disciplinary action.

(5) The civil penalties shall be paid by certified check or cashier's check or money order and made payable to the "Commonwealth of Pennsylvania," and mailed to: Commonwealth of Pennsylvania, Department of State, Complaints Office—Citations, Post Office Box 2649, Harrisburg, Pennsylvania 17105-2649.

(c) *Citation hearings.*

(1) Citation hearings shall be conducted by a hearing examiner in compliance with 2 Pa. C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law).

(2) If a violation is found, the hearing examiner shall impose the full amount of the civil penalty as charged in the citation and as authorized by the schedules in this chapter.

(d) *Appeals.* A decision by a hearing examiner may be appealed by any party by filing an application for review with the appropriate licensing Board within 20 days of the mailing date of the order. An application for review shall set forth with specificity the grounds for appeal. The Board will review the record established before the hearing examiner and in its discretion receive additional evidence.

(e) *Miscellaneous.* This section supplements 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedures).

[Pa.B. Doc. No. 97-1982. Filed for public inspection December 12, 1997, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF REVENUE

[61 PA. CODE CHS. 31, 32, 48 AND 55]

Sales and Use Tax; Telecommunications Services

The Department of Revenue (Department), under authority contained in section 270 of the Tax Reform Code of 1971 (TRC) (72 P. S. § 7270), proposes amending §§ 31.1 and 31.24 (relating to persons and sales subject to tax; and florists); §§ 32.21 and 32.25 (relating to charitable, volunteer firemen's and religious organizations and nonprofit educational institutions); deleting § 48.1 (relating to utility services used by exempt organizations); and adding § 55.8 (relating to telecommunications services) to read as set forth in Annex A.

Section 270(a) of the TRC specifically provides that the Department is authorized and empowered to prescribe, adopt, promulgate and enforce, rules and regulations consistent with the provisions of Article II of the TRC (72 P.S. §§ 7201—7281.2). Tax For Education, relating to any matter or thing pertaining to the administration and enforcement of the provisions of Article II., and the collection of taxes, penalties and interest imposed by Article II.

Purpose

Statutory changes were made in 1991 to sections 201(m), 202(c) and 204(5) of the TRC (72 P. S. §§ 7201(m), 7202(c) and 7204(5)) regarding telephone, telegraph and telecommunications services. The Department is proposing to amend existing regulatory sections to conform with existing statutory language and is proposing to add a new section detailing telecommunications services.

Explanation of Regulatory Requirements

Section 31.1 is amended by replacing the language in paragraph (3)(iv) with detailed provisions regarding international, interstate and intrastate telephone, telegraph and telecommunications services. Language is added to § 31.24(a) and (b) to clarify that florists shall collect tax upon the sale or rental of taxable services or tangible personal property. In addition, subsection (b) is reworded to clearly state when a florist may collect tax on orders using telephone, telegraph or telecommunications services.

Section 32.21(a)(2)(i) is amended by deleting clauses (A)—(C) and adding new clauses (A) and (B). The new clause (A) is similar to the language that was deleted. Clause (B) incorporates language that had been set forth in § 48.1 which is proposed to be deleted in its entirety.

Section 32.25 is amended by amending the definition of "commercial use" to mean "use or consumption other than a residential use."

The Department's interpretation of recent statutory language relating to telephone, telegraph and telecommunications services is set forth in § 55.8. Subsection (a) defines numerous terms used in § 55.8. Subsection (b) provides the scope of taxation effective October 1, 1991. Subsection (c) details the effect the service address has on the taxation of various telecommunication services.

Subsection (d) provides examples of telecommunication services exempt from tax. Subsection (e) explains that the purchase of a telecommunications service for resale occurs if the purchaser does not use the telecommunications service itself but rather resells it in the ordinary course of business. The subsection also provides examples of exempt sales for resale.

Subsection (f) provides that, to the extent tax is due on the purchase of an international or interstate telecommunications service, a credit will be granted for taxes legally due and paid to another jurisdiction, if the other jurisdiction grants similar credit for taxes paid to the Commonwealth. Provisions relating to local sales and use tax are addressed in subsection (g). Subsection (h) provides that the purchase, use, lease, repair or maintenance of telecommunications equipment and supplies, such as telephones and wires, is subject to sales and use tax, unless the purchaser is entitled to claim an exclusion under § 32.21, 32.22 or 32.34.

Affected Parties

Providers of telecommunications services will be affected by the proposed amendments.

Fiscal Impact

The Department has determined that the proposed amendments will have no significant fiscal impact on the Commonwealth.

Paperwork

The proposed amendments will not generate additional paperwork for the public or the Commonwealth.

Effectiveness/Sunset Date

The proposed amendments will become effective upon final publication in the *Pennsylvania Bulletin*. These proposed amendments are scheduled for review within 5 years of final publication. No sunset date has been assigned.

Contact Person

Interested persons are invited to submit in writing any comments, suggestions or objections regarding the proposed amendments to Anita M. Doucette, Office of Chief Counsel, Department of Revenue, Dept. 281061, Harrisburg, PA 17128-1061, within 30 days of the date of the publication of this notice in the *Pennsylvania Bulletin*.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of these proposed amendments on December 1 1997, to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House and Senate Committees on Finance. In addition to submitting the proposed amendments, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form prepared by the Department in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation." A copy of this material is available to the public upon request.

If IRRC has objections to any portion of the proposed amendments, it will notify the Department within 10 days of the close of the committees' comment period. The notification shall specify the regulatory review criteria which have not been met by that portion. The Regulatory Review Act specifies detailed procedures for review of

objections raised, prior to final publication of the regulation, by the Department, the General Assembly and the Governor.

ROBERT A. JUDGE, Sr.,
Secretary

Fiscal Note: 15-395. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 61. REVENUE

PART I. DEPARTMENT OF REVENUE

Subpart B. GENERAL FUND REVENUES

ARTICLE II. SALES AND USE TAX

CHAPTER 31. IMPOSITION

GENERAL PROVISIONS

§ 31.1. Persons and sales subject to tax.

An excise tax shall be imposed upon the sale at retail or the use within this Commonwealth of tangible personal property and certain services, unless otherwise exempted.

* * * * *

(3) The term tangible personal property includes**[, but is not limited to,] the following:**

* * * * *

(iv) **[Intrastate telephone and telegraph service for nonresidential use.] International, interstate and intrastate telephone, telegraph and telecommunications services originating or terminating in this Commonwealth and charged to a service address in this Commonwealth.**

* * * * *

§ 31.24. Florists.

(a) *Sale or rental of floral products.* Florists shall collect the tax upon sale or rental of **taxable services or tangible personal property, including** flowers, wreaths, bouquets, potted plants and property of a like nature.

(b) **[** ***Telephone or telegraphic orders*** **]** ***Orders using telephone, telegraph or telecommunications services.*** **[On all telephone or telegraph orders to be transmitted by one] When a** florist located within this Commonwealth **uses a telephone, telegraph or telecommunications services to transmit an order for the delivery of tangible personal property or rendition of a taxable service inside or outside this Commonwealth** to another florist who shall make delivery, **[either within or without this Commonwealth]**, the florist **[taking] transmitting** the order shall collect and report the tax on the gross amount of the order. **[Effective March 4, 1971, the] The** tax applies to **telephone,** telegraph **[or telephone] and telecommunications service** charges whether or not they are separately stated. A florist receiving **[telephone or telegraph]** orders **for tangible personal property or taxable services** from another florist **through the medium of telephone, telegraph or telecommunications services** may not collect tax on the orders.

CHAPTER 32. EXEMPTIONS

NONBUSINESS EXEMPTIONS

§ 32.21. Charitable, volunteer firemen's and religious organizations, and nonprofit educational institutions.

(a) *Purchases for use by exempt organizations.* The exemption to which an exempt organization **[shall be] is** entitled is limited and does not extend to all purchases by the exempt organization. The Department may issue an assessment against an exempt organization for sales and use tax owed on nonexempt purchases, whether or not an exemption certificate or declaration of sales tax exemption was tendered to the vendor. **[Moreover, the] The** exemption is personal and is not transferable to another. Individuals making purchases of tangible personal property on behalf of the exempt organization are not entitled to claim the organization's exempt status.

* * * * *

(2) *Taxable and exempt purchases.* The exemption applies to the purchase and use of tangible personal property or services billed directly to the exempt organization, including office supplies, motor vehicles, food and beverages, fund raising supplies, utilities and furniture with the exception of the following:

(i) *Unrelated trade or business.* Tangible personal property used in the performance of an unrelated trade or business. **[Examples of taxable purchases are the following:**

(A) The purchase of kitchen equipment by a hospital in operating a cafeteria for use by the general public.

(B) The purchases of tables, chairs and a refrigerator by a volunteer fire company in operating a bar or restaurant.

(C) The purchase of liquor or malt beer by an exempt organization which is licensed by the Liquor Control Board.]

(A) The following are examples of taxable purchases:

(I) The purchase of kitchen equipment by a hospital to operate a cafeteria for use by the general public.

(II) The purchase of tables, chairs and a refrigerator by a volunteer fire company to operate a bar or restaurant.

(III) The purchase of liquor or malt beer by an exempt organization that is licensed by the Liquor Control Board.

(B) The following are examples of exempt purchases: the purchase of fuel oil; petroleum products; steam, natural, manufactured or bottled gas; electricity; or telephone, telegraph or telecommunications services, by a charitable, volunteer firemen's or religious organization, or nonprofit educational institution for use in conjunction with its exempt activities.

* * * * *

§ 32.25. Steam, gas, electricity, fuel oil and kerosene.

(a) *Definitions.* The following words and terms, when used in this section, have the following meanings, unless the context clearly indicates otherwise:

Commercial use—**[The use] Use** or consumption **[within that portion of a structure or other area which is for use]** other than a residential use.

* * * * *

CHAPTER 48. EXEMPT ORGANIZATIONS.

§ 48.1. [Utility services used by exempt organizations] (Reserved).

[The sale at retail or use of fuel oil, petroleum products, steam, natural, manufactured or bottled gas, or electricity or telephone services by a charitable, volunteer firemen's, or religious organization, or nonprofit educational institution for use in conjunction with its exempt activities is not subject to tax. The organizations are required to tender to their suppliers an exemption certificate in lieu of the payment of tax.]

CHAPTER 55. SERVICES.

§ 55.8. Telecommunications services.

(a) *Definitions.* The following words and terms, when used in this section, have the following meanings, unless the context clearly indicates otherwise:

Airtime—A component of a telecommunications service that is charged on a basis that reflects the time span of the communication.

Basic local telephone service—The provision of an access line and dial tone, to a fixed location, for purposes of sending or receiving a telecommunication service within a local calling area, regardless of whether the purchaser has limited or unlimited access to a private or a party line. The term also includes installation service, providing and restoring access lines, touch tone service, 911 service and telecommunications relay service.

Cell site—The geographic area covered by receiving and transmitting equipment that provides cellular mobile telecommunications service directly to or from a subscriber.

Channel—A pathway for the transmission of information between a sending point and a receiving point.

Commercial use—Use or consumption other than a residential use.

Enhanced telecommunication services—

(i) Services, offered over a telecommunications network, which employ computer processing applications that include any of the following:

(A) Acts on the format, content, code, protocol or similar aspects of the purchaser's transmitted information.

(B) Provides the purchaser additional, different or restructured information.

(C) Involves the purchaser's interaction with stored information.

(ii) The term includes electronic publishing, Internet access, voice mail and electronic mail services. Services utilizing any of the computer processing applications set forth in subparagraph (i) solely for the management, control or operation of a telecommunications system or the management of a telecommunications service is not an enhanced telecommunication service.

International telecommunications service—A telecommunications service that either originates in this Commonwealth and terminates outside the United States, or originates outside the United States and terminates in this Commonwealth.

Interstate telecommunications service—A telecommunications service that either originates in this Commonwealth and terminates in another state, or originates in another state and terminates in this Commonwealth.

Intrastate telecommunications service—A telecommunications service that originates and terminates within this Commonwealth, regardless of routing.

Private line—A dedicated, nontraffic sensitive telecommunications service for a single purchaser that entitles the purchaser to the exclusive or priority use of a communications channel, or group of channels, between specified locations.

Residential use—The use or consumption within that portion of a structure used as a home, dwelling, private residence, condominium, housing cooperative, prefabricated building, camper, summer home, motor home or similar place of abode. The term includes the use or consumption by a condominium association or housing cooperative association that acts on behalf of residents who use the condominium or housing cooperative units as their personal residences. The term does not include the use or consumption of a telecommunications service for commercial purposes at a purchaser's private residence.

Subscriber line charge—An access charge paid directly by the purchaser of a telephone service to a local exchange carrier to defray the cost of providing local exchange access.

Telecommunications service—

(i) Any one-way transmission or any two-way, interactive transmission of sounds, signals or other intelligence converted to like form, which effect or are intended to effect meaningful communications by electronic or electromagnetic means via wire, cable, satellite, light waves, microwaves, radio waves or other transmission media.

(ii) Except as provided in subparagraph (iii), the term includes all types of telecommunication transmissions such as:

(A) Local, toll or wide-area telephone service.

(B) Private line service.

(C) Telegraph service.

(D) Radio repeater service.

(E) Wireless communication service.

(F) Personal communications system (PCS) service.

(G) Cellular mobile telecommunication service.

(H) Specialized mobile radio service.

(I) Stationary two-way radio service.

(J) Paging service.

(iii) The term does not include:

(A) Subscriber charges for access to a video dial tone system.

(B) Charges to video programmers for the transport of video programming.

(C) Enhanced telecommunication services.

Video dial tone service—A common carrier service for the transport of a video programming service to a subscriber.

Video programming service—Video or information programming, whether in digital or analog format, that is provided by a cable television operator, or is of the type that would generally be considered comparable to programming provided by a cable television operator, and upon which the cable television operator pays a franchise fee. Video programming does not include on-line, interactive information services to the extent that access to these services is accomplished through use of a dial-up or telephone line, or a wireless or direct-to-home satellite transmission.

(b) *Scope.*

(1) *General.* Effective October 1, 1991, the sale at retail or use of an international or interstate telecommunications service charged to a service address in this Commonwealth or an intrastate telecommunications service is subject to tax.

(2) *Purchase price.* The total amount charged for an international, interstate or intrastate telecommunications service is taxable, regardless of whether the charge is based upon a flat rate or a message unit rate.

(3) *Private line service.* If the telecommunications service is a private line service, the following charges are taxable:

(i) Charges imposed for each channel termination point in this Commonwealth.

(ii) Charges for that portion of the channel within this Commonwealth determined by mileage or other reasonable method.

(4) *Ancilliary services.* Services that are ancillary to the provision of telecommunication services are taxable, such as directory assistance service, the connection or disconnection of telecommunications services or equipment, call forwarding, caller identification and call waiting.

(5) *Prepaid telephone calling cards.* The sale of prepaid telephone calling cards, which allow the holders of the cards to use a predetermined number of minutes or set dollar amount of a telecommunications service, are not subject to Pennsylvania Sales Tax. The sale of the cards are considered to be the sale of a right to future telecommunication services and not a sale of tangible personal property. Once a telecommunications service that originates within this Commonwealth is made with the use of a prepaid telephone calling card, the call is subject to tax as a telecommunications service.

(i) The purchase price subject to tax is the consideration for the telecommunication service that is charged by the telecommunication service provider. This consideration is the value, expressed in terms of money, of the units or minutes that are reduced from the card upon each use. The tax shall be remitted to the Department by the telecommunications service provider.

(ii) The telecommunications provider or other entity that sells the debit cards is the consumer of the plastic or paper cards. Because the cards are not tangible personal property purchased for resale, the telecommunications provider or other entity must pay tax upon its purchase of the cards.

(iii) The rules pertaining to debit cards under this subsection apply whether the card is transferred to a retail customer for consideration or as part of a promotional program.

(6) *Internet access.* Service charges associated with the provision of Internet access by an Internet or on-line service provider, including flat rate monthly, installation and hourly charges, are considered enhanced telecommunication charges and are not subject to sales and use tax. However, telecommunication charges incurred by an Internet service provider to deliver Internet access to its subscribers are subject to tax. Local, toll or long distance telephone charges incurred by a subscriber to transmit signals from a computer to the Internet service provider are subject to tax, subject to the exceptions listed under subsection (d).

(c) *Service address.*

(1) If telecommunications equipment is designed to originate or receive a telecommunications service at a fixed location, the service address is the location of the equipment from which the purchaser originates or receives the telecommunications service. The following are examples involving a service address at a fixed location:

(i) Bruce calls New York from his home telephone located in this Commonwealth. Because Bruce's telephone is designed to originate a telecommunications service at a fixed location in this Commonwealth, the service address is in this Commonwealth. Because the telephone call also originates in this Commonwealth, the telecommunications service is subject to Pennsylvania Sales and Use Tax.

(ii) Jonathan places a collect call from New Jersey to Mary's home phone in this Commonwealth. Because it is a collect call, Mary is the purchaser of the telecommunications service. Because Mary's telephone is designed to receive a telecommunications service at a fixed location in this Commonwealth, the service address is in this Commonwealth. The collect call is subject to Pennsylvania Sales and Use Tax because it is received in this Commonwealth and its service address is in this Commonwealth.

(2) If telecommunications service equipment is designed to originate or receive a telecommunications service at a mobile location, the service address is the subscriber's primary use of the telecommunications equipment as defined by telephone number, authorization code or location in this Commonwealth where bills are sent. If the mobile telephone switching office or similar facility first receiving the telecommunication is outside the subscriber's assigned service area (that is, the subscriber is "roaming"), the service address is deemed to be the location of that mobile telephone switching office or similar facility. In the case of airtime service, a mobile telecommunications service provider may elect to define service address as being the location of the initial cell site used by the service provider's customer to originate the call or, if the customer receives a call, the cell site that connects the call to the receiver. The following are examples involving a service address at a mobile location:

(i) Cara, a resident of this Commonwealth, purchases a paging service that covers New York and New Jersey and this Commonwealth. To activate the paging service, the paging service provider has

antennas located throughout the tri-state area that emit a signal corresponding to Cara's pager. Cara's pager is activated while she is attending a conference in New York City. Cara's service address is defined as her billing address in this Commonwealth because her pager is designed to receive a telecommunications service from a mobile location. The paging service originates in this Commonwealth because the paging service provider's signals originate from antennas located in this Commonwealth. Because the service originates in this Commonwealth and is charged to a service address in this Commonwealth, the call is subject to Pennsylvania Sales and Use Tax.

(ii) Janis, a resident of this Commonwealth, calls Newark, New Jersey from her cellular telephone while driving through Scranton, Pennsylvania, which is within her assigned cellular telephone service area. The cellular telephone service provider sends Janis's phone bills to her residence in this Commonwealth. The service address is deemed to be Janis's billing address in this Commonwealth. Because the call originates in this Commonwealth and the service address is in this Commonwealth, the call is subject to Pennsylvania Sales and Use Tax.

(iii) Katie, a resident of this Commonwealth, calls New York from her cellular telephone while driving through Maine, which is outside her assigned cellular telephone service area. The service address is defined as the mobile telephone switching office in Maine that transmits the signal. Because the service address is in Maine and the telecommunication originates and terminates outside this Commonwealth, the call is not subject to Pennsylvania Sales and Use Tax.

(iv) Mike, a New York resident, calls Ohio from his cellular telephone while driving through this Commonwealth, which is outside his assigned cellular telephone service area. Accordingly, the service address is defined as the mobile telephone switching office in this Commonwealth that transmits the signal. Because the service originates in this Commonwealth, and the service address is deemed to be in this Commonwealth, the call is subject to Pennsylvania Sales and Use Tax.

(v) Joe, a resident of Valley Forge, Pennsylvania, calls his office in Philadelphia, Pennsylvania, from his cellular telephone while driving in Cherry Hill, New Jersey. The call originates and terminates within his assigned cellular mobile telephone service area, which encompasses both this Commonwealth and New Jersey. Joe's service provider elects to use the cell site method for determining service address and determines that the initial cell site used to originate the call was located in Cherry Hill, New Jersey. Although Joe's cellular telephone call terminated in this Commonwealth and his billing address is in this Commonwealth, the call is not subject to Pennsylvania Sales Tax, because the location of the call's service address, under the cell site method, is in New Jersey.

(3) The service address of an intrastate telecommunications service is deemed to be in this Commonwealth regardless of how or where billed or paid.

Example: Gregg places a call from Philadelphia, Pennsylvania to Scranton, Pennsylvania. He charges the call to a third party located outside this Commonwealth. Because the call originates and is received in this Commonwealth, the entire charge is taxable. The fact that Gregg charges the call to a third party located outside this Commonwealth is irrelevant.

(4) If the charge for an international or interstate telecommunications service is paid by a credit or payment mechanism that does not relate to a service address, such as a debit or credit card, or when the service is charged to equipment at a location that does not constitute a service address, the service address is deemed to be the location at which the telecommunications service originated. Examples are as follows:

(i) Jack calls Massachusetts from a pay telephone located in this Commonwealth and uses his prepaid telephone debit card to pay for the call. Because a prepaid telephone debit card is not related to a service address, the service address is deemed to be this Commonwealth, the origination of the call. Because the call also originates in this Commonwealth, the charge is subject to Pennsylvania Sales and Use Tax.

(ii) John calls New York from a telephone in this Commonwealth and charges the call to his calling card, a credit payment mechanism related to his home telephone in Florida. Because the telecommunications service was charged to equipment at a location that did not constitute a service address from which the call either originated or terminated, the service address is deemed to be this Commonwealth, the origination of the call. Therefore, because the call originates in this Commonwealth, it is subject to Pennsylvania Sales and Use Tax.

(5) The service address of a private line telecommunications service is deemed to be in this Commonwealth to the extent that charges for the service are attributed to this Commonwealth under subsection (b)(4).

(d) *Exemptions from tax.* The following telecommunication services are exempt from tax:

(1) Basic local telephone service purchased directly by the purchaser solely for the purchaser's own residential use.

(2) Subscriber line charges purchased directly by the purchaser solely for the purchaser's own residential use.

(3) Telegrams paid for in cash at a telegraph office.

(4) Sales for resale of a telecommunications service as described in subsection (e).

(5) A telecommunications service purchased by a charitable organization as defined under § 32.1 (relating to definitions) that holds an exemption number issued by the Department under § 32.21 (relating to charitable, volunteer firemen's and religious organizations, and nonprofit educational institutions) and satisfies the requirements for a tax-exempt purchase under § 32.21.

(6) A telecommunications service purchased by a governmental entity as defined in § 32.22 or § 32.23 (relating to sales to the United States Government or within areas subject to the jurisdiction of the

Federal Government; and sales to the Commonwealth or its political subdivisions and sales by the Commonwealth and its political subdivisions).

(7) A telecommunications service that is predominately used directly in manufacturing, processing, public utility, farming, dairying, agriculture, horticulture or floriculture, as defined in § 32.1.

(8) Effective July 1, 1995, a telephone call paid for by inserting money into a telephone that accepts a direct deposit of money to operate.

(9) A telecommunications service purchased by an entity otherwise exempt from Pennsylvania Sales and Use Tax under any Federal or State law not enumerated in this subsection.

(e) *Resale exemption.*

(1) The purchase of a telecommunications service for resale occurs if the purchaser does not use the telecommunications service itself but rather resells the telecommunications service in the ordinary course of business. A purchase for resale does not occur when an enhanced telecommunication services provider acquires telecommunications services, regardless of whether the cost of the telecommunications services is separately stated on the invoice to the enhanced telecommunication service provider's customer.

(2) *Examples are as follows:*

(i) A guest at a hotel places a long distance telephone call. The call is handled through the hotel's switchboard. The guest is charged $5 per minute and the guest's bill separately states this charge. The hotel may claim the resale exemption on the charge for the guest's call that it receives from the long distance telephone company providing service to the hotel.

(ii) A university purchases telecommunications services in bulk and then resells these services to individual students, faculty members or other retail purchasers. The university may claim the resale exemption on its purchase of the telecommunication service that is resold to retail purchasers.

(iii) Interexchange telephone company IXC pays access charges to local exchange telephone company LEC for switched access service so that it may place a customer's long distance telephone call. IXC may claim resale on the access charge.

(iv) ISP, an Internet service provider, purchases telecommunication services to provide Internet access to its customers. Because ISP renders an enhanced telecommunication service, it cannot claim resale upon its purchase of telecommunication services that it uses to provide its enhanced service.

(v) XYZ Co. is an information services provider located in this Commonwealth that sells sports gambling information for $5 per minute to customers who access the information through a "900" telephone number. XYZ Co. purchased the "900" telephone number from a long distance telephone company for a flat monthly fee of $2,000. Although the $5 per minute fee is listed on the customer's telephone bill, this charge does not represent the customer's charge for the "900" telephone call. Instead, the $5 per minute charge represents the purchase price of XYZ Co.'s sports gambling information retrieved via the "900" telephone number. XYZ Co. cannot claim resale upon its purchase of its $2,000 per month "900" telephone number because it is using this telecommunication service to render its sports information service. XYZ Co. shall pay Pennsylvania Sales Tax upon its purchase of the "900" telephone number because the calls terminate in this Commonwealth and are charged to XYZ Co.'s service address in this Commonwealth.

(f) *Credits against tax.*

(1) To the extent that tax is due on the purchase of an international or interstate telecommunications service, a credit will be granted for taxes that were legally due and paid to another jurisdiction, if the other jurisdiction grants a similar credit for taxes paid to the Department. A credit may not exceed the amount of tax owed to the Department on the same transaction.

(2) Credits against local tax will be applied in accordance with the provisions of § 60.16 (relating to local sales, use and hotel occupancy tax).

(g) *Local sales and use tax.*

(1) A telecommunications service provider shall collect and remit local tax if the telecommunications service is provided to a service address in a county or other local jurisdiction that has enacted a local tax.

(2) In the case of airtime service, a cellular mobile telecommunications service provider may elect to use the cell site method for determining the service address as being in a county or other local jurisdiction that has enacted a local tax in a manner similar to that described in subsection (c)(2).

(h) *Telecommunications equipment and supplies.* The purchase, use, lease, repair or maintenance of telecommunications equipment and supplies, such as telephones and wires, is subject to sales and use tax, unless the purchaser is entitled to claim an exclusion under § 32.21, § 32.22 or § 32.34 (relating to public utilities).

[Pa.B. Doc. No. 97-1983. Filed for public inspection December 12, 1997, 9:00 a.m.]

STATEMENTS OF POLICY

STATE BOARD OF NURSING

[49 PA. CODE CH. 21]

Epidural Medications in Intrapartal Practice

The State Board of Nursing (Board) proposes to amend § 21.413(b)(5) (relating to interpretations regarding the administration of drugs—statement of policy) by deleting the prohibition against a registered nurse administering medications by epidural catheter or other pain relief devices in intrapartal practice. The Board believes that nursing care practice in regard to intrapartal analgesia has sufficiently evolved so that an obstetric nurse should be permitted to administer epidural analgesia to provide timely pain relief for a woman in labor.

The Board's proposal is based on a review of the current policy and comments and correspondence received from the Pennsylvania Nurses Association, the Hospital Association of Pennsylvania, the Pennsylvania Association of Nurse Anesthetists and the Association of Women's Health, Obstetric, and Neonatal Nurses (AWHONN). AWHONN is the only group that does not support the change. AWHONN believes that epidural analgesia administered by a registered nurse to a pregnant woman poses a risk-management concern. The Board notes that in many health care facilities today the patient herself administers her own analgesia through a hand-held patient controlled pump. The Board believes that nurse administered epidural analgesia would be safer than patient administered epidural medications because the nurse would be able to better manage the administration and identify any untoward side effects.

Statutory Authority

This statement of policy is proposed under sections 2(l) and 2.1(k) of the Professional Nursing Law (63 P. S. §§ 212(l) and 212.1(k)) and § 21.401 (relating to interpretations: scope of practice).

Comments

Under § 21.401, the Board will allow 60 days for public comment from the date of publication in the *Pennsylvania Bulletin* of this notice.

M. CHRISTINE ALICHNIE, PhD, RN,
Chairperson

Fiscal Note: 16A-518. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 21. STATE BOARD OF NURSING

§ 21.413. Interpretations regarding the administration of drugs—statement of policy.

(b) The following nursing practices fall within the scope of registered nursing practice under §§ 21.11; 21.12 and 21.14 (relating to general functions; venipuncture; intravenous fluids; and administration of drugs):

* * * * *

(5) Monitoring and**[, in situations other than intrapartal practice,]** administering medications by epidural catheter or other pain relief devices to be used as analgesia for pain control. Administration of medications as used in this paragraph does not include initiation of the medication.

[Pa.B. Doc. No. 97-1984. Filed for public inspection December 12, 1997, 9:00 a.m.]

NOTICES

DELAWARE RIVER BASIN COMMISSION

Notice of Commission Meeting and Public Hearing

The Delaware River Basin Commission will hold a public hearing on Wednesday, December 17, 1997. The hearing will be part of the Commission's regular business meeting which is open to the public and scheduled to begin at 1:30 p.m. in the Goddard Conference Room of the Commission's offices at 25 State Police Drive, West Trenton, NJ.

An informal conference among the Commissioners and staff will be held at 11 a.m. at the same location and will include discussion of proposed amendments to the Commission's Ground Water Protected Area Regulations for Southeastern Pennsylvania and response document distribution and the 1998 Commission meeting schedule.

In addition to the subjects listed which are scheduled for public hearing at the business meeting, the Commission will also address the following: Minutes of the November 19, 1997 business meeting; announcements; General Counsel's Report; report on Basin hydrologic conditions; a resolution to adopt the current expense and capital budgets for Fiscal Year 1999; a resolution to adopt a Commission vision and mission statement entitled Charting the Future and public dialogue.

The subjects of the hearing will be as follows:

Applications for Approval of the Following Projects Under Article 10.3, Article 11 and/or Section 3.8 of the Compact:

1. *Mount Holly Water Company D-95-46 CP.* An application for approval of a ground water withdrawal project to supply up to 88.7 million gallons (mg)/30 days of water to the applicant's Mansfield Water Supply Facility from new Well Nos. 1, 2, 3 and 4, and to limit the withdrawal from all Mansfield and Mount Holly water systems wells to 184 mg/30 days. The project is located in Mansfield Township, Burlington County, NJ.

2. *New Jersey Turnpike Authority D-96-55 CP.* An application for approval of a ground water withdrawal project to supply up to 3.6 mg/30 days of water to the applicant's Service Area 1N from new Well No. 1N-3, and to limit the existing withdrawal from all wells to 3.6 mg/30 days. The project is located in Oldmans Township, Salem County, NJ.

3. *Perkasie Borough Authority D-97-12 CP.* An application for approval of a ground water withdrawal project to supply up to 21.6 mg/30 days of water to the applicant's distribution system from new Well No. 12, and to retain the existing withdrawal limit from all wells of 34.2 mg/30 days. The project is located in East Rockhill Township and Perkasie Borough, Bucks County, in the Southeastern Pennsylvania Ground Water Protected Area.

4. *Horsham Water Authority D-97-16 CP.* An application for approval of a ground water withdrawal project to supply up to 14.4 mg/30 days of water to the applicant's distribution system from new Well No. 40, and to retain the existing withdrawal limit from all wells of 83.36 mg/30 days. The project is located in Horsham Township, Montgomery County, in the Southeastern Pennsylvania Ground Water Protected Area.

5. *Milford Township Water Authority D-97-24 CP.* An application for approval of a ground water withdrawal project to supply up to 3.46 mg/30 days of water to the applicant's distribution system from new Well No. 2, and to increase the existing withdrawal limit from all wells from 5.58 mg/30 days to 9.04 mg/30 days. The project is located in Milford Township, Bucks County, in the Southeastern Pennsylvania Ground Water Protected Area.

6. *Superior Water Company D-97-26 CP.* An application to replace the withdrawal of ground water from Well No. 3 in the applicant's water supply system which has become an unreliable source of supply. The applicant requests that the withdrawal from replacement Well No. 10 be limited to 3.88 mg/30 days, and that the total withdrawal from all wells remain limited to 15 mg/30 days. The project is located in Douglass and New Hanover Townships, Montgomery County, in the Southeastern Pennsylvania Ground Water Protected Area.

7. *Borough of Delaware Water Gap D-97-32 CP.* An application for approval of a ground water withdrawal project to supply up to 9.15 mg/30 days of water to the applicant's distribution system from new Well Nos. 6 and 7, and to limit the withdrawal from all wells to 15 mg/30 days. The project is located in Delaware Water Gap Borough, Monroe County, PA.

8. *Borough of Quakertown D-97-36 CP.* An application to replace the withdrawal of water from Well No. 15 in the applicant's water supply system which has become an unreliable source of supply, with new Well No. 15A. The applicant requests that the total withdrawal from all wells remain limited to 51.1 mg/30 days. The project is located in the Borough of Quakertown, Bucks County, in the Southeastern Pennsylvania Ground Water Protected Area.

9. *Moyer Packing Company D-97-44.* An application for approval of a ground water withdrawal project to supply up to 3.0 mg/30 days of water to the applicant's beef processing facility from new Well Nos. 7 and 8, and to increase the existing withdrawal limit from all wells from 6.4 mg/30 days to 11.5 mg/30 days. The project is located in Franconia Township, Montgomery County, in the Southeastern Pennsylvania Ground Water Protected Area.

Documents relating to these items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. Contact Thomas L. Brand at (609) 883-9500 ext. 221 concerning docket-related questions. Persons wishing to testify at this hearing are requested to register with the Secretary at (609) 883-9500 ext. 203 prior to the hearing.

SUSAN M. WEISMAN,
Secretary

[Pa.B. Doc. No. 97-1985. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending December 2, 1997.

BANKING INSTITUTIONS

New Charter Applications

Date	*Name of Bank*	*Location*	*Action*
11-26-97	Penn Security Interim Bank and Trust Company Scranton Lackawanna County	Scranton	Approved
	Subject institution will be utilized to facilitate the acquisition of Penn Security Bank and Trust Company by Penseco Financial Services Corporation, Scranton, a bank holding company in organization.		

Consolidations, Mergers and Absorptions

Date	*Name of Bank*	*Location*	*Action*
11-26-97	Penn Security Bank and Trust Company, Scranton, and Penn Security Interim Bank and Trust Company, Scranton Surviving Institution— Penn Security Bank and Trust Company, Scranton	Scranton	Filed
11-26-97	Northwest Savings Bank Warren Warren County	Warren	Approved
	Purchase of assets/assumption of liabilities of nine branch offices of National City Bank of Pennsylvania, Pittsburgh, located at:		
	R. D. 8 Kittanning Armstrong County	14457 Main Street Wattsburg Erie County	
	165 Butler Road Kittanning Armstrong County	Main and Park Streets Sykesville Jefferson County	
	211 North Main Street Rimersburg Clarion County	Main Street Volant Lawrence County	
	Bald Eagle and Madison Sts. Sligo Clarion County	Main Street Marianna Washington County	
	Route 555 Weedville Elk County		

Branch Applications

Date	*Name of Bank*	*Location*	*Action*
10-20-97	Jefferson Bank Haverford Montgomery County	American and Lehigh Sts. Philadelphia Philadelphia County	Opened
11-12-97	Pennsylvania State Bank Camp Hill Cumberland County	91 Cumberland Parkway Upper Allen Township Cumberland County	Opened

Date	*Name of Bank*	*Location*	*Action*
11-12-97	Pennsylvania State Bank Camp Hill Cumberland County	One North Hanover St. Carlisle Cumberland County	Opened
11-12-97	Ambassador Bank of the Commonwealth Allentown Lehigh County	1605 W. Broad St. Bethlehem Lehigh County	Opened
11-12-97	Jefferson Bank Haverford Montgomery County	3720 Main Street Manayunk Section Philadelphia Philadelphia County	Opened
11-21-97	Orrstown Bank Orrstown Franklin County	625 Norland Avenue Chambersburg Franklin County	Opened
12-1-97	Ambassador Bank of the Commonwealth Allentown Lehigh County	Saucon Valley Square Wyandotte Street Lower Saucon Twp. Northampton County	Filed

Branch Discontinuances

Date	*Name of Bank*	*Location*	*Action*
11-24-97	Fulton Bank Lancaster Lancaster County	820 South Main St. Akron Lancaster County	Filed

SAVINGS ASSOCIATIONS

Voluntary Liquidation

Date	*Name of Association*	*Action*
11-25-97	Old Delancey Building and Loan Association Aldan Delaware County	Articles of Dissolution filed in the Department of State. Corporate existence terminated.

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 97-1986. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Proposed Use of Supplemental Disaster Recovery Funds Awarded to the Commonwealth by the United States Department of Housing and Urban Development to Assist in the Recovery from Hurricane Fran

The United States Department of Housing and Urban Development (HUD) has allocated funds, under its Disaster Recovery Initiative, to assist the Commonwealth of Pennsylvania to recover from damages caused by Hurricane Fran. Funds allocated are $650,000 to Montgomery County (Abington Township) and $287,000 to the Commonwealth for use in areas affected by Hurricane Fran.

In order to receive its allocation of $287,000 the Commonwealth is required to follow its established citizen participation process, publish its proposed use of funds, provide citizens with the opportunity to comment on the proposed use of funds, submit an Action Plan to HUD, describe how the funds will be administered in compliance with various laws and regulations and make certifications that it will comply with these laws and regulations and other requirements established by HUD.

After surveying various counties for damages caused by Hurricane Fran, the Department of Community and Economic Development (DCED) determined that the most severe damage to homes and infrastructure occurred in Abington Township, Montgomery County. It has also been determined that the $650,000 HUD supplemental allocation for Montgomery County, in combination with local funds being committed to disaster recovery, falls substantially short of the funding necessary to provide relief to property owners who were affected by Hurricane Fran. Therefore, DCED proposes to commit its entire allocation of $287,000 to Abington Township to assist in recovery efforts.

Since Montgomery County (Abington Township) has already developed an Action Plan for Disaster Recovery, DCED proposes to adopt this Action Plan as the Commonwealth's Plan for its $287,000 allocation. Interested citizens may arrange to review the Action Plan by contacting Riley Stoy, Chief of Program Development and Support,

Office of Community Development and Housing, Department of Community and Economic Development, Room 504 Forum Building, Harrisburg, PA 17120, (717) 720-7404.

This proposed use of funds is intended to give citizens and local government officials an opportunity to make known their thoughts and comments. Anyone interested in commenting on the proposed use of Disaster Recovery funds and/or the Action Plan may do so by writing to Riley Stoy at the above address. All comments must be received in DCED by close of business (5 p.m.) Friday, December 26, 1997.

Alternative formats (for example, Braille, large print, cassette tape) of this proposed use of funds can be made available. Requests for alternative formats may be made to Riley Stoy at the above address and telephone number.

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 97-1987. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Request for Proposal

The Rachel Carson State Office Building Parents' Association, Department of Environmental Protection and the Department of Conservation and Natural Resources is issuing a Request for Proposal (RFP) for child care services. The child care center is located in the Rachel Carson State Office Building located at Fourth and Market Streets, Harrisburg, and will serve approximately 49 children. A copy of the RFP can be obtained by writing and/or calling: Kristine Lutz, Rachel Carson State Office Building, 16th floor, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-9240. Questions on obtaining the RFP or the general nature of the services being requested may be directed to Kristine Lutz, (717) 787-9240 or Michelle Moses, (717) 787-7060.

Departments: DEP and DCNR
Location: 400 Market Street, Rachel Carson State Office Building
Duration: One year—with four additional 1 year extensions
Contacts: Michelle Moses (717) 787-7060 or Kristine Lutz (717) 787-9240

JOHN C. OLIVER,
Secretary,
Department of Conservation and Natural Resources

JAMES M. SEIF,
Secretary,
Department of Environmental Protection

[Pa.B. Doc. No. 97-1988. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. Responses should include the

name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

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

PA 0055492. Sewage, **John and Jane Topp**, 1261 North Manor Road, Honeybrook, PA 19344.

This application is for renewal of an NPDES permit to discharge treated sewage from a small flow sewage treatment plant in West Brandywine Township, **Chester County**. This is an existing discharge to dry swale to Indian Creek.

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

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

Parameter	*Average Monthly (mg/l)*	*Instantaneous Maximum (mg/l)*
$CBOD_5$		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N)		
(5-1 to 10-31)	3	6
(11-1 to 4-30)	9	18
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 6.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0011851. Industrial waste, **Superior Tube Company**, P. O. Box 159, 3900 Germantown Pike, Evansburg, PA 19426-0159.

This application is for revoke and reissuance of an NPDES permit to discharge treated process wastewater and treated sewage and cooling water and treated groundwater and stormwater from the Superior Tube Facility in Lower Providence Township, **Montgomery County**. This is an existing discharge of Outfall 002 to an UNT Perkiomen Creek and Outfall 003—007 to French Run Creek and Outfall 008 to Perkiomen Creek. The permittee will be constructing Outfall 008 which will take combined wastewater flows from Outfalls 001, 002 and 004. Concurrently the permittee will implement process wastewater reduction measures.

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

The proposed effluent limits for Outfall 003, based on an average flow of 16,700 gpd are as follows:

Parameter	*Average Monthly (mg/l)*	*Instantaneous Maximum (mg/l)*
$CBOD_5$		
(5-1 to 10-31)	20	40
(11-1 to 4-30)	25	50
Suspended Solids	30	60
Ammonia (as N)		
(5-1 to 10-31)	3	6
(11-1 to 4-30)	9	18
Total Residual Chlorine	0.28	0.66
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The proposed effluent limits for Outfall 008, based on an average flow of 272,540 gpd are as follows:

Parameter	*Average Monthly (mg/l)*	*Maximum Daily (mg/l)*	*Instantaneous Maximum (mg/l)*
Total Suspended Solids	30	60	75
Oil and Grease	15		30
pH	within limits of 6.0—9.0 standard units at all times		
Total Dissolved Solids	1,000	2,000	2,500
Total Cadmium	0.054	0.11	0.14
Total Copper	0.24	0.48	0.60
Total Lead	0.36	0.72	0.90
Total Nickel	17.2	34.4	43.0
Total Silver	0.06	0.12	0.15
Total Zinc	1.56	3.12	3.9
Trichloroethylene	0.92	1.84	2.3
Chromium, Hex	0.2	0.40	0.50

The proposed effluent limits for Outfall 001, until construction of Outfall 008 is completed and 001 is abandoned based on an average flow of 90,000 gpd are as follows:

Parameter	*Average Monthly (mg/l)*	*Maximum Daily (mg/l)*	*Instantaneous Maximum (mg/l)*
Total Suspended Solids	25	50	63
Total Dissolved Solids	1,000	2,000	2,500
Ammonia (as N)	0.27 lb/day		
pH	within limits of 6.0—9.0 standard units at all times		
Fluoride	5.0	10	13
Oil and Grease	15		30
Total Beryllium	0.029	0.058	0.073
Total Cadmium	0.050	0.10	0.13
Total Copper	0.75	1.5	1.9
Total Lead	0.30	0.60	0.75
Total Nickel	0.48	0.96	1.2
Total Silver	0.05	0.10	0.13
Total Zinc	0.50	1.0	1.3
Total Cyanide	0.35	0.70	0.88
Total Toxic Organics		1.44	
Total Molybdenum	0.074	0.15	0.19
Naphthalene	monitor/report		
Tetrachloroethylene	monitor/report		
Trichloroethylene	0.10	0.20	0.25
Methylene Chloride	monitor/report		

The proposed effluent limits for Outfall 002, based on an average flow of 172,000 gpd are as follows:

Parameter	*Average Monthly (mg/l)*	*Maximum Daily (mg/l)*	*Instantaneous Maximum (mg/l)*
Temperature			110°F
Oil and Grease	15		30
Total Suspended Solids	30	60	75
pH	within the limits of 6.0—9.0 standard units at all times		
Trichloroethylene	0.03	0.06	0.075

The proposed effluent limits for Outfall 004, based on an average flow of 70,500 gpd are as follows:

Parameter	*Average Monthly (mg/l)*	*Maximum Daily (mg/l)*	*Instantaneous Maximum (mg/l)*
Temperature			110°F
Total Suspended Solids	30	60	75
pH	within the limits of 6.0—9.0 standard units at all times		
Trichloroethylene	0.03	0.06	0.075

The proposed effluent limits for stormwater for Outfalls 002, and 004 (after completion of Outfall 008) and Outfalls 005, 006 and 007 are as follows:

Parameter	*Maximum Daily (mg/l)*
$CBOD_5$	monitor/report
COD	monitor/report
Oil and Grease	monitor/report
pH	monitor/report

Parameter	Maximum Daily (mg/l)
Total Suspended Solids	monitor/report
Total Lead	monitor/report
Total Chromium	monitor/report
Total Copper	monitor/report
Total Cadmium	monitor/report
Total Arsenic	monitor/report
Dissolved Iron	monitor/report
Ammonia-Nitrogen	monitor/report
Fluoride	monitor/report
Beryllium	monitor/report
Total Nickel	monitor/report
Total Zinc	monitor/report
Total Cyanide	monitor/report
Molybdenum	monitor/report
Napthalene	monitor/report

The proposed effluent limits for Monitoring Point 108, based on an average flow of 50,000 gpd are as follows:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Total Suspended Solids	monitor/report		81
Ammonia as N	0.27 lb/d		
pH	within limits of 6.0—9.0 standard units at all times		
Fluoride	monitor/report		25.8
Oil and Grease	monitor/report		66
Total Cadmium	0.29	0.58	0.73
Total Copper	1.30	2.60	3.30
Total Lead	monitor/report		1.25
Total Nickel	monitor/report		7.2
Total Silver	monitor/report		0.73
Total Zinc	monitor/report		4.38
Total Cyanide	monitor/report		1.93
Total Molybdenum	monitor/report		0.36
Naphthalene		monitor/report	
Trichloroethylene		monitor/report	
TTO		2.4	
Chromium, Hex.	1.07	2.14	2.7

Other Conditions:

The EPA waiver is in effect.

PA 0052728. Sewage, **Dillion Companies, Inc.**, 257 Centerville Road, Lancaster, PA 17603.

This application is for renewal of an NPDES permit to discharge treated sewage from sewage treatment plant in City of Coatesville, **Chester County**. This is existing discharge to unnamed tributary to West Branch Brandywine Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 400 gpd are as follows:

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
$CBOD_5$	25	50
Suspended Solids	30	60
Ammonia (as N)	20	40
Total Residual Chlorine		
(Years 1 and 2)	monitor/report	monitor/report
(Years 3, 4 and 5)	0.5	1.2
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2553.

PA 0032859. Sewerage, **Commonwealth of Pennsylvania, Department of Transportation**, Bureau of Design, 555 Walnut Street, 7th Floor, Harrisburg, PA 17101-1900.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into an unnamed tributary of Pocono Creek in Pocono Township, **Monroe County**.

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

For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is at the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.009 mgd are:

Parameter	*Monthly Average (mg/l)*	*Instantaneous Maximum (mg/l)*
$CBOD_5$	25.0	50.0
Total Suspended Solids	30.0	60.0
NH_3-N		
(5-1 to 10-31)	7.5	15.0
Dissolved Oxygen	a minimum of 6.0 mg/l at all times	
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	
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine		
Months 1 through 36	monitor and report	
Months 37 through 60	0.6	1.5

The EPA waiver is in effect.

PA 0034517. Industrial waste, SIC: 4941, **Borough of East Stroudsburg (Water Filtration Plant)**, 24 Analomink Street, P. O. Box 303, East Stroudsburg, PA 18301.

This proposed action is for renewal of an NPDES permit to discharge treated process wastewater into Sambo Creek in Smithfield Township, **Monroe County**.

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

For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the proposed downstream potable water supply (PWS) considered during the evaluation is the Stroudsburg/East Stroudsburg Intake on the Delaware River.

The proposed effluent limits for Outfall 001 based on a design flow of .03 mgd are:

Parameter	*Monthly Average (mg/l)*	*Daily Maximum (mg/l)*
Total Suspended Solids	30.0	60.0
Total Iron	2.0	4.0
Total Aluminum	4.0	8.0
Total Manganese	1.0	2.0
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0061395. Industrial waste, SIC: 4941, **Borough of Schuylkill Haven**, Marlin Berger, Borough Manager, 12 West Main Street, Schuylkill Haven, PA 17972-1900.

This proposed action is for renewal of an NPDES permit to discharge treated process wastewater into Tumbling Run in North Manheim Township, **Schuylkill County**.

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

For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Pottsville Water Supply on the Schuylkill River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.047 mgd are:

Parameter	*Monthly Average (mg/l)*	*Daily Maximum (mg/l)*	*Instantaneous Maximum (mg/l)*
Total Suspended Solids	30.0	60.0	
Total Aluminum	4.0	8.0	
Total Iron	2.0	4.0	
Total Manganese	1.0	2.0	
pH	6—9 standard units at all times		

The EPA waiver is in effect.

PA 0061832. Industrial waste, SIC: 3357, **Tamaqua Cable Products Corporation**, P. O. Box 347, Schuylkill Haven, PA 17972.

This proposed action is for renewal of an NPDES permit to discharge treated process wastewater into the Schuylkill River in the Borough of Schuylkill Haven, **Schuylkill County**.

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

For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the Pottstown Water Authority located on the Schuylkill River.

Outfall 001—0.008 mgd

Parameter	*Monthly Average (mg/l)*	*Daily Maximum (mg/l)*
BOD_5		26.0
Total Suspended Solids		19.0
Oil and Grease	15.0	29.0
Dissolved Oxygen	a minimum of 5.0 mg/l at all times	
pH	6.0—9.0 at all times	

Outfall 002—0.052 mgd

Parameter	*Monthly Average (mg/l)*	*Daily Maximum (mg/l)*
BOD_5		26.0
Total Suspended Solids		19.0
Oil and Grease	15.0	29.0
Dissolved Oxygen	a minimum of 5.0 mg/l at all times	
pH	6.0—9.0 at all times	

Outfall 003—0.041 mgd

Parameter	*Monthly Average (mg/l)*	*Daily Maximum (mg/l)*
BOD_5		26.0
Total Suspended Solids		19.0
Oil and Grease	15.0	29.0
Dissolved Oxygen	a minimum of 5.0 mg/l at all times	
pH	6.0—9.0 at all times	

Outfall 004—0.019 mgd

Parameter	*Monthly Average (mg/l)*	*Daily Maximum (mg/l)*
BOD_5		26.0
Total Suspended Solids		19.0
Oil and Grease	15.0	29.0
Dissolved Oxygen	a minimum of 5.0 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4590.

PA 0082279. SIC: Code 4952, Sewage, **Spring Creek Joint Sewer Authority**, P. O. Box 373, Three Springs, PA 17264.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Spring Creek, in Clay Township, **Huntingdon County**.

The receiving stream is classified for cold water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Dauphin Consolidated located in Susquehanna Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.111 mgd are:

Parameter	*Average Monthly (mg/l)*	*Average Weekly (mg/l)*	*Instantaneous Maximum (mg/l)*
$CBOD_5$	25	40	50
Total Suspended Solids	30	45	60
NH_3-N			
(5-1 to 10-31)	8.0		16.0
(11-1 to 4-30)	24.0		48.0
Total Residual Chlorine	0.5		1.6
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0—9.0 inclusive		
Fecal Coliforms			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	3,800 ml as a geometric average		

The EPA waiver is in effect.

PA 0084107. SIC: Code 8999, Industrial waste, **REMTECH Environmental Lewisberry, L. P.**, 550 Industrial Drive, Lewisberry, PA 17339.

This application is for issuance of an NPDES permit for a new discharge of treated industrial waste to an unnamed tributary to Fishing Creek, in Fairview Township, **York County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Wrightsville Water Company located along the west bank of the Susquehanna River just north of Wrightsville Borough, York County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.4 mgd are:

Parameter	*Average Monthly (mg/l)*	*Maximum Daily (mg/l)*	*Instantaneous Maximum (mg/l)*
Flow	monitor and report		
pH	within limits of 6—9 (S. U.) at all times		

The EPA waiver is in effect.

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

PA 0103551. Sewage. **Drake Well Museum**, R. D. 3, Box 7, Titusville, PA 16354-8902.

This application is for renewal of an NPDES Permit to discharge treated sewage to Oil Creek in Cherrytree Township, **Venango County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at River Mile 90, approximately 54 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.002 mgd, are:

Outfall No. 001

Parameter	*Average Monthly (mg/l)*	*Maximum Daily (mg/l)*	*Instantaneous Maximum (mg/l)*
$CBOD_5$	25		50
Total Suspended Solids	30		60
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	100,000/ml as a geometric average		
Total Residual Chlorine	1.0		2.3
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0222461. Sewage. **Sheetz, Inc.**, S. R. 422, New Castle, PA 16101.

This application is for a new NPDES Permit to discharge treated sewage to the Unnamed Tributary to Big Run in Slippery Rock Township, **Lawrence County**. This is a new discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Municipal Authority of the Township of North Sewickley intake on the Beaver River located near Beaver Falls, approximately 24 miles below point of discharge.

The proposed effluent limits, based on a design flow of 0.0013 mgd, are:

Outfall No. 001

Parameter	*Average Monthly (mg/l)*	*Instantaneous Maximum (mg/l)*
$CBOD_5$	10	20
TSS	10	20
NH_3-N		
(5-1 to 10-31)	3	6
(11-1 to 4-30)	9	18
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0210811. Sewage. **Hyland MHP**, Box 526, New Bedford, PA 16140.

This application is for a renewal of an NPDES Permit to discharge treated sewage to an unnamed tributary to Deer Creek in Pulaski Township, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO_2-NO_3, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Western PA Water Company—New Castle District intake on the Shenango River located at New Castle, approximately 15 miles below point of discharge.

The proposed effluent limits, based on a design flow of 0.0045 mgd, are:

Outfall No. 001

Parameter	*Average Monthly (mg/l)*	*Instantaneous Maximum (mg/l)*
Flow (mgd)	monitor and report	
$CBOD_5$	25	50
TSS	30	60
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.3
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

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

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

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

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

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

Southcentral Regional Office: Water Management Program, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4590.

NPDES No.	*Facility Name and Address*	*County and Municipality*	*Tributary Stream*	*New Permit Requirements*
PA0085413	Lower Marsh Creek Presbyterian Church 1865 Knoxlyn Road Gettysburg, PA 17325	Adams Highland Township	UNT to Marsh Creek	TRC
PA0042285	Pleasant View Retirement Community 544 North Penryn Road Manheim, PA 17545	Lancaster Penn Township	UNT to Chickies Creek	TRC
PA0028347	Martinsburg Munic. Auth. 133 East Allegheny Street Martinsburg, PA 16662	Blair Martinsburg Borough	Plum Creek	TRC
PA0040541	Boyertown Area School District R. R. 6, Box 61 Boyertown, PA 19512-9607	Berks Earl Township	Maxatawny Creek	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

Southcentral Regional Office: Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4590.

A. 2172410 (97-1). Sewage, submitted by **Newville Borough Water and Sewer Authority**, 4 West Street, Newville, PA 17241 in Newville Borough, **Cumberland County** to construct a Reed Bed Expansion was received in the Southcentral Region on November 17, 1997.

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

A. 1197406. Sewerage, **Hastings Municipal Authority**, 207-1 Fifth Avenue, Hastings, PA 16646. Application for the construction and operation of sewers and appurtenances located in the Borough of Hastings, **Cambria County** to serve the Coleman Street Relief Sewer.

A. 5672403, Amendment No. 1. Sewerage, **Jenner Area Joint Sewer Authority**. Application for the installation and operation of a belt filter press to serve the Boswell STP located in Boswell Borough, **Somerset County**.

INDIVIDUAL PERMITS

(PAS)

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and

special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

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

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

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

NPDES Permit PAS103704. Stormwater. **L.C.K. Enterprises, Camelot Woods**, 310 Central Building, New Castle, PA 16101, has applied to discharge stormwater from a construction activity located in Neshannock Township, **Lawrence County**, to Shenango River.

NPDES Permit PAS103705. Stormwater. **Castle Land Co., Inc., Neshannock Trails Sub.**, 300 Arcadia Count, 9370 McKnight Road, Pittsburgh, PA 15237, has applied to discharge stormwater from a construction activity located in Neshannock Township, **Lawrence County**, to Shenango River.

NPDES Permit PAS103706. Stormwater. **Mark Twelve Partnership, Union Plaza**, P. O. Box 1673, 600 Third Avenue, Kingston, PA 18704, has applied to discharge stormwater from a construction activity located in Union Township, **Lawrence County**, to Shenango River.

NPDES Permit PAS103707. Stormwater. **Ron Anderson, Universal Development**, 1607 Motor Inn Drive, Girard, OH 44420, has applied to discharge stormwater from a construction activity located in Neshannock Township, **Lawrence County**, to unnamed tributary to Shenango River.

SAFE DRINKING WATER

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

Southcentral Regional Office, Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4692.

A. 0697504. Public water supply. **Wernersville Municipal Authority**, Wernersville Borough, **Berks County**, (Responsible Official: Brian W. Clements, Chairperson, P. O. Box 145, Wernersville, PA 19565-0145), Type of Facility: public water supply well no. 12 with chlorination, (Consulting Engineer: David M. Bright, P. E., Spotts, Stevens & McCoy, Inc., 345 N. Wyomissing Blvd., P. O. Box 6307, Reading, PA 19610-0307).

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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

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

Intent to Remediate, contact the Department's Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

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

Southcentral Regional Office, Environmental Cleanup Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4592.

Vince's Towing, City of Reading, **Berks County. Rite Aid Corporation**, 501 South 29th Street, Harrisburg, PA 17104 has submitted a Notice of Intent to Remediate site soils contaminated with lead, heavy metals, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the Special Industrial Area standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle/Reading Times* on November 18, 1997.

SOLID AND HAZARDOUS WASTE

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Regional Office: Regional Solid Waste Manager, One Ararat Boulevard, Harrisburg, PA 17110.

Permit No. GMGR038SC001. Penn Turf, Inc. (R. R. 4, Box 624, Hollidaysburg, PA 16648). Application for a general permit for the processing of tires at a site in Frankstown Township, **Blair County**. Application determined to be administratively complete in the Regional Office November 13, 1997.

A. 301316. Keystone Environmental Services Transfer Station, Keystone Environmental Serv. Inc., (1,100 S. Pottsville Pike, Shoemakersville, PA 19555). Application for construction and operation of a residual waste transfer station located in Perry Township, **Berks County**. Application determined to be administratively complete in the Regional Office November 21, 1997.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

Renewal applications received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Incendere, Inc., 639 East Bolmar Street, West Chester, PA 19382; John Hill, General Manager; License No. **PA-HC 0058**; renewal application received on November 10, 1997.

AIR POLLUTION

OPERATING PERMITS

Operating Permit applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

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

35-318-079: Scranton Army Ammunition Plant (156 Cedar Ave., Scranton, PA 18505) for shell paint spray operations with air pollution control by panel filters located in City of Scranton, **Lackawanna County**.

48-310-029: Eastern Industries, Inc. (4401 Camp Meeting Road, Center Valley, PA 18034) for the stone crushing operation with air pollution control by a water spray system located in Lower Nazareth Township, **Northampton County**.

48-317-017: Maiers Bakers Company (2400 Northampton Street, Easton, PA 18042) for the APV Baking Oven with air pollution control by a catalytic located in Palmer Township, **Northampton County**.

54-305-017: Northeastern Power Company (P. O. Box 7, McAdoo, PA 18237) for the anthracite screening plant with air pollution control by a waterspray system located in Kline Township, **Schuylkill County**.

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

29-310-002D: H. B. Mellott Estate, Inc. (Route 1, Box 25, Warfordsburg, PA 17267) for the operation of a portable limestone crushing plant located in Bethel Township, **Fulton County**. The source is subject 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

31-309-029A: Owens Corning (1200 Susquehanna Avenue, Huntingdon, PA 16652) for the Glass Batch Mixing, Blending and Delivery System controlled by various fabric collectors in Huntingdon Borough, **Huntingdon County**.

36-304-046C: Grinnell Corporation (1411 Lancaster Ave., Columbia, PA 17512) for the operation of grinding equipment controlled by a fabric collector located in Columbia Borough, **Lancaster County**.

36-304-055D: Grinnell Corporation (1411 Lancaster Ave., Columbia, PA 17512) for the operation of a iron cleaning system controlled by a fabric collector located in Columbia Borough, **Lancaster County**.

67-302-123: Yorktowne, Inc. (EY, Inc.) (P. O. Box 231, Red Lion, PA 17356) for a wood/gas-fired boiler controlled by a multiclone collector at 100 Redco Avenue in Red Lion Borough, **York County**.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

12-399-014: GKN Sinter Metals, Inc. (R. R. 2, Box 47, Emporium, PA 15834) for the operation of four sintering furnaces and a 15,000 gallon methanol storage tank at Plant #6 in Emporium Borough, **Cameron County**.

18-329-004: CNG Transmission Corporation (445 West Main Street, Clarksburg, WV 26302) for the operation of a 2650 horsepower natural gas-fired generator at the Leidy Compressor Station in Leidy Township, **Clinton County**.

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

OP-26-00291: Silbaugh Vault & Burial Service, Inc. (542 Morgantown Road, Uniontown, PA 15401) for a vault manufacturing & crematory located in South Union Township, **Fayette County**.

OP-65-00143: Davison Sand & Gravel Company (400 Industrial Boulevard, New Kensington, PA 15068) for a limestone crushing plant at the Torrance Quarry in Derry Township, **Westmoreland County**.

OP-11-00088: Stager Enterprises, Inc. (928 North Railroad Street, Portage, PA 15946) for a scrap recycling plant at the Stager Wrecking Company in Portage Borough, **Cambria County**.

OP-04-00432: University of Pittsburgh Medical Center (2500 Hospital Drive, Aliquippa, PA 15001) for a health care facility at the UPMC-Beaver Valley facility located in the Borough of Aliquippa, **Beaver County**.

OP-30-00091: Carmichaels Area School District (225 North Vine Street, Carmichaels, PA 15320) for the Carmichaels Elementary Center located in Carmichaels Borough, **Greene County**.

OP-65-00600: Hempfield Area School District (R. R. 6, Box 76, Greensburg, PA 15601) for the West Hempfield Jr. High in Greensburg, **Westmoreland County**.

OP-65-00677: Hempfield Area School District (R. R. 6, Box 76, Greensburg, PA 15601) for the Senior High School located in Greensburg, **Westmoreland County**.

OP-65-00313: West Haven Nursing Home (P. O. Box 278, Apollo, PA 15613) for an incinerator in Washington Township, **Westmoreland County**.

OP-11-00286: K & J Coal Company, Inc. (P. O. Box 189, Westover, PA 16692) for a coal preparation plant in Chest Township, **Cambria County**.

OP-65-00781: Kennametal, Inc. (P. O. Box 231, Latrobe, PA 15650) for non-ferrous metal handling at the Technology Center in Unity Township, **Westmoreland County**.

OP-65-00353: TechSpec, Inc. (Y Street, P. O. Box 69, Derry, PA 15627) for a titanium grinding operation at the Derry Plant in Derry Borough, **Westmoreland County**.

OP-26-00121: Anchor Hocking Packaging Company (1840 Baldridge Street, Connellsville, PA 15425) for a crown & closure manufacturing operation at Plant #77 in South Connellsville Borough, **Fayette County**.

OP-56-00095: Thiele Industries, Inc. (111 Spruce Street, P. O. Box 188, Windber, PA 15963) for a truck and bus body manufacturing operation at the Windber Plant in **Somerset County**.

OP-65-00386: Agway Petroleum Corporation (P. O. Box 4582, Syracuse, NY 13221) for a fuel oil terminal in Greensburg, **Westmoreland County**.

Notice of Intent to Issue State Only Operating Permit #OP-04-00689

Under 25 Pa. Code § 127.424, the Department intends to issue a facility-wide State Only Operating Permit to Rome Metals, Inc. for the Rochester Site operating in Rochester, Beaver County.

Permit conditions cover all equipment located at the facility. Maximum allowable annual emissions (after control) are established at less than 10 tons of particulates.

Copies of the application, DEP's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

Any person wishing to either object to the operating permit or a proposed condition thereof or provide the Department with additional information which they believe should be considered prior to the issuance of this permit, may submit the information to the Department at the address shown above. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit (specify permit # OP-04-00689).
- Concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or request for a public hearing should be directed to Joseph Pezze, Regional Air Quality Manager, Department of Environmental Protection, Southwest Regional Office, Field Operations, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000. For additional information contact Francis D. Condrick, Air Pollution Control Engineeer II, Air Quality at the same address.

Notice of Intent to Issue Title V Operating Permits

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

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

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

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

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

23-00039: Department of Public Welfare—Haverford State Hospital Facility (3500 Darby Road, Haverford, PA 19041) in Haverford Township, **Delaware County**. This facility is primarily providing psychiatric services. The facility's major air emission sources are three large boilers. All of them are anthracite coal fired boilers which emit major levels of Nitrogen Oxide Compounds (NOx), and Sulfur Oxide Compounds (SOx). There are also ten diesel fired small emergency generators located at the facility.

Notice of Intent to Revise Municipal Solid Waste (MSW) Landfill Operating Permit

Under section 111(d) of the 1990 Clean Air Act Amendments, the United States Environmental Protection Agency promulgated Emission Guidelines (EG) for existing MSW landfills to control the emission of landfill gases. (See 61 FR 9905, March 12, 1996). A MSW landfill is considered an existing MSW landfill if the facility began construction, modification or reconstruction before May 30, 1991; or received waste on or after November 8, 1987, or has additional capacity available for the future deposition of waste control of landfill gases from existing landfills using best demonstrated technology.

The Commonwealth's State Plan for implementing the EG was submitted to the EPA on July 1, 1997. In accordance with the 111(d) plan, the Department of Environmental Protection will enforce the requirements of the EG through the issuance of Federally Enforceable State Operating Permits (FESOPS) to designated MSW landfills. Therefore, in accordance with the plan, the operating permit issued to the landfills identified below, will be revised to incorporate the requirements of the EG. This revised permit will serve as the enforcement mechanism for the EG requirements.

Copies of the proposed permit amendments and other relevant information are available for public inspection and additional information may be obtained by contacting the Regional Office.

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

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

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

35-00025: Amity Landfill (1100 Union Street, Taylor, PA 18517) located in Taylor Borough, **Lackawanna County**. The facility has been identified as an emitter of non-methane organic carbon (NMOC) at a level equal to or exceeding the EG thresholds.

35-0009: Alliance Landfill (P. O. Box 28, Taylor, PA 18517) located in Taylor Borough, **Lackawanna County**. The facility has been identified as an emitter of non-methane organic carbon (NMOC) at a level equal to or exceeding the EG thresholds.

PLAN APPROVALS

Plan Approval applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

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

40-314-004A: GFC Foam, Inc. (25 Jaycee Drive, West Hazleton, PA 18201) for the modification of a mechanical foam reticulation process located in the Valmont Industrial Park, West Hazleton Borough, **Luzerne County**.

52-310-003A: Dingmans Ferry Stone, Inc. (P. O. Box 686, Dingmans Ferry, PA 18328) for the modification of a stone crushing operation with air pollution control by a water spray system located in Delaware Township, **Pike County**.

54-304-012: Goulds Pumps, Inc. (500 East Centre Street, Ashland, PA 17921) for the construction of a thermal sand reclamation system with air pollution control by a baghouse located in Ashland Borough, **Schuylkill County**.

54-310-015GP: Huss Contracting Co. (P. O. Box 549, Tamaqua, PA 18252) for the construction of a portable stone crushing plant with air pollution control by a water spray system located in West Penn Township, **Schuylkill County**.

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

06-1002C: Allentown Cement Co., Inc. (P. O. Box 619, Bladon, PA 19510-0619) for the construction of a fabric collector in Maidencreek Township, **Berks County**.

06-1003B: Lucent Technologies, Inc. (P. O. Box 13396, Reading, PA 19612-3396) for the construction of two silicon wafer etching processes controlled by two condensers and a thermal oxidizer in Muhlenberg Township, **Berks County**.

06-312-009B: Scranton-Altoona Terminals Corporation (P. O. Box 2621, Harrisburg, PA 17105) for the construction of a bulk gasoline loading rack controlled by a carbon absorption unit in Sinking Spring, **Berks County**.

21-2013C: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) for the installation of three pneumatic non-heatset printing presses in Building #2 in Mechanicsburg Borough, **Cumberland County**.

21-320-010B: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) for the installation of a web offset heatset printing press in Building #3 in Mechanicsburg Borough, **Cumberland County**.

29-310-002E: H. B. Mellott Estate, Inc. (P. O. Box 25, Warfordsburg, PA 17267) for the modification of a portable crushing plant located in Bethel Township, **Fulton County**. This source is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

05-302-013: Blue Triangle Hardwoods, Inc. (P. O. Box 249, Everett, PA 15537) for the installation of a wood fired boiler in West Providence Township, **Bedford County**. This source is subject to 40 CFR 60, Subpart D_c, Standards of Performance for New Stationary Sources.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

47-318-009: Aldan Industries, Inc. (111 Woodbine Road, Danville, PA 17821) for the construction of a fabric coating operation and associated air cleaning device (a thermal fume oxidizer) in Mahoning Township, **Montour County**.

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

PA-11-370A: Laurel Highlands Landfill, Inc. (R. R. 1, Box 10, Wagner Road, Vintondale, PA 15061) for a municipal waste landfill in Jackson Township, **Cambria County**.

PA-04-503A: PMAC, Ltd. (4023 Fourth Avenue, Beaver Falls, PA 15010) for a boiler and metal heating furnaces in Beaver Falls, **Beaver County**.

PA-04-445B: VEKA, Inc. (100 Veka Drive, Fombell, PA 16123) for the lamination of PVC lineals in Marion Township, **Beaver County**.

PA-63-028B: Drakenfeld Products (P. O. Box 519, Washington, PA 15301) for two shuttle kilns in Canton Township, **Washington County**.

PA-63-893B: Master Woodcraft, Inc. (100 Stationvue, Washington, PA 15301 for a baghouse on the dust collection system in the City of Washington, **Washington County**.

PA-63-893A: Master Woodcraft, Inc. (100 Stationvue, Washington, PA 15301) for a surface coating spray booth in the City of Washington, **Washington County**.

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

PA-37-248C: United States Can Company (1902 Old Butler Road, New Castle, PA 16101) for the construction of a sheet metal coating line C2 (80 sheets/minute) and thermal oxidizer, and a lithographic press line (68 sheets/minute) by), in New Castle, **Lawrence County**. United States Can Company is a Title V facility.

PA-25-053A: Urick Foundry Co., Inc. (1501 Cherry St., P. O. Box 6027, Erie, PA 16512-6027) for the construction of a slag crusher (American Pulverizer) to be controlled by an existing fabric collector (Permit 25-304-035A) in Erie, **Erie County**.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

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

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

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

McMurray District Office

Coal Mining Applications Received

32841312. Keystone Coal Mining Corp. (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Urling No. 1 and No. 3 Deep Mine in Armstrong Township, **Indiana County**, no additional discharges. Application received June 25, 1997.

56841310. Genesis, Inc. d.b.a. Meadow Run Genesis, Inc. (P. O. Box 317, Stoystown, PA 15563), to renew the permit for the Solar No. 7 Mine in Quemahoning Township, **Somerset County**, to Higgins Run. Application received November 7, 1997.

03831305. Keystone Coal Mining Corp. (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Jane Mine in Plumcreek Township, **Armstrong County** to add coal fines pipeline and 2 disposal boreholes, no additional discharge. Application received November 12, 1997.

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

Noncoal Applications Received

56970302. Three S Coal Company (P. O. Box 337, Stoystown, PA 15563), commencement, operation and restoration of large noncoal mine in Southampton Township, **Somerset County**, affecting 147.4 acres, receiving stream Rush Run to Gladdens Run, application received November 20, 1997.

56970802. Shaffer Brothers Coal Company, Inc. (1 Jay Street, Windber, PA 15963), commencement, operation and restoration of a shale excavation in Paint Township, **Somerset County**. Also for a road variance within 100 feet of State Route 56 and S. R. 1033, affecting 5.0 acres, receiving stream unnamed tributary to Seese Run, application received November 24, 1997.

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

4873SM1A1C4. J. E. Baker Company (P. O. Box 1189, York, PA 17405), renewal of NPDES Permit No. PA0020451 in West Manchester Township, **York County**, affecting 1,083.0 acres, receiving stream Codorus Creek and Conewago Creek. Application received November 10, 1997.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department).

In addition to permit applications, the Bureau of Dams, Waterways and Wetlands (BDWW) and the Regional Office Soils and Waterways Sections have assumed primary responsibility for processing requests for certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), for projects requiring both a Dam Safety and Encroachments Permit, and a United States Army Corps of Engineers (ACOE) permit. Section 401(a) of the Federal Water Pollution Control Act requires the State to certify that the involved projects will not violate the applicable provision of 33 U.S.C.A. §§ 1301—1303, 1306 and 1307, as well as relevant State requirements. Initial requests for 401 Certification will be published concurrently with the BDWW permit application. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the Bureau or Field Office indicated as the responsible office.

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

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

E09-759. Encroachment. **Cornell Hopkins**, Newtown Township, 100 Municipal Drive, Newtown, PA 18940. To construct and maintain a pedestrian bridge spanning Core Creek (CWF, MF) with the proposed regional 3.31-mile long walking trail which will link Tyler State Park and Core Creek Park. The proposed prefabricated pedestrian bridge unit, a 60-foot long by 8-foot wide steel frame with wooden deck structure, will be placed on new reinforced concrete abutments and will have minimum underclearance of approximately 6 feet. The project also includes placement of fill material in a deminimus area of adjacent wetlands associated with the construction of a 5-foot wide, paved with various materials, walking trail. The proposed bridge is situated within former Newtown-Yardley Road's right-of-way, immediately upstream of the Newtown By-Pass Road (S. R. 332) at a point approximately 300 feet east of the intersection of Silver Lake Road (Langhorne, PA Quadrangle N: 19.3 inches W: 3.7 inches) in Newtown Township, **Bucks County**.

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

E13-106. Encroachment. **John McElory**, P. O. Box 204, Blakeslee, PA 18610. To place fill in 0.34 acre of PEM wetlands for the construction of a parking lot. The project is located at Harmony Beverage on the south side of S. R. 0940 approximately 0.5 mile west of the intersection with Tobyhanna Creek (Blakeslee, PA Quadrangle N: 15.0 inches; W: 15.8 inches) in Kidder Township, **Carbon County** (Philadelphia District, Army Corps of Engineers).

E35-289. Encroachment. **William Bracy, c/o Bill's Supermarket**, Route 435, Moscow, PA 18444. To place fill in 4.7 acres of PEM/SS wetlands for the expansion and construction of existing and new retail buildings, parking facilities and associated parking lots. The project is located immediately northwest of the corner of S. R. 0435 and S. R. 0502 (Moscow, PA Quadrangle N: 10.8 inches; W: 2.3 inches) in Covington Township, **Lackawanna County** (Baltimore District, Army Corps of Engineers).

E48-265. Encroachment. **Chrin Brothers, Inc.**, 635 Industrial Drive, Easton, PA 18042. To remove the existing structure and to construct and maintain a 96-inch diameter C.M.P. culvert in a tributary to the Lehigh River (also known as Tumble Creek). The project is located north of the intersection of S. R. 0078 and S. R. 2012 (Island Park Road) (Nazareth, PA Quadrangle N: 3.8 inches; W: 1.3 inches) in Williams Township, **Northampton County** (Philadelphia District, Army Corps of Engineers).

E66-116. Encroachment. **Tunkhannock Area School District**, 200 Franklin Avenue, Tunkhannock, PA 18657-1299. To place fill in and along the 100-year floodplain of Swale Brook (CWF) for the purpose of constructing a roadway embankment associated with the proposed Middle School Complex. The project is located at the site of the existing Skrynski School Building, just northwest of the intersection of Franklin Avenue and Pennsylvania

Avenue (Tunkhannock, PA Quadrangle N: 7.6 inches; W: 10.9 inches) in Tunkhannock Borough, **Wyoming County** (Baltimore District, Army Corps of Engineers).

Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, (717) 657-4590.

E07-284. Encroachment. **City of Altoona**, David Diedrich, 1301 12th Street, Altoona, PA 16601. To remove gravel bar and other flood related deposits from about 800 feet of channel of Kipple Run to restore positive drainage in the stream from 9th Avenue to 4th Avenue located between 13th and 14th Streets (Altoona, PA Quadrangle N: 8.35 inches; W: 0.40 inches) in Altoona City, **Blair County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E22-377. Encroachment. **Locust Lane Limited Partnership**, Norman DeSousa, P. O. Box 1176, Bala Cynwyd, PA 19004. To construct and maintain a bridge having a span of 36 feet and an underclearance of 5.5 feet for maintenance vehicles and pedestrians across the channel of a tributary to Nyes Run at a point approximately 300 feet upstream of its mouth (Harrisburg East, PA Quadrangle N: 8.8 inches; W: 3.1 inches) in Lower Paxton Township, **Dauphin County**.

E44-089. Encroachment. **Bryan Yeager**, 107 Academy Hill, Lewistown, PA 17044. To construct and maintain twin 36-inch diameter corrugated polyethylene culverts in Meadow Creek for the purpose of constructing a driveway to access private property located on the north side of Biddle Lane about 800 feet north of its intersection with Brower Road (T-389) (Alfarata, PA Quadrangle N: 11.5; W: 10.7 inches) in Decatur Township, **Mifflin County**.

E67-613. Encroachment. **PA Department of Transportation**, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove the existing structure, construct and maintain a bridge consisting of a concrete deck and prestressed concrete box beams having a clear span of 20.28 feet on an 80 degree skew, with a minimum underclearance of 6.33 feet across a Fishing Creek tributary on SR 0392-001 Segment 0060, Offset 1434 (Steelton, PA Quadrangle N: 5.5 inches; W: 8.75 inches) in Newberry Township, **York County**.

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

E10-272. Encroachment. **Penreco, Inc.**, 138 Petrolia Street, Karns City, PA 16041. To maintain an existing multi-pipe aerial utility crossing and supporting structures across the South Branch of Bear Creek (WWF). This crossing is located within the Penreco Refinery across the South Branch of Bear Creek approximately 1,000 feet northwest of the intersection of S. R. 0268 and S. R. 1010 in Karns City (Chicora, PA Quadrangle N: 21.6 inches; W: 14.4 inches) located in Karns City, **Butler County**.

E27-057. Encroachment. **Bell Atlantic of PA**, 5 East Street, Warren, PA 16365. To place and maintain a 6 inch PVC pipe by horizontal boring under Tionesta Creek (CWF) to be utilized as a conduit for telephone cables (utility crossing). The project is located under Tionesta Creek on the east side of the Nebraska Bridge approximately 5,400 feet north of the intersection of S. R. 3005 and S. R. 3004 (Golinza Road) (Tionesta, PA Quadrangle N: 17.5 inches; W: 1.0 inches) located in Green Township, **Forest County**.

E61-211. Encroachment. **PA Department of Transportation**, Engineering District 1-0, 1140 Liberty Street, Franklin, PA 16323. To remove the existing single span steel truss bridge and to construct and maintain a two span pre-stressed concrete spread box beam bridge with each span measuring 102 feet 5.5 inches, and a minimum underclearance of 10.1 feet on S. R. 0008 across Oil Creek approximately 5,200 feet north of the intersection of S. R. 0008 and S. R. 0227 in the Borough of Rouseville. This project will utilize a temporary causeway into Oil Creek from the southeast stream bank adjacent to the Bridge. (Oil City, PA Quadrangle N: 19.5 inches; W: 9.5 inches) located in Cornplanter Township, **Venango County**.

DAM SAFETY

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

D23-105. Dam. **Radnor Township** (301 Iven Avenue, Radnor, PA 19087). To construct, operate and maintain a flood control dam across Little Darby Creek (CWF, MF) impacting approximately 1.67 acres of wetlands (PFO) (Valley Forge, PA Quadrangle N: 7.35 inches; E: 13.20 inches) in Radnor Township, **Delaware County**. The proposed dam will be located immediately upstream of South Devon Avenue.

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4590.

Permit No. 2197408. Sewage. **Mr. and Mrs. Edward Noyes**, 238 Birch Lane, Carlisle, PA 17013 to construct sewage treatment facilities in Middlesex Township, **Cumberland County**.

Permit No. 3697408. Sewage. **Quarryville Borough**, 300 Saint Catherine Street, Quarryville, PA 17566 to construct sewage treatment facilities and aerobic digestors in Quarryville Borough, **Lancaster County**.

Permit No. 0197404. Sewage. **Cooperative Milling, Inc.**, P. O. Box 26234, Richmond, VA 23260-6234 to construct sewage treatment facilities in Straban Township, **Adams County**.

Permit No. 2197412. Sewage. **Justin R. Carpenter**, 70 Pearl Lane, Carlisle, PA 17012 to construct sewage treatment facilities in Upper Frankford Township, **Cumberland County**.

Permit No. 369411. Sewage. Amendment No. 1. Name change to **John Augustine**, 2447 River Road, P. O. Box 111, Bainbridge, PA 17502. Construction of sewage treatment facilities in Conoy Township, **Lancaster County**.

Permit No. 3197404. Sewage. **Mill Creek Area Municipal Authority**, P. O. Box 4, Millcreek, PA 17060. Construction of sewers and appurtenances in Brady Township, **Huntingdon County**.

NPDES Permit No. PAG043503. Sewerage. **John Augustine**, 2447 River Road, P. O. Box 111, Bainbridge, PA 17502 is authorized to discharge from a facility located in Conoy Township, **Lancaster County** to the receiving waters named Stony Run.

NPDES Permit No. PAG043575. Sewerage. **Mr. and Mrs. Edward Noyes**, 238 Birch Lane, Carlisle, PA 17013 are authorized to discharge from a facility located in Middlesex Township, **Cumberland County** to the receiving waters named FEMA Stream A, Conodoguinet Creek.

NPDES Permit No. PAG043582. Sewerage. **Justin R. Carpenter**, 70 Pearl Lane, Carlisle, PA 17013 is authorized to discharge from a facility located in Upper Frankford Township, **Cumberland County** to the receiving waters of an unnamed tributary to the Conodoguinet Creek.

NPDES Permit No. PA0087505. Sewerage. **Cooperative Milling, Inc.**, P. O. Box 26234, Richmond, VA 23260-6234 is authorized to discharge from a facility located in Straban Township, **Adams County** to the receiving waters of an unnamed tributary of Rock Creek.

NPDES Permit No. PA0080519. Sewerage. **Antrim Township Board of Supervisors**, Box 130, 10655 Antrim Church Road, Greencastle, PA 17225-0130 is authorized to discharge from a facility located in Antrim Township, **Franklin County** to the receiving waters named Conococheague Creek.

NPDES Permit No. PA0083674. Sewerage. **Lincoln Logs, Inc.**, 1874 Chambersburg Road, Gettysburg, PA 17325 is authorized to discharge from a facility located in Straban Township, **Adams County** to an unnamed tributary of White Run.

NPDES Permit No. PA0023744. Sewerage. **Northeastern York County Sewer Authority**, P. O. Box 516, Mount Wolf, PA 17347-0516 is authorized to discharge from a facility located in East Manchester Township, **York County** to the receiving waters named Susquehanna River.

NPDES Permit No. PA0081043. Sewerage, Amendment No. 1, **Brookline Manor Convalescent Rest Home**, R. R. 1, Box 463, Mifflintown, PA 17059 is authorized to discharge from a facility located in Fermanagh Township, **Juniata County** to the receiving waters named Big Run.

NPDES Permit No. PA0026077. Sewerage, Amendment No. 2. **Borough of Carlisle**, 53 South Street, Carlisle, PA 17013 is authorized to discharge from a facility located in Carlisle Borough, **Cumberland County** to the receiving waters named Conodoguinet Creek.

NPDES Permit No. PA0080004. Sewerage. **Martin's Famous Pastry Shoppe, Inc.**, 1000 Potato Roll Lane, Chambersburg, PA 17201 is authorized to discharge from a facility located in Antrim Township, **Franklin County** to the receiving waters of an unnamed tributary to Conococheague Creek.

NPDES Permit No. PA0051560. Industrial waste. Amendment No. 1. **Western Berks Water Authority**, 91 Water Road, Sinking Spring, PA 19608-9633 is authorized to discharge from a facility located in Sinking Spring Borough, **Berks County** to the receiving waters named Tulpehocken Creek.

NPDES Permit No. PA0085111. Industrial waste. **Altoona City Authority**, 20 Greenwood Road, Altoona, PA 16602 is authorized to discharge from a facility located in Antes Township, **Blair County** to the receiving waters named Tipton Run.

NPDES Permit No. PA0087521. Industrial waste. **High Associates LTD**, 1853 William Penn Highway, P. O. Box 10008, Lancaster, PA 17605-0008 is authorized to discharge from a facility located in East Cocalico Township, **Lancaster County** to the drainage swale to an unnamed tributary to Little Muddy Creek.

NPDES Permit No. PA0046680. Industrial waste. **Modern Trash Removal of York, Inc.**, R. D. 9, Box 317, York, PA 17402 is authorized to discharge from a facility located in Windsor/Lower Windsor Township, **York County** to the receiving waters of an unnamed tributary of Kreutz Creek.

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

NPDES Permit No. PA0002305. Industrial waste, **Robertshaw Controls Company**, One Robertshaw Drive, New Stanton, PA 15672.

This notice reflects changes from the notice published in the September 13, 1997 *Pennsylvania Bulletin*.

Outfall 001

Parameter	*Average Monthly*	*Maximum Daily*	*Average Monthly*	*Average Weekly*	*Maximum Daily*	*Instantaneous Maximum*
Silver			Nondetectable			
Tin			Nondetectable			

NPDES Permit No. PA0002305. Industrial waste, **Robertshaw Controls Company**, One Robertshaw Drive, New Stanton, PA 15672 is authorized to discharge from a facility located at New Stanton Borough, **Westmoreland County** to receiving waters named tributary of Sewickley Creek.

NPDES Permit No. PA0005011, Amendment No. 3. Industrial waste, **GPU Generation, Inc.**, 1001 Broad Street, Johnstown, PA 15907 is authorized to discharge from a facility located at Conemaugh Station, West Wheatfield Township, **Indiana County**.

NPDES Permit No. PA0005037, Amendment No. 1. Industrial waste, **GPU Generation, Inc.**, 1001 Broad Street, Johnstown, PA 15907 is authorized to discharge from a facility located at Homer City Generating Station, Center Township, **Indiana County**.

NPDES Permit No. PA0033332, Amendment No. 1. Industrial waste, **Eljer Manufacturing**, 1301 Eljer Way, Ford City, PA 16226 is authorized to discharge from a facility located at Borough of Ford City, **Armstrong County**.

NPDES Permit No. PA0041602, Amendment No. 1. Industrial waste, **Exxon Company USA**, 2760 Neville Road, Pittsburgh, PA 15225 is authorized to discharge from a facility located at Neville Island Terminal, Neville Township, **Allegheny County**.

NPDES Permit No. PA0110591, Amendment No. 1. Industrial waste, **SCM Metal Products, Inc.**, 101 Bridge Street, Johnstown, PA 15902 is authorized to discharge from a facility located at City of Johnstown, **Cambria County**.

NPDES Permit No. PA0025968. Sewage, **Municipal Water Authority of Aliquippa**, 160 Hopewell Avenue, Aliquippa, PA 15001 is authorized to discharge from a facility located at Aliquippa Sewage Treatment Plant, Aliquippa Borough, **Beaver County** to receiving waters named Ohio River.

NPDES Permit No. PA0028801. Sewage, **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Moon Township, PA 15108-9482 is authorized to discharge from a facility located at Montour Run Water Pollution Control Plant, Moon Township, **Allegheny County** to receiving water named Ohio River Back Channel.

NPDES Permit No. PA0032069. Sewage, **St. Francis College**, P. O. Box 600, Loretto, PA 15940-0600 is authorized to discharge from a facility located at St. Francis College STP, Loretto Borough, **Cambria County** to receiving waters named Unnamed Tributary of Clearfield Creek.

NPDES Permit No. PA0039721. Sewage, **Rostraver Township Sewage Authority**, P. O. Box 976, R. D. 4, Port Royal Road, Belle Vernon, PA 15012 is authorized to discharge from a facility located at Rehoboth Valley Industrial District STP, Rostraver Township, **Westmoreland County** to receiving waters named Tributary of Speers Run.

NPDES Permit No. PA0091243. Sewage, **Allegheny Trails Council (BSA)**, Flag Plaza, Pittsburgh, PA 15219-3699 is authorized to discharge from a facility located at Heritage Reservation Sewage Treatment Plant, Wharton Township, **Fayette County** to receiving waters named Unnamed Tributary of Little Sandy Creek (Formerly known as a Tributary of McGiven Run).

NPDES Permit PA0098434. Sewage, **Pennsylvania Department of Transportation**, Bureau of Design, 7th Floor Forum Place, 555 Walnut Street, Harrisburg, PA 17101-1900 is authorized to discharge from a facility located at PennDOT Welcome Center Sewage Treatment Plant, Whiteley Township, **Greene County** to receiving water named Unnamed Tributary of Whiteley Creek.

NPDES Permit PA0217697. Sewage, **PennCoal, Inc.**, P. O. Box 203, Jennerstown, PA 15547-0203 is authorized to discharge from a facility located at PennCoal, Inc., Sarah Mine STP, Jenner Township, **Somerset County** to receiving waters named Mine Water Treatment Ponds to Unnamed Tributary of Roaring Run.

NPDES Permit PA0217701. Sewage, **Allegheny Environmental Solutions, Inc.**, 104 Alder Street, Punxsutawney, PA 15767 is authorized to discharge from a facility located at Allegheny Environmental Solutions Sewage Treatment Plant, Susquehanna Township, **Cambria County** to receiving waters named Unnamed Tributary of Douglas Run.

NPDES Permit No. PA0217719. Sewage, **Michele R. Williams**, R. D. 3, Box 239B, Smithfield, PA 15478 is authorized to discharge from a facility located at Riviera Mobile Home Park STP, Dunkard Township, **Greene County** to receiving waters named Monogahela River.

Permit No. 0297405. Sewerage. **Mary Louis Thomas**, 143 Florence Road, New Brighton, PA 15066. Construction of Small Flow Sewage Treatment Facility located in Daugherty Township, **Beaver County** to serve the Thomas Single Residence Sewage Treatment Facility.

Permit No. 2697402. Sewerage. **Brownsville Municipal Authority**, 200 Bank Street, Brownsville, PA 15417. Construction of Pump Station located in Brownsville Township, **Fayette County** to serve the Lynn Road Area.

Permit No. 3297407. Sewerage. **Edgar Baker**, R. D. 5, Box 584, Blairsville, PA 15717. Construction of Single Residence Sewage Treatment Plant located in Blacklick Township, **Indiana County** to serve the Baker Residence STP.

Permit No. 5682404 Amendment No. 2. Sewerage. **Jefferson Township Supervisors**, R. D. 6, Somerset, PA 15501. Construction of draimad Sludge Bagger located in Jefferson Township, **Somerset County** to serve the Hidden Valley Resort STP.

Permit No. 6397402. Sewerage. **Burgettstown-Smith Township Sewerage Authority**, P. O. Box 207, 415 Joffre-Cherry Valley Road, Burgettstown, PA 15021.

Construction of Treatment Plant, Pump Station and Sewers located in Smith Township, **Washington County** to serve Burgettstown and Smith Township Villages.

Permit No. 6397405. Sewerage. **John Prokell**, R. D. 1, Box 551, New Alexandria, PA 15670. Construction of Small Flow STP located in Amwell Township, **Washington County** to serve the Prokell Residence.

INDIVIDUAL PERMITS
(PAS)

The following NPDES Individual Permits for Discharges of Stormwater from Construction Activities have been issued.

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

NPDES Permit No.	*Applicant Name and Address*	*County Municipality*	*Receiving Stream*
PAS10-D089	Heritage Building Group 3326 Old York Road Suite B Furlong, PA 18925	Hilltown Township Bucks County	Pleasant Spring Creek
PAS10-G240	Alfred G. and Betty Jeanne Zeigler P. O. Box 303, R. D. 5 Howell and Chester Springs Road Malvern, PA 19355	Charlestown Township Chester County	Pickering Creek
PAS10-G279	General Real Estate Development, Inc. 921 Briarwood Circle West Chester, PA 19380	Malvern Borough Chester County	Schuylkill River
PAS10-G283	East Pikeland Township Rapps Dam Road P. O. Box 58 Kimberton, PA 19442	East Pikeland Twp. Chester County	French Creek

PUBLIC HEARING NOTICE

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

Four A Partners—Four A Partners Recreation Facility—PAS10-G288

Penn Real Estate Group—Multiplex Cinema Development—PAS10-G290

B. J. Drueding Builders, Inc.—Minden Lane—PAS10-G291

The hearing is scheduled for January 22, 1998, at 1:30 p.m. at the Chester County Conservation District Office, Government Services Center, Conference Room 380, 601 Westtown Road, West Chester, PA 19382-4519, Chester County. The hearing is being held to solicit pertinent comments on these applications. The applications are for stormwater construction activities, with a discharge to the Valley Creek Watershed and the White Clay Creek Watershed. Copies of these applications are available for review in the Southeast Regional Office's Record Management Section, (610) 832-6268. Those interested in reviewing the applications should call to schedule a date to review the files. The project sponsors are:

Four A Partners, P. O. Box 310, Avondale, PA 19311-0310

Penn Real Estate Group, 4427 Spruce Street, Philadelphia, PA 19104

B. J. Drueding Builders, Inc., 531 East Lancaster Avenue, St. Davids, PA 19087

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings, should contact Sharon Moore, at (610) 832-6073. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

INDIVIDUAL PERMITS

(PAR)

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted Notices of Intent (NOIs) for Coverage under (1) General NPDES Permit(s) to discharge wastewater into the surface waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania. The approval of coverage for land application of sewage sludge

or residential septage under these general permits is subject to pollutant limitations, pathogen and vectoratraction reduction requirements, operational standards, general requirements, management practices, and other conditions set forth in the respective general permit. The Department of Environmental Protection approves the following coverages under the specified General Permit.

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

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

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

General Permit Type—PAG 2

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Woodbury Township Bedford County	PAR-10-0429	Terrance Hoffman 213 Pond Street Indiana, PA 15701	Yellow Creek	Bedford CCD 702 W. Pitt St., Suite 4 Bedford, PA 15009 (814) 623-6706
Derry Township Dauphin County	PAR-10-I031-R	Shaffer and Son, Inc. 1129 W. Governor Road P. O. Box 710 Hershey, PA 17033	Swatara Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Derry Township Dauphin Co.	PAR-10-I067-R	National Properties Inc. 150 E. Swedesford Rd. Wayne, PA 19087-1480	Swatara Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Derry Township Dauphin County	PAR-10-I071-R	Shaffer and Son, Inc. 1129 W. Governor Rd. P. O. Box 710 Hershey, PA 17033	Swatara Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Derry Township Dauphin County	PAR-10-I109-R	Park Avenue Centre LLC 10601 Baltimore Ave. Suite 320 Beltsville, MD 20705	Spring Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Derry Township Dauphin County	PAR-10-I120-R	Housing Development Corp. 308 East King St. Lancaster, PA 17602	Spring Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
East Hanover Township Dauphin County	PAR-10-I012-R	The McNaughton Company 4400 Deer Path Rd. Suite 201 Harrisburg, PA 17110	Manada Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
East Hanover Township Dauphin County	PAR-10-I068-R	Bow Creek Plaza 6065 William Penn Highway Easton, PA 18042	Bow Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
East Hanover Township Dauphin Co.	PAR-10-I064-R	East Hanover Township 8848 Jonestown Rd. Grantville, PA 17028	Manada Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
East Hanover Township Dauphin Co.	PAR-10-I082-R	LTC Thomas Allmon-HQ Fort Indiantown Gap, 1 Garrison Rd. Annville, PA 17003	Manada Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Hummelstown Borough Dauphin Co.	PAR-10-I009-R	Graystone Farms Inc. 100 West Second St. Hummelstown, PA 17036	Swatara Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Londonderry Twp. Dauphin Co.	PAR-10-I038-R	GSP Management Co. 570 W. Dekalb Pike Suite 106 King of Prussia, PA 19406	Lynch Run	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I080-R	Kings Crossing Inc. 3820 Market St. Camp Hill, PA 17011	Beaver Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I017-R	American Investors Realty Assoc. 608 Robinson Lane Haverford, PA 19041	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I024-R	Meadowlands Joint Venture P. O. Box 5297 Harrisburg, PA 17110-0297	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I078-R	Spring Creek Estates—Barode Corp. 1517 Cedar Cliff Dr. Camp Hill, PA 17011-7705	Spring Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I046-R	Yingst Homes Inc. & Kenny Const. 4332 Crestview Rd. Harrisburg, PA 17112	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I079-R	Stratford Woods, Inc. 3820 Market St. Camp Hill, PA 17011	Beaver Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Lower Paxton Twp. Dauphin Co.	PAR-10-I091-R	Kase Farm Associates c/o Anchor Commercial Realty P. O. Box 0888 Camp Hill, PA 17001-0888	Beaver Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I100-R	Triple Crown Corporation 5351 Jaycee Ave. Harrisburg, PA 17110	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Swatara Twp. Dauphin Co.	PAR-10-I073-R	Donald D. Shope 1225 Grubb Rd. Palmyra, PA 17078	Burd Run	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Swatara Twp. Dauphin Co.	PAR-10-I076-R	Edwin S. Briner—Phoenix Contact One Phoenix Plaza Middletown, PA 17057	Swatara Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Middle Paxton Twp. Dauphin Co.	PAR-10-I032-R	Richard C. Angino 2040 Fishing Creek Valley Rd. Harrisburg, PA 17112	Fishing Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
South Hanover Twp. Dauphin Co.	PAR-10-I050-R	Francis McNaughton—Greenbriar Assocs. 4400 Deer Path Road, Suite 201 Harrisburg, PA 17110	Kellock Run	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Steelton Borough Dauphin Co.	PAR-10-I123-R	Bethlehem Steel Corporation 1170 Eighth Ave. Bethlehem, PA 18016-7699	Susquehanna River	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Twp. Dauphin Co.	PAR-10-I044-R	The Cherrington Group P. O. Box 622 Lemoyne, PA 17043	Susquehanna River	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Twp. Dauphin Co.	PAR-10-I027-R	Triple Crown Corp. 5351 Jaycee Ave. Harrisburg, PA 17112	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Twp. Dauphin Co.	PAR-10-I015-R	Thomas S. Pedersen The Buonarroti Trust 3601 Vartan Way Harrisburg, PA 17110	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Twp. Dauphin Co.	PAR-10-I074-R	Thomas S. Pedersen The Buonarroti Trust 3601 Vartan Way Harrisburg, PA 17110	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Twp. Dauphin Co.	PAR-10-I098-R	Triple Crown Corp. 5351 Jaycee Ave. Harrisburg, PA 17112	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Susquehanna Twp. Dauphin Co.	PAR-10-I119-R	909 Partners 3701 Perkiomen Ave. Reading, PA 19606	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Twp. Dauphin Co.	PAR-10-I045-R	Triple Crown Corp. 5351 Jaycee Ave. Harrisburg, PA 17112	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Twp. Dauphin Co.	PAR-10-I124-R	Walsh, Higgins and Co. 101 East Erie St. Suite 800 Chicago, IL 60611	Paxton Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Swatara Twp. Dauphin Co.	PAR-10-I058-R	Highland Realty Trust Capital Ridge Townhomes 2308 North Second St. Harrisburg, PA 17110	Beaver Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Swatara Twp. Dauphin Co.	PAR-10-I061-R	The McNaughton Co. 4400 Deer Path Rd. Suite 201 Harrisburg, PA 17110	Swatara Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Swatara Twp. Dauphin Co.	PAR-10-I066-R	Carlos R. Leffler, Inc. P. O. Box 278 Richland, PA 17087	Beaver Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Swatara Twp. Dauphin Co.	PAR-10-I096-R	Sycamore Construction 7800 East Kemper Rd. Cincinnati, OH 45249	Spring Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Swatara Twp. Dauphin Co.	PAR-10-I107-R	The McNaughton Co. 4400 Deer Path Rd. Suite 201 Harrisburg, PA 17110	Swatara Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Swatara Twp. Dauphin Co.	PAR-10-I116-R	Robert M. Mumma, II P. O. Box 2255 Harrisburg, PA 17105	Spring Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Upper Paxton Twp. Dauphin Co.	PAR-10-I013-R	George F. Wilt 899 Union St. Millersburg, PA 17061	Little Wiconisco Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Upper Paxton Twp. Dauphin Co.	PAR-10-I085-R	John R. Benner/Raymond R. Price Rt. 1, Box 375 Millersburg, PA 17061	Wiconisco Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
West Hanover Twp. Dauphin Co.	PAR-10-I118-R	Richard Roberts—Roberts Homes 4400 Linglestown Rd. Harrisburg, PA 17112	Beaver Crk.	Dauphin CCD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Bethel Twp. Lebanon Co.	PAR-10-P065	Beach Run Business Center 1770 East Market St. York, PA 17402	Beach Run to Deep Run to Little Swatara	Lebanon CCD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3377
Greene Twp. Franklin Co.	PAR-10-M031-R	Lutheran Social Service 1050 Pennsylvania Ave. York, PA 17404	Phillaman Run	Franklin CCD 550 Cleveland Ave. Chambersburg, PA 17201 (717) 264-8074
Hamilton Twp. Franklin Co.	PAR-10-M140	Westside Plaza Assoc. 1398 Logan Circle Marietta, GA 30062	Conococheague	Franklin CCD 550 Cleveland Ave. Chambersburg, PA 17201 (717) 264-8074
Antrim Twp. Franklin Co.	PAR-10-M042-R	Ronald Nicarry P. O. Box 101 Shady Grove, PA 17256	Big Spring	Franklin CCD 550 Cleveland Ave. Chambersburg, PA 17201 (717) 264-8074
Straban Twp. Adams Co.	PAR-10-0047-R	C E Williams Sons, Inc. 36 South Fifth St. Gettysburg, PA 17325	Rock Crk.	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Menallen Twp. Adams Co.	PAR-10-0057	Lawrence Walter Hays, Jr. 165 Slatersville Rd. Biglerville, PA 17307	Opossum Crk.	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Cumberland Co. Adams Co.	PAR-10-0037-R	Rupal S. Shah 947 Heritage Dr. Gettysburg, PA 17325	Rock Crk.	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Mt. Joy Twp. Adams Co.	PAR-10-0045-R	Stanley R. Wolf 714 Black Horse Tavern Rd. Gettysburg, PA 17325	White Run	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Hamilton Twp. Fairfield Borough Adams Co.	PAR-10-0048-R	Quebecor Painting 100 North Miller St. Fairfield, PA 17320	Spring Run	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Hamilton Twp. Adams Co.	PAR-10-049-R	Harry L. Ramage 135 Tyler Run Rd. York, PA 17403	Conewago Crk.	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Conewago Twp. Adams Co.	PAR-10-0051-R	Smith/Richards Partnership P. O. Box 688 Hanover, PA 17331	Plum Crk.	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
New Oxford Borough Adams Co.	PAR-10-0053-R	Adams County Housing Authority 139 Carlisle St. Gettysburg, PA 17325	Conewago Crk.	Adams CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Mount Joy Borough Lancaster Co.	PAR-10-O059-R	Melhorn & Associates, Inc. P. O. Box 157 Mount Joy, PA 17552	UNT Donegal Crk.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Warwick Twp. Lancaster Co.	PAR-10-O066-R	Crosswinds Associates Dev. Co. Inc. 336 West King St. Lancaster, PA 17603	UNT Little Conestoga Crk.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
West Earl Twp. Lancaster Co.	PAR-10-0113-R	School Lane Associates 1547 Oregon Pike Lancaster, PA 17601	Conestoga River	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
Manor Twp. Lancaster Co.	PAR-10-O126-R	Corrado American Inc. 200 Marsh Lane New Castle, DE 19720	Little Conestoga Crk.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
Adamstown Borough Lancaster Co.	PAR-10-O183-R	Spencer Strober 5 Market Plaza Reinholds, PA 17569	Little Muddy Crk.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
West Donegal Twp. Lancaster Co.	PAR-10-O208-R	Timber Villa Inc. 1898 N. Market St. Elizabethtown, PA 17022	Snitz Crk.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
Elizabethtown Borough Lancaster Co.	PAR-10-O210-R	Elizabethtown Area Sch. Dist. 600 East High St. Elizabethtown, PA 17022	UNT Conoy Crk.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
Rapho Twp. Lancaster Co.	PAR-10-O229-R	Manheim Twp. Dev. Co. 1001 Lititz Pike Lititz, PA 17543	Chickies Crk.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
Manor Twp. Lancaster Co.	PAR-10-O245-R	Lancaster Area Sewer Auth. 130 Centerville Rd. Lancaster, PA 17601	UNTS and Little Conestoga Crks.	Lancaster CCD 1383 Arcadia Road, Room 6 Lancaster, PA 17059 (717) 299-5361
Lehigh Co. Upper Saucon Twp.	PAR10Q060-R	Robert Ciccone P. O. Box 86 Bath, PA 18014-0086	Lehigh River	Lehigh CD (610) 391-9583
Lehigh Co. Whitehall Twp.	PAR10Q064-R	M.C.K. Development Co. 5100 Stone Terrace Dr. Whitehall, PA 18052	Lehigh River	Lehigh CD (610) 391-9583
Lehigh Co. North Whitehall Twp.	PAR10Q065-R	Caroline Kilarski 3831 Fish Hatchery Rd. Allentown, PA 18103	Coplay Crk.	Lehigh CD (610) 391-9583
Lehigh Co.	PAR10Q067-R	Dave Scheuermann 849 Front St. Whitehall, PA 18052	Lehigh River	Lehigh CD (610) 391-9583
Lehigh Co. South Whitehall Twp.	PAR10Q069-R	South Whitehall Twp. 4444 Walbert Ave. Allentown, PA 18104	Jordan Crk.	Lehigh CD (610) 391-9583
Lehigh Co. Whitehall Twp.	PAR10Q070-R	Whitehall Twp. 3219 MacArthur Rd. Whitehall, PA 18052	Coplay Crk.	Lehigh CD (610) 391-9583

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Lehigh County North Whitehall Twp.	PAR10Q071-R	PA Dept. of Transportation 1713 Lehigh St. Allentown, PA 18103	Lehigh River	Lehigh CD (610) 391-9583
Lehigh Co. Upper Saucon Twp.	PAR10Q073-R	Cara Nino, Ltd. P. O. Box 4300 Allentown, PA 18105	Saucon Crk.	Lehigh CD (610) 391-9583
Lehigh Co. Washington Twp.	PAR10Q076-R	Washington Twp. Municipal Bldg. P. O. Box 27 Slatedale, PA 18079	Trout Crk.	Lehigh CD (610) 391-9583
Lehigh Co. Weisenberg Twp.	PAR10Q077-R	Lewis C. Novack t/a North Fork, Inc. 2697 Lapp Rd. Allentown, PA 18104	Mill Crk.	Lehigh CD (610) 391-9583
Lehigh Co. Whitehall Twp.	PAR10Q078-R	Muslim Association of the L. V. 20 North 9th St. Emmaus, PA 18049	Jordan Crk.	Lehigh CD (610) 391-9583
Lehigh Co. City of Allentown	PAR10Q081-R	City of Allentown 435 Hamilton St. Allentown, PA 18101-1699	Jordan Crk.	Lehigh CD (610) 391-9583
Lehigh Co. Upper Saucon Twp.	PAR10Q084-R	Waterford Court, Inc. P. O. Box 3695 Allentown, PA 18106	Saucon Crk.	Lehigh CD (610) 391-9583
Lehigh Co. Whitehall Twp.	PAR10Q085-R	Township of Whitehall 3219 MacArthur Rd. Whitehall, PA 18052	Jordan Crk.	Lehigh CD (610) 391-9583
Luzerne County Nanticoke City	PAR10R130	Nanticoke Middle School 427 Koscuiszko St. Nanticoke, PA 18634-0126	Susquehanna	Luzerne CD (717) 674-7991
Luzerne County Plains Twp.	PAR10R127	Wyoming Valley Sports Dome East End Boulevard Plains, PA	Coal Brook	Luzerne CD (717) 674-7991
Northampton Co. Stockertown Borough	PAR10U079	Hercules Cement Co. 501 Center St. P. O. Box 69 Stockertown, PA 18083	Shoeneck Crk.	Northampton CD (610) 746-1971
Northampton Co. Northampton Borough	PAR10U078	Omega Homes, Inc. 1150 Cedar Crest Blvd., Suite 200 Allentown, PA 18103	Dry Run	Northampton CD (610) 746-1971
Northampton Co. Lower Nazareth Twp.	PAR10U077	Pennsylvania International Raceway, Inc. P. O. Drawer F Nazareth, PA 18064	Shoeneck Crk.	Northampton CD (610) 746-1971
Schuylkill Co. South Manheim Twp.	PAR105731-R	Spotts Subdivision William R. Spotts 42 Berger St. Schuylkill Haven, PA 17972	Red Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Tamaqua Borough	PAR105736-R	Tamaqua School District Stadium Hill Tamaqua, PA 18252	Wabash Crk. to Little Sch. River	Schuylkill CD (717) 622-3742
Schuylkill Co. West Brunswick Twp.	PAR105712-R	Pinebrook Retirement and Adult Community Brookside Court Properties P. O. Box 218 Orwigsburg, PA 17961	Pine Crk. to Schuylkill River	Schuylkill CD (717) 622-3742

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Schuylkill Co. West Brunswick and East Brunswick	PAR105725-R	Landview Estates Phillip T. Joswick R. D. 1, Box 163-D-5 New Ringgold, PA 17960	Tributary to Little Sch. River	Schuylkill CD (717) 622-3742
Schuylkill Co. Ryan Twp.	PAR105741-R	Herman Yudacufski P. O. Box 162 Mahanoy City, PA 17948	Locust Crk. to Schuylkill River	Schuylkill CD (717) 622-3742
Schuylkill Co. Cass Twp.	PAR105727-R	Interstate 81 Northbound Rest Area c/o Ryan Vankirk Engineering PA Dept. of Transportation 1713 Lehigh St. Allentown, PA 18103	Mahanoy Crk. and Schuylkill River	Schuylkill CD (717) 622-3742
Schuylkill Co. Butler Twp.	PAR105734-R	Butler Twp. Wastewater Treatment Facility Butler Twp. Municipal Auth. 211 Broad St. Ashland, PA 17921	Mahanoy Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. West Mahanoy Twp.	PAR105722-R	Lots 1 & 2 Frackville Industrial Park Schuylkill Economic Devel. Corp. 915 Progress Ave. Pottsville, PA 17901	Blue Canyon to Mill Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Norwegian Twp.	PAR10735-R	Rt. 61 Seitzinger Group RIC Seitzinger Box 146 Pottsville, PA 17901	Schuylkill River	Schuylkill CD (717) 622-3742
Schuylkill Co. West Penn Twp.	PAR105743-R	Ridge View Acres Norwood V. Koch P. O. Box 42 New Ringgold, PA 17960	Tributary to Lizard Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Cressona Borough	PAR105707-R	Zerbe St. Residential Subdivision Miller Brothers Contracting P. O. Box 472 Schuylkill Haven, PA 17972	Schuylkill River	Schuylkill CD (717) 622-3742
Schuylkill Co. Schuylkill Borough	PAR105711-R	Columbia Heights Subdivision Miller Bros. Contracting P. O. Box 472 Schuylkill Haven, PA 17972	Schuylkill River	Schuylkill CD (717) 622-3742
Schuylkill Co. North Union Twp.	PAR105724-R	Breezy Acres Garth & Sara Felter Box 181 Nuremberg, PA 18241	Little Crooked Run Tomahicken Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Borough of Orwigsburg	PAR105744-R	Seton Manor Inc. Life Care Facility Holy Family Manor 1200 Spring St. Bethlehem, PA 18018	Mahonney Crk. and Mahanno Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. East Brunswick Twp.	PAR105737-R	Hawk Shadow II Subdivision Susan L. Miller Smith Box 79-B, R. D. 2 New Ringgold, PA 17960	Little Schuylkill River	Schuylkill CD (717) 622-3742

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Schuylkill Co. West Penn Twp.	PAR105739-R	West Penn Pines James & Judy Saunders 39 Connerstone Drive Mohrsville, PA 19541	Lizard Crk. to Lehigh River	Schuylkill CD (717) 622-3742
Schuylkill Co. South Manheim Twp.	PAR105730-R	Deerview Acres Jay H. King, Jr. 948 Berkshire Blvd. Wyomissing, PA 19610	Bear Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Norwegian Twp. St. Clair Borough	PAR105748-R	Lowe's of Pottsville Lowe's Companies Inc. 1203 School St. Wilkesboro, NC 28697	Tributary to Mill Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. South Manheim Twp.	PAR105733-R	Haven View Subdivision Joseph & Steven Kulikosky R. D. 1, Box 1252 Schuylkill Haven, PA 17972	Red Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Wayne Twp.	PAR105742-R	Rolling Meadows Phase I & II Richard Kreager 640 Soute Rte. 183	Lower Little Swatara Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Wayne Twp.	PAR105745-R	Rolling View Estates Richard Kreager 640 S. Rte. 183	Lower Little Swatara Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Butler Twp.	PAR105749-R	Burn's Subdivision Phase II Michael R. & Mary R. Burns 430 W. Main St. Girardville, PA 17935	Little Mahanoy Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Wayne Twp.	PAR105738-R	Southern Exposure William S. Moss & Kenneth J. Huebner 375 Patton Dr. Orwigsburg, PA 17961	Lower Little Swatara Crk.	Schuylkill CD (717) 622-3742
Schuylkill Co. Pine Grove Twp.	PAR105723-R	The Woods at Chapel Hill M & S Mack Associates P. O. Box 452 Quakertown, PA 18951	Swatara Crk.	Schuylkill CD (717) 622-3742
Butler Co. Center Twp.	PAR10E047-R	Samaritan Healthcare, Inc. 1323 Freedom Rd. Cranberry Twp., PA 16066	Unnamed Tributary of Connoquenessing Crk.	Butler County Conservation District 122 McCune Drive Butler, PA 16001-6501 (814) 284-5270
Butler Co. Jackson Twp.	PAR10E048-R	Seneca Valley School District 124 Seneca School Rd. Harmony, PA 16037	Unnamed Tributary of Brush Crk.	Butler County Conservation District 122 McCune Drive Butler, PA 16001-6501 (814) 284-5270
Butler Co. Slippery Rock Twp.	PAR10E049-R	Slippery Rock Univ. of PA Maintenance Center Keister Rd. Slippery Rock, PA 16057	Unnamed Tributary of Slippery Rock Crk.	Butler Co. Conservation District 122 McCune Dr. Butler, PA 16001-6501 (814) 282-5270
Butler Co. Fairview & Parker Twps.	PAR10E065-R	National Fuel Gas Distribution Corp. 110 State St. P. O. Box 2081 Erie, PA 16512	Bear Crk.	Butler Co. Conservation District 122 McCune Dr. Butler, PA 16001-6501 (814) 282-5270

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Butler Co. Cherry Twp.	PAR10E072	DEP/Bureau of Abandoned Mine Reclamation P. O. Box 149 122 South Center St. Ebensburg, PA 15931	South Branch of Slippery Rock Crk.	Butler Co. Conservation District 122 McCune Dr. Butler, PA 16001-6501 (814) 282-5270
Butler Co. Center Twp.	PAR10E073	Allen W. Ramsey 825 Mercer Rd. Butler, PA 16001	Unnamed Tributary of Sullivan Run	Butler Co. Conservation District 122 McCune Dr. Butler, PA 16001-6501 (814) 282-5270
Butler Co. Cranberry Twp.	PAR10E075	Hanna Holdings, Inc. Norman J. Castagnari 119 Ganma Dr. Pittsburgh, PA 15237	Brush Crk.	Butler Co. Conservation District 122 McCune Dr. Butler, PA 16001-6501 (814) 282-5270
Elk Co. St. Marys	PAR102511	Nova Development Corp. c/o Evo Facchine 407 Patterson Ave. DuBois, PA 15801	Tributary to Iron Run	Elk Co. Conservation District Elk County Courthouse Ridgway, PA 15853 (814) 776-5373
Elk Co. St. Marys	PAR102512	Nova Development Corp. c/o Evo Facchine 407 Patterson Ave. DuBois, PA 15801	Tributary to Iron Run	Elk Co. Conservation District Elk County Courthouse Ridgway, PA 15853 (814) 776-5373
Lawrence Co. Mahoning Twp.	PAR103707	Eugene A. Butch Butch Estates 1607 West State St. New Castle, PA 16101	Mahoning River	Lawrence Co. Conservation Dist. Lawrence Co. Government Ctr. 430 Court St. New Castle, PA 16101-5393 (412) 652-4512
Lawrence Co. Neshannock Twp.	PAR103720	Louis Pomerico Club Estates 1406 E. Washington St. New Castle, PA 16101	Unnamed Tributary to Shenango River	Lawrence Co. Conservation Dist. Lawrence Co. Government Ctr. 430 Court St. New Castle, PA 16101-5393 (412) 652-4512
Susquehanna Co. Forest City Borough	PAR106408-R	Greater Forest City Industries, Inc. 636 Main St. Forest City, PA 18421	Lackawanna River	Northeast Regional Office (717) 826-5485
Susquehanna Co. Rush Twp.	PAR106409-R	Pa. Dept. of Transportation Engineering District 4-0 P. O. Box 111 Scranton, PA 18501	Wyalusing Crk.	Northeast Regional Office (717) 826-5485
Montgomery Twp. Montgomery Co.	PAR10-T349-R	WB Homes, Inc. 538 East Main St. Lansdale, PA 19446	Unnamed Tributary to W. Branch Neshaminy Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Horsham Twp. Montgomery Co.	PAR10-T374-R	The Cutler Group P. O. Box 629 Horsham, PA 19044	Park Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Limerick Twp. Montgomery Co.	PAR10-T370-R	Limerick Golf Club Estates 826 North Lewis Rd. Limerick, PA 19468	Landis Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Lower Pottsgrove Twp. Montgomery Co.	PAR10-T376-R	Robert K. Hartenstine 1 Sunnybrook Rd. Pottstown, PA 19464	Sprogels Run	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
City of Chester Delaware Co.	PAR10-J087-R	CAC Construction & Rehab Specialists 601 Whitehorse Pike Oaklyn, NJ 08107	Delaware River	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Middletown Twp. Delaware Co.	PAR10-J103-R	HT Sweeney, Jr. 308 Duttons Mill Rd. Brookhaven, PA 19015-1197	Chester Crk	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Upper Chichester Twp. Delaware Co.	PAR10-J102-R	Harrod Enterprises P. O. Box 2114 West Chester, PA 19380	Marcus Hook Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Concord Twp. Delaware Co.	PAR10-J101-R	Richard M. Corporation P. O. Box 467 Concordville, PA 19331	West Branch Chester Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Various Municipalities Delaware Co.	PAR10-J100-R	Texas Eastern 5444 Westheimer, Suite 478 Houston, TX 77056-5388	Various Streams	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Thornbury Twp. Delaware Co.	PAR10-J104-R	Glen Mills Schools P. O. Box 137 Concordville, PA 19331	Chester Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Marple Township Delaware Co.	PAR10-J099-R	G & D Developers 6275 Central Blvd. Broomall, PA 19008	Unnamed Tributary to Langford Run	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Concord Twp. Delaware Co.	PAR10-J091-R	Julian V. Noraglia 1 West 6th Ave. Conshohocken, PA 19428	West Branch Chester Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Radnor Twp. Delaware Co.	PAR10-J096-R	B & L Realty, Inc. 1654 Hollyhock Circle Malvern, PA 19355	Darby Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

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Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Delaware Co. Concordville Twp.	PAR200021	Southco, Inc. Brandywine Division 210 N. Brinton Lake Rd. Concordville, PA 19331	Tributary of the West Branch of Chester Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Delaware Co. Sharon Hill Twp.	PAR800070	Federal Express Corp. 550 Elmwood Ave. Sharon Hill, PA 19079	Darby Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Philadelphia Co. City of Philadelphia	PAR200007	Henshell Corp. 2922 N. 19th St. Philadelphia, PA 19132	Storm Sewer to Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Conshohocken Borough	PAR60005	Hammer's Used Auto Parts W. 2nd Ave. & Wood St. Conshohocken, PA 19428	Unnamed Tributary to Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Bensalem Twp.	PAR230062	Betz Dearborn, Inc. 4636 Somerton Rd. Trevose, PA 19053	Poquessing Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Royersford Borough	PAR230063	Specialty Chemical Systems 400 First Ave. Royersford, PA 19468	Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chester Co. Valley Twp.	PAR200030	Jessop Specialty Products 1201 Valley Rd. Coatesville, PA 19320	Unnamed Tributary to Sucker Run	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Delaware Co. Concord Twp.	PAR800081	Roadway Express, Inc. 58 Lacrue Ave. Concordville, PA 19331	West Branch Chester Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Montgomery Co. West Norriton Twp.	PAR800044	Pitt Ohio Express, Inc. 2575 General Armistead Blvd. Norristown, PA 19403	Indian Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Bensalem Twp.	PAR110045	Specialty Ring Products 2374 State Rd. Bensalem, PA 19020	Delaware River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Towamencin Twp.	PAR110037	Stein Seal Co. Wambold Rd. & Industrial Blvd. Kulpsville, PA 19443	Skippack Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Philadelphia Co. City of Philadelphia	PAR600025	SPC Corp. 2600 Penrose Ave. Philadelphia, PA 19145	Schuylkill River	DEP outheast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Falls Twp.	PAR200028	Wall Colmonoy Corp. 149 Newbold Rd. Fairless Hills, PA 19030	Rock Run	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Upper Merion Twp.	PAR230042	SmithKline Beecham 709 Swedeland Rd. King of Prussia, PA 19406	Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chester Co. West Goshen Twp.	PAR120010	Ore-Ida Foods, Inc. 700 North Five Points Rd. West Chester, PA 19380	Unnamed Tributary of Taylor Run	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Plumstead Twp.	PAR120020	Myers Food Division Keller's Church and Apple Butter Rds. Plumsteadville, PA 18949	Unnamed Tributary to Cabin Run	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Philadelphia Co. City of Philadelphia	PAR600015	Philadelphia Transfer and Recycling Ctr. 3605 Grays Ferry Ave. Philadelphia, PA 19146	Schuylkill River	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chester Co. Spring City Borough	PAR200018	Spring City Electrical Manufacturing Co. Hall and Main Sts. Spring City, PA 19475	Schuylkill River	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Montgomery Co. Cheltenham Twp.	PAR800047	Laidlaw Transit, Inc. 827 East Glenside Ave. Wyncote, PA 19095	Tacony Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Newtown Twp.	PAR800048	Laidlaw Transit, Inc. 470 South State St. Newtown, PA 18940	Newton Crk.	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Falls Twp.	PAR900010	Warner Company—West Side Operation 1000 New Ford Mill Rd. Morrisville, PA 19067	Delaware Canal	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Bristol Twp.	PAR600014	Pete's Auto Parts, Inc. 2704 New Rodgers Rd. Bristol, PA 19007	Unnamed Tributary to Neshaminy Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Whitemarsh Twp.	PAR700008	Highway Materials—Joshua Rd. 1750 Walton Rd. Blue Bell, PA 19422	Corson's Quarry	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Falls Twp.	PAR900011	Clean Soils, Inc. USX Fairless Hills, Bldg. No. 1 Fairless Hills, PA 19030	Delaware Canal	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Upper Merion Twp.	PAR800073	Federal Express Corp. 741 5th Ave. King of Prussia, PA 19406	Unnamed Tributary to the Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chester Co. West Goshen	PAR800074	Federal Express Corp. 701 Willowbrook Lane West Chester, PA 19380	Tributary to Chester Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Delaware Co. Ridley Twp.	PAR210017	Fizzano Brothers Inc. 1776 Chester Pike Crum Lynne, PA 19022	Crum Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chester Co. Downington Borough	PAR230034	EnClean Specialty Chemicals P. O. Box 240 Downingtown, PA 19335	Park Run	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Montgomery Co. Skippack Twp.	PAR700014	PA Dept. of Corrections P. O. Box 598 Camp Hill, PA 17001	Unnamed Tributary to Perkiomen Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Bristol Borough	PAR230040	Dial Corp. 1414 North Radcliff St. Bristol, PA 19007	Delaware River	Southeast Regional Office 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Bristol Twp.	PAR800072	Federal Express Corp. 160 Rittenhouse Circle Bristol, PA 19007	Neshaminy Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Borough of Conshohocken	PAR110010	Hale Products, Inc. 700 Spring Mill Ave. Conshohocken, PA 19428	Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Delaware Co. Middletown Twp.	PAR110032	Franklin Mint Franklin Center, PA 19091	East Branch Chester Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Philadelphia Co. City of Philadelphia	PAR800067	The Forge Recycling and Resource Recovery Center Minor and Bleigh Ave. Philadelphia, PA 19136	City of Philadelphia Storm Sewer	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Lower Gwynedd Twp.	PAR230028	Rhone-Poulenc AG Co. Railroad Ave. & Mathers Rd. Ambler, PA 19002	Unnamed Tributary to Wissahickon Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chester Co. Borough of Modena	PAR140012	Sealed Air Corp. Meredith Rd. Modena, PA 19358	Unnamed Tributary to West Branch Brandywine Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Falls Twp.	PAR600043	Safety-Kleen Corp. 77 Canal Rd. Fairless Hills, PA 19030	Drainage ditch to Rock Run	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Borough of Pottstown	PAR600020	Reliable Auto Enterprises 250 West High St. Pottstown, PA 19464	Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Montgomery Co. Plymouth Twp.	PAR600021	Ridge Pike Auto Parts, Inc. 1425 East Ridge Pike Norristown, PA 19401	Diamond Run	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Bristol Twp.	PAR110018	Rapid Circuits, Inc. 6401 MacPherson Ave. Levittown, PA 19057	Pennsylvania Canal	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Delaware Co. Tinicum Twp.	PAR140015	Kimberly Clark Tissue Co. Front St. and Ave. of the States Chester, PA 19013	Darby Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Upper Merion Twp.	PAR600047	Jamisons Used Auto Parts 529 Flint Hill Rd. King of Prussia, PA 19406	Unnamed Tributary to Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Philadelphia Co. City of Philadelphia	PAR800085	Roadway Express, Inc. Corner of Church and Pearche Sts. Philadelphia, PA 19124	Frankfurt Creet	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Slowe Twp.	PAR200034	Doehler-Jarvis Limited Partnership 400 Old Reading Pike Stowe, PA 19464	Schuylkill River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Falls Twp.	PAR230014	General Felt Industries, Inc. 259 Canal Rd. Fairless Hills, PA 19030	Pennsylvania Canal	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Falls Twp.	PAR200004	Energy Coatings Company 21 South Steel Rd. Morrisville, PA 19067	Delaware River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Philadelphia Co. City of Philadelphia	PAR110047	Howard/McCray Refrigerator Company, Inc. Grant Ave. and Blue Grass Rd. Philadelphia, PA 19114	Unnamed Tributary to Wooden Bridge Run	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Upper Merion Twp.	PAR200019	Dickson Cast Products 404 East Church Rd. King of Prussia, PA 19406	Trout Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Delaware Co. Tinicum Twp.	PAR800049	Active Transportation Company 200 Essington Ave. Ridley Park, PA 19078	Unnamed Tributary to Delaware River	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Upper Moreland Twp.	PAR110011	Hull Corporation 3535 Davisville Rd. Hatboro, PA 19040	Pennypack Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Hilltown Twp.	PAR600044	Bernie Enterprises, Inc. 1930 Route 309 Coopersburg, PA 18036	Mill Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Milford Twp.	PAR600029	Bernie Enterprises, Inc. 1930 Route 309 Coopersburg, PA 18036	Unami Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Philadelphia Co. City of Philadelphia	PAR200011	Gross Metal Products 249 West Glenwood St. Philadelphia, PA 19140	Philadelphia Storm Sewer System	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Richland Twp.	PAR600045	Bernie Enterprises, Inc. 1930 Route 309 Coopersburg, PA 18036	Morgan Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Hatfield Twp.	PAR230067	Praxair, Inc. 2929 Township Line Rd. Souderton, PA 18964	West Branch Neshaminy Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chester Co. East Whiteland Twp.	PAR210022	Fizzano Brothers, Inc. 201 S. Phoenixville Pike Malvern, PA 19355	Valley Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Montgomery Co. Lower Gwynedd Twp.	PAR230066	Rohm & Haas Co. 727 Norristown Rd. Spring House, PA 19477	Outfall 001, 002, 004 Wissahickon Crk. Outfall 003, 005 Neshaminy Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Hilltown Twp.	PAR800066	Waste Management of Indian Valley 400 Progress Drive Telford, PA 18969	Mill Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Bucks Co. Richland Twp.	PAR220005	Frontier Wood Products, Inc. 1025 N. West End Boulevard Quakertown, PA 18951	Tohickon Crk.	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Bucks Co. Falls Twp.	PAR230050	Wonder Chemical Corp. 249 Canal Rd. Fairless Hills, PA 19030	Pennsylvania Canal	DEP Southeast Region Water Management 555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Luzerne Co. Salem Twp.	PAR232213	GFC—Dura Bond R. R. 1, Box 1845 Berwick, PA 18603	Susquehanna River	Northeast Regional Office Water Management 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2511
Lancaster Co. Marietta Borough	PAR303588	U. S. Reduction Co. 9200 Calumet Ave. Munster, IN 46321	Susquehanna River	Southcentral Region Office Water Management 1 Ararat Blvd. Harrisburg, PA 17110 (717) 657-4590
New Castle City Lawrence Co.	PAR808315	Interchange Specialty Services, Inc. 200 Industrial St. New Castle, PA 16102	Shenango River	DEP Water Management Northwest Region 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
Oil City Venango Co.	PAR118315	Gladwin Corp. Cherrington Corporate Center Building 200 Coraopolis, PA 15108	Allegheny River	DEP Water Management Northwest Region 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
Hempfield Twp. Mercer Co.	PAR208317	Svedala Grinding—Hodge Foundry Svedala Industries, Inc. P. O. Box 550 Greenville, PA 16125	Shenango River Watershed	DEP Water Management Northwest Region 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
Meadville City Crawford Co.	PAR118318	Kenn Paprocki Seco/Warwick Corporation 180 Mercer St. Meadville, PA 16335	French Crk.	DEP Water Management Northwest Region 230 Chestnut St. Meadville, PA 16335 (814) 332-6942

General Permit Type—PAG-4

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Allegheny Co. Frazer Twp.	PAG046133	Dennis Olszewski 2324 Dellenbaugh Rd. Tarentum, PA 15084	Unnamed Tributary to Bull Crk.	Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-9

Facility Location County and Municipality	*Permit No.*	*Applicant Name and Address*	*Receiving Stream or Body of Water*	*Contact Office and Telephone No.*
Warsaw Twp. Jefferson Co.	PAG098301	John Williams R. D. 1, Box 108E Reynoldsville, PA 15851	None	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
Concord Twp. Butler Co.	PAG098302	Lewis E. Stoughton 155 Bish Rd. Chicora, PA 16025-2503	None	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942

SEWAGE FACILITIES ACT

PLAN APPROVAL

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

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

Blooming Grove Township and Dingman Township, Pike County.

The Department has completed our review of the proposed Amendments to the Act 537 Studies of both Blooming Grove Township and Dingman Township. The Amendments pertain to the portion of the Hemlock Farms Development wherein the lots are located in both municipalities. The Amendments indicate that jurisdiction over the sewage systems reside with the municipality which issued the permit for the system and where the lot is taxed. The identical Amendments, which are effective at the same time for both Townships, were transmitted to the Department via Dingman Township's August 13, 1997 letter.

The Department has found that our comments have been satisfactorily addressed and hereby approves the proposed Amendments. The approval date, for both Townships Amendments to their Act 537 Sewage Facilities Plans, is November 21, 1997.

Regional Office: Water Management Program Manager, Southcentral Region, One Ararat Boulevard, Harrisburg, PA 17110.

Location: **Gratz Borough, Dauphin County**, P. O. Box 305, Gratz, PA 17030.

The approved plan provided for construction or a combination low pressure/gravity collection system, takeover of an existing private sewage treatment facility and expansion of the treatment plant to a .1 mgd capacity. The Borough intends using PENNVEST funding as a primary source and RUS funding as an alternate. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

HAZARDOUS SITES CLEAN-UP

Under the Act of October 18, 1988

De Minimis Settlements Under the Hazardous Sites Cleanup Act

Quality Container Corporation Site
City of Philadelphia, Philadelphia County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), has entered into multiple consent order and agreements for de minimis settlements with 66 parties regarding the Department's costs incurred for conducting response activities at the Quality Container Corporation (QCC) site. The QCC site is a parcel of land of approximately 1.25 acres located in the City of Philadelphia, Philadelphia County, at the intersection of Collins Street and E. Ontario Street. The surrounding area is zoned commercial and residential.

QCC operated a drum reconditioning facility from 1977 through June 1990. QCC stopped operations in July of 1990 and subsequently abandoned the site leaving roll-off containers, drums and wastes generated by facility operations. In addition, process equipment on the site was not cleaned of wastes at the time the facility was abandoned. The roll-off containers, drums, process equipment and abandoned wastes were not contained and were accessible to the public.

Because of the threat to human health and the environment posed by the QCC site, the site was deemed as a HSCA site on August 12, 1994 under section 502 of HSCA (35 P. S. § 6020.502). The Department subsequently implemented and completed an interim response from March 20, 1995 through February 8, 1996 to address the release or threat of release of hazardous substances. To date, the Department has incurred response costs of approximately $1.8 million related to the release or threat of release of hazardous substances.

During the implementation of the interim response, the Department seized QCC records located in an office trailer at the site. The QCC records contained documentation regarding potentially responsible parties that were identified by the Department. Based on a review of the QCC records, the Department has determined that 94 potentially responsible parties are de minimis parties, and offered to enter into consent order and agreements with those parties for de minimis settlements under section 122(g) of CERCLA, 42 U.S.C. § 9622(g), and

section 707 of HSCA (35 P. S. § 6020.707). The Department previously published notice of settlements with 66 de minimis parties on September 27, 1997.

The Department has entered into consent order and agreements for de minimis settlements with the following two additional de minimis parties: Bronstein Container Company, Inc. ($12,573.60) and Edward E. Goldberg & Sons ($324.00).

Under the proposed consent order and agreements for de minimis settlements that are subject to this notice the Department will receive a total of $12,897.60. The total response costs recovered from all de minimis settlements to date is $227,280.68.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113). The proposed consent order and agreements are subject to final approval by the Department following the receipt and review of any comments submitted by the public. The proposed consent order and agreements that contain the specific terms of the settlements are available for public review and comment. The proposed consent order and agreements can be examined from 8 a.m. to 4 p.m. at the Department's office at 555 North Lane, Suite 6010 Lee Park, Conshohocken, PA 19428 by contacting Sonja Smith at (610) 832-6003. A public comment period on the proposed consent order and agreements will extend for 60 days from the date of publication of this notice. Persons may submit written comments regarding the proposed consent order and agreements to the Department by February 11, 1998, by submitting them to April Flipse, Project Officer, at the above address.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* a notice of submission of any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

The Department has received the following final reports.

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

Pennsylvania Power & Light Company (PP&L)—Distribution pole #56534N77726 (Davis Street), City of Scranton, **Lackawanna County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning the remediation of site soils found to have been contaminated with PCBs (polychlorinated biphenyls). The report was submitted in order to document remediation of the site to meet the Statewide human health standard.

Southcentral Regional Office, Environmental Cleanup Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4592.

Distribution Pole 22188S35376, East Pennsboro Township, Cumberland County. Pennsylvania Power and Light Company, Two North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning remediation of site soils contaminated with PCBs. The report is intended to document remediation of the site to meet the Statewide Health standard.

Westvaco Corporation Woodyard Landfill, Snyder Township, Blair County. Westvaco Corporation, 1600 Pennsylvania Avenue, Tyrone, PA 16686 has submitted a Final Report concerning remediation of site soils and groundwater contaminated with toluene. The report is intended to document remediation of the site to meet the Statewide Health standard.

SOLID AND HAZARDOUS WASTE

LICENSE TO TRANSPORT HAZARDOUS WASTE

Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

American Spill Control, Inc., P. O. Box 806, Seagoville, TX 75159-0806; License No. **PA-AH 0507**; renewal license issued November 19, 1997.

Dahlen Transport, Inc., 1680 Fourth Avenue, Newport, MN 55055; License No. **PA-AH 0511**; renewal license issued November 21, 1997.

General Chemical Corporation, 138 Leland Street, Framingham, MA 01701; License No. **PA-AH 0374**; renewal license issued November 21, 1997.

Lacy's Express, Inc., P. O. Box 130, Pedericktown, NJ 08067; License No. **PA-AH 0243**; renewal license issued November 19, 1997.

The NDL Organization, Inc., P. O. Box 791, Peekskill, NY 10566; License No. **PA-AH S006**; renewal license issued November 21, 1997.

License expired under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Tri-S Incorporated, 25 Pinney Street, Ellington, CT 06029; License No. **PA-AH 0443**; license expired on October 31, 1997.

RESIDUAL WASTE PROCESSING FACILITIES

Approval of Determination of Applicability under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and residual waste regulations for a general permit to operate residual waste processing facilities and the beneficial use of residual waste other than coal ash.

Regional Office: Northeast Regional Office, Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2516.

I. D. #WMGR038NE002. Tirenergy Wind Gap Plant, Tirenergy Corporation, 918 Clover Hill Road, Wynnewood, PA 19096. A Determination of Applicability approval to operate the proposed tire remediation and tire processing facility at the former J. H. Beers, Inc. Wind Gap facility (I. D. #400489), located in Plainfield Township and Wind Gap Borough, **Northampton County**, under the terms of the General Permit. The permit is not transferable. The Determination of Applicability does not authorize waste tire processing to be conducted elsewhere. The approval was granted in the Regional Office on November 7, 1997.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Regional Office: Northeast Regional Office, Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2516.

Permit I. D. #400688. Geisinger Wyoming Valley Medical Center, Penn State Geisinger Wyoming Valley Medical Center, 1000 East Mountain Boulevard, Wilkes-Barre, PA 18711-3414. A permit authorizing the operation of a municipal waste processing, that is, incineration facility, located in Plains Township, **Luzerne County**, and allowing for the incineration of infectious wastes generated primarily on-site at the adjacent hospital and at identified clinics. The permit was issued in the Regional Office on November 3, 1997.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Laidlaw Environmental Services (TG), Inc., P. O. Box 11393, Columbia, SC 29201; License No. **PA-HC 0201**; renewal license issued November 18, 1997.

Clean Harbors Environmental Services, Inc., 1501 Washington Street, Braintree, PA 02184; License No. **PA-HC 0053**; renewal license issued November 20, 1997.

Penn State Geisinger System Services, 100 North Academy Avenue, Danville, PA 17822-1540; License No. **PA-HC 0141**; renewal license issued November 19, 1997.

AIR POLLUTION

OPERATING PERMITS

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

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

23-301-117: Haven Memorial Park (278 Thornton Road, Thornton, PA 19373) issued November 6, 1997, for Human Crematory Incinerator in Chester Township, **Delaware County**.

46-313-133: Republic Environmental Systems, Inc. (2869 Sandstone Drive, Hatfield, PA 19440) issued November 5, 1997, for Portland Cement/Kiln Dust Silos in Hatfield Township, **Montgomery County**.

09-318-049: P & R Industries, Inc. (3826 Old Easton Road, Doylestown, PA 18901) issued August 29, 1997, for Plastic Curing Process in Doylestown Township, **Bucks County**.

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

PA-04-684A: Beaver Valley Aggregates, Inc. (1150 Brodhead Road, Monaca, PA 15061) issued October 23, 1997, expires October 23, 2002, for a slag processing plant in Hopewell Township, **Beaver County**.

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

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

15-302-087GP: Quebecor Printing Atglen, Inc. (P. O. Box 465, Atglen, PA 19310) issued October 29, 1997, for small combustion units in West Sadsbury Township, **Chester County**.

PA-46-0076: Greene Tweed & Company (2075 Kulpsville Detwiler Road, Kulpsville, PA 19443) issued October 31, 1997, for small combustion units in Towamencin Township, **Montgomery County**.

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

GP5-GP-24129: CNG Transmission Corp. (Quehanna Highway, Medix Run, PA 15868) for the gas production facility located at the Benezette Compressor Station in Benezette Township, **Elk County**.

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

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

15-318-010D: Johnson Matthey, Inc. (456 Devon Park Drive, Wayne, PA 19087) issued October 31, 1997, for amendment to Condition no. 6 in Tredyffrin Township, **Chester County**.

09-312-002: PECO Energy Company (955 River Road, Bristol, PA 19007) issued April 30, 1997, for minor modification to four storage tanks in Bristol Township, **Bucks County**.

Operating Permits transferred under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

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

15-302-038A: QVC Realty, Inc. (1200 Wilson Drive, West Chester, PA 19380) issued September 19, 1997, for the operation of Boiler #1 and #2, formerly Commodore Business Machine, Inc. in West Goshen Township, **Chester County**.

46-399-067: Iota Ballast & Transformer Company (110 Pottstown Avenue, Pennsburg, PA 18073) issued September 15, 1997, for a Burnoff Oven, formerly Keystone Transformer Company in Pennsburg Township, **Montgomery County**.

15-302-069: Phoenixville Hospital of the University of Penna Health System (140 Nutt Road, Phoenixville, PA 19460) issued July 16, 1997, for Kewanee Boiler, formerly, Phoenixville Hospital in Phoenixville Township, **Chester County**.

PLAN APPROVALS

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

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

PA-46-0005B: Merck & Company, Inc. (Building 69, Sumneytown Pike, West Point, PA 19486) issued October 29, 1997, for construction of a rotary kiln incinerator in Upper Gwynedd Township, **Montgomery County**.

PA-46-0005D: Merck & Company, Inc. (Building 69, Sumneytown Pike, West Point, PA 19486) issued October 30, 1997, for the installation of a carbon adsorption concentrator unit in Upper Gwynedd Township, **Montgomery County**.

46-301-259A: East Norriton-Plymouth—Whitpain Joint Sewer Authority (200 Ross Street, Norristown, PA 19401) issued October 30, 1997, for the installation of sludge incinerator in Plymouth Township, **Montgomery County**.

09-312-022: Puralube, Inc. (435 Devon Park Drive, 800 The Safeguard Bldg., Wayne, PA 19087) issued October 31, 1997, for lubrication process plant in Falls Township, **Bucks County**.

PA-15-0013: Graphic Packaging Corporation (2400 Continental Boulevard, Tredyffrin, PA 19312) issued November 5, 1997, for the construction of one flexographic press in Tredyffrin Township, **Chester County**.

46-313-006F: Cabot Corporation (County Line Road, Building 55, Douglass, PA 19504) issued November 5, 1997, for chemical process in Douglass Township, **Montgomery County**.

15-399-044A: Quebecor Printing Atglen, Inc. (Lower Valley Road and Route 372, West Sadsbury, PA 19365) issued November 5, 1997, for the installation of hard chrome electroplating baths (Tanks 365 & 366) in West Sadsbury Township, **Chester County**.

PA-09-0069: Crown Cork & Seal Co., Inc. (111 Buck Road, Huntington Valley, PA 19006) issued November 5, 1997, for construction of paint spray booth in Lower Southampton Township, **Bucks County**.

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

40-306-007C: Williams Generation Company (R. R. 1, Box 409-D, Humboldt Industrial Park, Hazleton, PA 18201) for the modification of a gas turbine with air pollution control by a water injection system at the facility located in the Humboldt Industrial Park, Hazle Township, **Luzerne County**.

40-309-038: Certainteed Corporation (P. O. Box 128, Crestwood Industrial Park, Mountaintop, PA 18707) for the modification of the M-2 Fiberglass Manufacturing Line with air pollution control by a wet multistage electrostatic precipitator at the facility located in the Crestwood Industrial Park, Wright Township, **Luzerne County**.

45-302-060: Connaught Laboratories, Inc. (Box 187, Swiftwater, PA 18370) for the construction of a #6 oil fired boiler at the facility located on Route 611, Pocono Township, **Monroe County**.

48-399-037: Tirenergy Corporation (918 Clover Hill Road, Wynnewood, PA 19096) for the construction of a tire pyrolysis operation with air pollution control by 4 baghouses at the facility located on Male Road, Plainfield Township, **Northampton County**.

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

38-318-035: Supreme Mid-Atlantic Corporation (P. O. Box 779, Jonestown, PA 17038) issued November 20, 1997, for the installation of a lift gate painting operation at their Plant #3, in West Lebanon Township, **Lebanon County**.

67-2030A: C-P Converters, Inc. (15 Grumbacher Road, York, PA 17402) issued on November 13, 1997, for

the construction of a flexographic press controlled by a catalytic incinerator in Manchester Township, **York County**.

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

PA-04-684A: Beaver Valley Aggregates, Inc. (1150 Brodhead Road, Monaca, PA 15061) issued October 23, 1997, expires October 23, 2002, for a slag processing plant in Hopewell Township, **Beaver County**.

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

PA-61-020A: Petrowax PA, Inc. (Hill Street, Emlenton, PA 16373) issued November 5, 1997, for the reactivation of #2 Earth Burner in Emlenton, **Venango County**.

PA-10-042A: Keystone Aluminum, Inc. (126 Myoma Road, Mars, PA 16046) issued November 12, 1997, for the operation of a ring mill in Adams Township, **Butler County**.

10-308-016A: Keystone Aluminum, Inc. (126 Myoma Road, Mars, PA 16046) issued November 12, 1997, for the construction of an aluminum melting furnace in Adams Township, **Butler County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

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

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

OP-46-0075: American Bank Note Company (680 Blair Mill Road, Horsham, PA 19044) amended October 10, 1997, for lithographic presses in Horsham Township, **Montgomery County**.

CP-46-0016: Handy and Harman Tube Company, Inc. (701 West Township Line Rd., Norristown, PA 19403) amended October 3, 1997, for VOC RACT in East Norriton Township, **Montgomery County**.

OP-09-0026: BFI Waste System of North America, Inc. (731 Reliance Road, Telford, PA 18969) amended October 3, 1997, formerly, Browning-Ferris North America for a surface coating process in Hilltown Township, **Bucks County**.

OP-15-0015: Sartomer Company, Inc. (610 South Bolmar Street, West Chester, PA 19382) amended September 10, 1997, for VOC RACT in West Chester Township, **Chester County**.

OP-23-0003: Bayway Refining Company (P. O. Box 428, Marcus Hook, PA 19061) amended June 3, 1997, formerly, BP Oil Refinery Co., for a butane loading rack in Trainer Township, **Delaware County**.

OP-46-0069: Highway Materials, Inc. (500 Stenton Avenue, Plymouth Meeting, PA 19462) amended August 29, 1997, formerly, Corson Lime Co. for a Synthetic Minor NOx Facility in Whitemarsh Township, **Montgomery County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4401—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Coal Applications Issued:

56870102. Permit renewal, **Starlite Mining, Inc.** (828 Statler Road, Windber, PA 15963), commencement, operation and restoration of a bituminous strip mine, valid for reclamation, only in Shade and Quemahoning Townships, **Somerset County**, affecting 78.0 acres, receiving stream unnamed tributary to Oven Run, application received May 2, 1997, permit issued November 26, 1997.

32830113. Road Variance, **Beilchick Brothers** (P. O. Box 7, Heilwood, PA 15745). Revision to an existing bituminous strip operation to include a road variance to affect by mining activities within 100 feet of Township Road 738 in Buffington Township, **Indiana County**, affecting 410.5 acres, receiving stream unnamed tributaries to Mardis Run and Mardis Run. Received October 27, 1997, issued November 26, 1997.

Knox District Office, P. O. Box 669, Knox, PA 16232.

33970104. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830), commencement, operation and restoration of a bituminous strip and auger operation in Snyder Township, **Jefferson County** affecting 30.0 acres. Receiving streams: Unnamed tributary to Walburn Run. Application received May 14, 1997. Permit issued November 19, 1997.

102672-33970104-E-1. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Application for a stream encroachment to mining activities within 100 feet of unnamed tributary to Walburn Run in Snyder Township, **Jefferson County**. Mining activities may be conducted no closer than 50 feet to the unnamed tributary for the purposes of support facility construction and maintenance. No mineral extraction may be conducted closer than 100 feet to the unnamed tributary. Receiving streams: Unnamed tributary to Walburn Run. Application received: May 14, 1997. Permit issued November 19, 1997.

McMurray District Office

03961302. TJS Mining, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774), to operate the TJS No. 4 Deep Mine in Plumcreek Township, **Armstrong County**, to Dutch Run. Permit issued October 22, 1997.

32841308. The Florence Mining Co. (P. O. Box 51, New Florence, PA 15944), to renew the permit for the

Blacklick Mine in East Wheatfield Township, **Indiana County**, no additional discharges. Permit issued November 12, 1997.

56831602. Reitz Coal Co. (509 15th St., Windber, PA 15963), to renew the permit for the Reitz #4 Prep Plant in Shade Township, **Somerset County**, no additional discharges. Permit issued November 12, 1997.

03871303. TJS Mining (R. D. 1, Box 260D, Shelocta, PA 15775), to renew and revise the permit for the Darmac No. 2 Deep Mine in Plumcreek Township, **Armstrong County** to renew and revise permit to include provisions of Act 54, no additional discharges. Permit issued November 15, 1997.

11941301. L & J Energy Company, Inc. (P. O. Box 247, Barnesboro, PA 15714), to operate the Garmantown Mine in Susquehanna Township, **Cambria County**, for a new mine to an unnamed tributary to the West Branch of the Susquehanna River. Permit issued November 17, 1997.

11941601. Fuel Recovery, Inc. (Three Penn Center West, Suite 411, Pittsburgh, PA 15276), to operate the Cooney Preparation Plant in Portage Township, **Cambria County**, for a new prep plant, to an unnamed tributary to Spring Run and Spring Run. Permit issued November 25, 1997.

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

Noncoal Applications Issued:

56970301. Fieg Brothers Coal Company (3070 Stoystown Road, Stoystown, PA 15563), commencement, operation and restoration of a bituminous noncoal strip mine in Black and Summit Townships, **Somerset County**, affecting 173.0 acres, receiving stream Casselman River, application received February 21, 1997, permit issued November 25, 1997.

Knox District Office, P. O. Box 669, Knox, PA 16232.

25970306. Raymond D. Showman & Sons, Inc. (12851 Sharp road, Edinboro, PA 16412), commencement, operation and restoration of a sand and gravel operation in LeBoeuf Township, **Erie County** affecting 20.2 acres. Receiving streams: None. Application received: May 15, 1997. Permit Issued: November 14, 1997.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

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

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

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

E15-534. Encroachment Permit. **East Whiteland Township Supervisors**, 209 Conestoga Road, Frazer, PA 19355-1699. To construct and maintain three pedestrian bridges (2 bridges 50 feet long and 1 bridge 30 feet long) spanning Valley Creek (EV) and an unnamed tributary (EV), a boardwalk through associated wetlands (PEM), an asphalt and woodchip trail system in the floodway and associated park amenities in the floodway of Valley Creek. These activities are associated with the construction of the East Whiteland Park (401 Site) located at the intersection of Conestoga Road (SR0401) and Mill Road (T-488) (Malvern, PA Quadrangle N: 9.15 inches; W: 8.15 inches) in East Whiteland Township, **Chester County**.

Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, (717) 657-4590.

E36-639. Encroachment. **Gary Friedman and J. Michael Young**, 1330 Creek Road and 1320 Creek Road, Lititz, PA 17543. To rehabilitate and maintain an existing bridge by removing the deck and center pier, with reenforcement and underpinning of both abutments and wingwalls. The bridge superstructure will be made of prestressed concrete box beams and have a span of 30.25 feet with an average underclearance of 6.67 feet across Lititz Run for private access to two residences located on the east side of Creek Road (Leola, PA Quadrangle N: 19.7 inches; W: 17.4 inches) in Manheim Township, **Lancaster County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E50-184. Encroachment. **DCNR Bureau of Forestry**, District 3, Marcus Snyder, 400 Rachel Carson State Office Bldg., 8th Floor, Harrisburg, PA 17105. To remove an existing structure and to construct a 112-inch × 75-inch CMP in the channel of a tributary to Laurel Run at a point at Laurel Run Road (Newburg, PA Quadrangle N: 22.7 inches; W: 4.5 inches) in Toboyne Township, **Perry County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

DAM SAFETY

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

D37-057A. Dam. **Pennsylvania Turnpike Commission** (P. O. Box 67676, Harrisburg, PA 17106-7676). To modify, operate and maintain Stormwater Basin No. 3 on Section 43 of the Beaver Valley Expressway located across a Tributary to Wampum Run in New Beaver Borough, **Lawrence County**.

D37-058A. Dam. **Pennsylvania Turnpike Commission** (P. O. Box 67676, Harrisburg, PA 17106-7676). To modify, operate and maintain Stormwater Basin No. 4 on Section 43 of the Beaver Valley Expressway located across a Tributary to Eckles Run in New Beaver Borough, **Lawrence County**.

D37-059A. Dam. **Pennsylvania Turnpike Commission** (P. O. Box 67676, Harrisburg, PA 17106-7676). To modify, operate and maintain Stormwater Basin No. 8 on Section 43 of the Beaver Valley Expressway located across a Tributary to Eckles Run in New Beaver Borough, **Lawrence County**.

ENVIRONMENTAL ASSESSMENT

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

EA59-007C0. Environmental Assessment. **Frank S. Benedict** (130 Wambold Road, Green Lane, PA 18054). To construct and maintain a nonjurisdictional dam across a Tributary to South Brook (CWF) for the purpose of recreation and is located approximately 4,900 feet southwest of the intersection of South Road (T-733) and S. R. 4009 (Potter Brook, PA-NY Quadrangle N: 20.10 inches; W: 2.75 inches) in Brookfield Township, **Tioga County**.

SPECIAL NOTICES

Request for Proposal

The Rachel Carson State Office Building Parents' Association, Department of Environmental Protection and the Department of Conservation and Natural Resources is issuing a Request for Proposal (RFP) for child care services. The child care center is located in the Rachel Carson State Office Building located at Fourth and Market Streets, Harrisburg, and will serve approximately 49 children. A copy of the RFP can be obtained by writing and/or calling: Kristine Lutz, Rachel Carson State Office Building, 16th Floor, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-9240. Questions on obtaining the RFP or the general nature of the services being requested may be directed to Kristine Lutz, (717) 787-9240 or Michelle Moses, (717) 787-7060.

Departments: DEP and DCNR

Location: 400 Market Street, Rachel Carson State Office Building

Duration: One year—with four additional one year extensions

Contacts: Michelle Moses, (717) 787-7060 or Kristine Lutz, (717) 787-9240

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of November 1997, the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed to perform radon-related activities in Pennsylvania. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

Name	*Address*	*Type of Certification*
Robert Anderson	282 Longstreet Drive Gettysburg, PA 17325	Testing Mitigation
B.E.S.T. & Associates	2042 Cedar Avenue Scranton, PA 18505	Mitigation
Kent Christel	P. O. Box 13661 Reading, PA 19612-3661	Testing
Wayne Thomas Environmental Abatement Corp.	143 West Main Street Plymouth, PA 18651	Testing
Steven Gorman	282 Longstreet Drive Gettysburg, PA 17325	Testing Mitigation
Kenneth Horvath	543 Colonial Manor Road North Huntingdon, PA 15642	Testing
Juan Luis Lluna-Garces	1324 Crestmont Drive Downingtown, PA 19335	Testing Mitigation
Bess Naylor Quality Testing Services, Inc.	1660 Camp Betty Washington Rd. York, PA 17402	Testing Mitigation
Radata, Inc.	27 Ironia Road, Unit 2 Flanders, NJ 07836	Laboratory

Name	*Address*	*Type of Certification*
Calvin Zehring, III Radon Decon	R. R. 5, Box 220-65A Montoursville, PA 17754	Mitigation
John Mallon, Jr. Radon Detection & Control	P. O. Box 419 153 Jordan Street South Heights, PA 15081	Testing Mitigation
John Trusa	454 Dana Street Wilkes-Barre, PA 18702	Mitigation
Thomas Walkiewicz	12862 Wetsell Ridge Road Edinboro, PA 16412	Testing
Lyle Watson	711 Shawnee Road Meadville, PA 16335	Testing
Jerry Wilver	R. D. 2, Box 1050 New Columbia, PA 17856	Testing Mitigation
Malcolm Whipkey	1934 Overland Court Allison Park, PA 15101	Testing

[Pa.B. Doc. No. 97-1989. Filed for public inspection December 12, 1997, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on DEP's World Wide Web site (http://www.dep.state.pa.us) at the Public Participation Center. The "June 1997 Inventory" heading is the Governor's List of Nonregulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will be adding its revised documents to the Web throughout 1997.

Ordering Paper Copies of DEP Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Final Technical Guidance—Substantive Revision

DEP ID: 383-3310-209 Title: PADWIS Inventory Reports by PWSID Description: Establishes uniform instructions and protocol for accessing and printing computerized inventory data for individual public water systems in support of the Safe Drinking Water Program. Effective Date: November 15, 1997 Page Length: 25 pages Location: Vol 23, Tab 02 Contact: Joseph Hoffman at (717) 787-5017

DEP ID: 383-3310-409 Title: Pennsylvania Drinking Water Information System (PADWIS) Violation and Enforcement User's Manual Description: Establishes uniform instructions and protocol for maintaining and using a computerized database of public water system violation and enforcement information in support of the Safe Drinking Water Program. Effective Date: December 15, 1997 Page Length: 102 pages Location: Vol 23, Tab 04 Contact: Joseph Hoffman at (717) 787-5017

Final Technical Guidance—Minor Revision

DEP ID: 381-5511-012 Title: Memorandum of Understanding—Between the Department of Environmental Protection (DEP) and the Pennsylvania Infrastructure Investment Authority (PENNVEST) Description: Delineates responsibility, authority, accountability, and procedures for and areas of cooperation between the two agencies regarding the implementation and administration of the sewer, stormwater and water infrastructure funding programs authorized by the Pennsylvania Infrastructure Investment Authority Act. Effective Date: April 23, 1997 Page Length: 12 pages Location: Vol 27, Tab 08 Contact: Joseph Hoffman at (717) 787-5017

DEP ID: 383-2126-303 Title: Public Water Supply Manual—Part III Description: Standards and application procedures for processing permit applications for bottled water, bulk water hauling, water vending machines and retail water facilities. Effective Date: November 1, 1997 Page Length: 76 pages Location: Vol 17, Tab 08 Contact: Joseph Hoffman at (717) 787-5017

DEP ID: 383-5900-111 Title: Public Water Supply Manual—Part VI Description: Procedures for reviewing and evaluating public water suppliers' Emergency Response Plans under the drinking water management programs. Effective Date: October 1, 1997 Page Length: 32 pages Location: Vol 25, Tab 04 Contact: Joseph Hoffman at (717) 787-5017

DEP ID: 400-5900-110 Title: Field Order Authorization of Emergency Response Team Description: Establishes procedures by which members of the Department's Emergency Response Team may obtain authority to issue field orders to a responsible party who has otherwise failed to abate an emergency situation. Effective Date: April 21, 1997 Page Length: 1 page Location: Vol 08, Tab 13 Contact: Charles High at (717) 787-5027

DEP ID: 400-5900-111 Title: Procedures for Emergency Contracting to Extinguish Mine Fires Description: Allows the Department to effectively mitigate mine fires which

are not being properly addressed by responsible parties or other public safety agencies. Effective Date: September 8, 1997 Page Length: 2 pages Location: Vol 08, Tab 14 Contact: Charles High at (717) 787-5027

DEP ID: 550-4000-001 Title: Compliance Monitoring and Enforcement Policy Procedure Manual Description: Manual of policy and staff instruction for the compliance monitoring and enforcement efforts of DEP's oil and gas management program. Effective Date: November 20, 1997 Page Length: 138 pages Location: Vol 10, Tab 01 Contact: Frank Bialas at (717) 782-2199

Notice of Intent Revise Technical Guidance

DEP ID: 563-2112-203 Title: Insignificant Boundary Corrections for Surface Mining Activities Description: Defines what is meant by an insignificant boundary correction in the context of adding areas not previously affected by mining to an existing permit. Guidance being revised to expand the definition to include the addition of sizable areas for remining. Anticipated Effective Date: March 6, 1998 Anticipated Draft Development Date: December 6, 1997 Contact: Evan Shuster at (717) 787-7846

Notice of Intent to Add Existing Guidance to Inventory

DEP ID: 393-0900-018 Title: Summary of the Technical Requirements for Aboveground Storage Tanks Description: Existing document summarizing the changes in the Storage Tanks program is being added to the inventory of technical guidance. Effective Date: 10/11/97 Page Length: 13 pages Location: Vol 32, Tab 23 Contact: Tammy Young at (717) 772-5831

DEP ID: 393-0900-019 Title: Summary of the Simplified Program for Small Aboveground Storage Tanks Description: Existing document summarizing the changes in the Storage Tanks program is being added to the inventory of technical guidance. Effective Date: 10/11/97 Page Length: 6 pages Location: Vol 32, Tab 24 Contact: Tammy Young at (717) 772-5831

DEP ID: 393-0900-020 Title: Summary of the Technical Standards for Underground Storage Tanks Description: Existing document summarizing the changes in the Storage Tanks program is being added to the inventory of technical guidance. Effective Date: 10/11/97 Page Length: 13 pages Location: Vol 32, Tab 21 Contact: Tammy Young at (717) 772-5831

DEP ID: 393-2318-004 Title: Summary of the Permitting of Underground and Aboveground Storage Tank Systems and Facilities Description: Existing document summarizing the changes in the Storage Tanks program is being added to the inventory of technical guidance. Effective Date: 10/11/97 Page Length: 6 pages Location: Vol 32, Tab 22 Contact: Tammy Young at (717) 772-5831

Notice of Intent to Rescind Technical Guidance

DEP ID: 560-0600-201 Title: Scheduling Joint DER/OSM Oversight Inspections Description: This is a Federal Office of Surface Mining Control and Enforcement document (OSM). It establishes procedures for OSM inspection staff; it provides no guidance to state inspectors. Anticipated Effective Date: December 15, 1997 Contact: Evan Shuster at (717) 783-8845

DEP ID: 562-3000-104 Title: Inspection of Bond Forfeiture Sites Description: This guidance has been superseded by the revisions to technical guidance 562-3000-102 Inspections. Anticipated Effective Date: December 15, 1997 Contact: Evan Shuster at (717) 783-8845

DEP ID: 562-3200-202 Title: Sample Identification Description: This document describes the procedures for identifying samples taken by the mining program. The content is administrative in nature and has relevancy only to the Bureau of Laboratories and the sample collector. Anticipated Effective Date: December 15, 1997 Contact: Evan Shuster at (717) 783-8845

DEP ID: 563-2112-501 Title: Incomplete Permit Applications and Applicant Response to Requested Permit Revisions Description: This guidance has been replaced by 563-2112-215 "Review of Accepted Coal Mining Activity Permit Applications." Anticipated Effective Date: December 15, 1997 Contact: Evan Shuster at (717) 783-8845

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-1990. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Construction Manager; Request for Proposal

The Department of General Services is seeking interested firms to submit sealed proposals for consideration for the following project:

DGS 570-27.OA—Construction Management, new State Correctional Institution in Western Pennsylvania. A brief description of the project is as follows: Construction Management for Preconstruction and Construction Phases for design and construction of a new 1,236 cell State Correctional Institution, as well as all ancillary buildings containing equipment to operate the facility. Also included in the project is the planning, design and construction of an incinerator/co-generation plant, to be located outside of the secured area. Construction Manager is not acting as contractor. Construction allocation is $115 million for the entire project on a 30-month schedule.

To Obtain RFP—Requests for the RFP should be mailed to the Department of General Services, Bureau of Professional Selections and Administrative Services, Room 107, Headquarters Building, 18th & Herr Streets, Harrisburg, PA 17125. Contact Bidders Services at (717) 787-3923, for the names of those who have secured the RFP.

Preproposal Conference—A Preproposal Conference will be held in Harrisburg, PA. The exact date, time and location of the conference will be described in the Notice To Construction Managers. This notice is provided with the RFP.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 97-1991. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Revised Income Restrictions for Admission to a Pennsylvania State Veterans' Home

Effective immediately, the allowable income for a single domiciliary care applicant is $23,568 per year plus $1,380 per year per dependent, the maximum income paid to a 100% disabled veteran by the United States Department of Veterans' Affairs. An income below $23,568 will demonstrate the applicant may be incapable of self-support and demonstrate a financial need. An applicant whose income exceeds $23,568 may still qualify for admission if he can demonstrate exceptional circumstances creating a financial need for admission to the home.

JAMES MACVAY,
Adjutant General

[Pa.B. Doc. No. 97-1992. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF REVENUE

Rate of Oil Company Franchise Tax for 1998

The Secretary of Revenue announces that for the calendar year 1998 there is no increase in the current rate of the oil company franchise tax which is determined to be 13.9¢ per gallon on all liquid fuels and 18.8¢ per gallon on all fuels used or sold and delivered by distributors within this Commonwealth under 75 Pa.C.S. §§ 9002 and 9004(b), definition of "cents per gallon equivalent basis."

The rate of the oil company franchise tax imposed under Chapter 95 (Taxes for Highway Maintenance and Construction) of the Vehicle Code, 75 Pa.C.S. § 9502, and collected under Chapter 90 (Liquid Fuels and Fuels Tax), 75 Pa.C.S. § 9004(b), is determined annually by the Department of Revenue (Department) and announced by each December 15 for the following calendar year. The tax rate is determined on a "cents per gallon equivalent basis," which is defined by 75 Pa.C.S. § 9002 as:

The average wholesale price per gallon multiplied by the decimal equivalent of any tax imposed by section 9502 (relating to imposition of tax), the product of which is rounded to the next highest tenth of a cent per gallon. The rate of tax shall be determined by the Department of Revenue on an annual basis beginning every January 1 and shall be published as a notice in the *Pennsylvania Bulletin* no later than the preceding December 15. In the event of a change in the rate of tax imposed by section 9502, the Department shall redetermine the rate of tax as of the effective date of such change and give notice as soon as possible.

"Average wholesale price" as used above is defined as:

The average wholesale price per gallon of all taxable liquid fuels and fuels, excluding the Federal excise tax and all liquid fuels taxes, as determined by the Department of Revenue for the 12-month period ending on the September 30 immediately prior to January 1 of the year for which the rate is to be set. In no case shall the average wholesale price be less than 90¢ nor more than $1.25 per gallon.

For the 12-month period ending September 30, 1997 the Department has determined that the average wholesale price of liquid fuels and fuels was less than 90¢ per gallon; accordingly, an average wholesale price of 90¢ per gallon is used to determine the rate for 1998.

The oil company franchise tax imposed under 75 Pa.C.S. § 9502 in terms of mills applicable to each gallon is:

Imposition Section	*Liquid Fuels*	*Fuels*
75 Pa.C.S. § 9502(a)(1)	60.0	60.0
75 Pa.C.S. § 9502(a)(2)	55.0	55.0
75 Pa.C.S. § 9502(a)(3)	38.5	38.5
75 Pa.C.S. § 9502(a)(4)	00.0	55.0
Total Mills per Gallon:	153.5	208.5
Decimal Equivalent:	.1535	.2085
Multiply by Average Wholesale Price:	x 90 cents	x 90 cents
Product:	13.815 cents	18.765 cents
Oil Company Franchise Tax per Gallon (Rounded Up to Next Highest Tenth):	13.9 cents	18.8 cents

Act 3 of 1997 provides that the oil company franchise tax as computed above is collected at the same time as the liquid fuels and fuels tax of 12¢ per gallon; therefore, effective January 1, 1998 the combined rate of tax for liquid fuels (primarily gasoline) is 25.9¢ per gallon and for fuels (primarily diesel fuel) is 30.8¢ per gallon.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 97-1993. Filed for public inspection December 12, 1997, 9:00 a.m.]

Rate of Tax on Aviation Gasoline for 1998; Rate of Tax on Jet Fuels for 1998

Under 74 Pa.C.S. § 6121(b), the Secretary of Revenue announces that for the calendar year 1998 the rate of tax on aviation gasoline and all other liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in propeller-driven piston engine aircraft or aircraft engines will decrease from the current rate of 3-7/10¢ to 3-5/10¢* per gallon or fractional part thereof.

Under 74 Pa.C.S. § 6131(b), the Secretary of Revenue announces that for the calendar year 1998 the rate of tax on jet fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in turbine-propeller jet, turbojet and jet-driven aircraft and aircraft engines will decrease from the current rate of 1-9/10¢ to 1-7/10¢ per gallon or fractional part thereof.

The rate of tax on aviation gasoline is adjusted annually beginning on January 1, 1985 and each January 1 thereafter. The rate of tax on jet fuels is adjusted annually beginning on January 1, 1986 and each January

1 thereafter. Under 74 Pa.C.S. § 6121(b) and § 6131(b) the rate of each tax increases or decreases 1/10 of a cent per gallon for each 10% increase or decrease in the producer price index for jet fuel as determined by the United States Department of Labor, Bureau of Labor Statistics, for the most recent 12-month period available as of November 1, subject to a maximum rate of 6¢ per gallon for aviation gasoline and 2¢ per gallon for jet fuels. On November 1, 1997, the most recently available 12-month period was September 1996 to September 1997, as reported in Bureau of Labor Statistics, United States Department of Labor, Producer Price Indexes, September 1997, for which the percentage change was −20.0%. Accordingly, the aviation gasoline tax rate and the jet fuel tax rate both decrease by 2/10 of a cent per gallon.

ROBERT A. JUDGE, Sr.,
Secretary

*The rate of 3-5/10¢ per gallon consists of the 1-1/2¢ per gallon tax imposed by the Liquid Fuels and Fuels Tax Act, 75 Pa.C.S. § 9004(c)(2), and the two cents per gallon additional tax imposed by 74 Pa.C.S. § 6121(a). As limited by 74 Pa.C.S. § 6121(b), the combined rate of these two component taxes may never exceed 6¢ per gallon or be less than 3¢ per gallon.

[Pa.B. Doc. No. 97-1994. Filed for public inspection December 12, 1997, 9:00 a.m.]

Realty Transfer Tax; Revised 1996 Common Level Ratio; Real Estate Valuation Factors

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 1996. These factors are the mathematical reciprocals of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from January 1, 1998 to June 30, 1998. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (62 Pa. Code § 91.102).

County	*Adjusted Common Level Ratio Factor*
Chester	1.00 *
Clarion	4.04 *
Indiana	5.79 *
Lycoming	1.00 **
McKean	4.00 **
Montgomery	1.00 **
Somerset	2.00 **
York	1.00 **

* Adjusted by the Department of Revenue to reflect assessment ratio change effective January 1, 1998.

** Adjusted by the Department of Revenue to reflect assessment base change effective January 1, 1998.

ROBERT A. JUDGE, Sr.
Secretary

[Pa.B. Doc. No. 97-1995. Filed for public inspection December 12, 1997, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation under 71 P. S. § 513(e)(7) intends to sell certain land owned by the

A tract of unimproved land located in Towamencin Township, Montgomery County. The vacant land was formerly identified as owned by Nathan and Celia Dunn; Arthur and Elizabeth Tragone; and Robert Muir; along the north side of Rieff Road, Kulpsville, PA 19443. Said tract includes 2.88 acres more or less of parcel numbers 681, 682, and 683 on the highway plan. The Department has determined that this land is no longer needed for present and future transportation needs. Appraised value is $157,500.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 97-1996. Filed for public inspection December 12, 1997, 9:00 a.m.]

Finding

Elk County

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

The Department of Transportation plans to construct improvements to S. R. 0219 in the Borough of Johnsonburg in Elk County.

The existing roadway is a two-lane facility which runs directly through the center of operations at Willamette Industries, the leading industry and employer in Johnsonburg. The length of the project limits is 3.2 km (2 miles).

The Preferred Alternative for the project is a two-lane off-line alignment generally located to the west of existing S. R. 0219. The roadway will remain a free-access facility with turning lanes into and out of the Willamette facility. This alternative provides the most benefit to the project area, with the least impact to the social, cultural and natural environment in the project area.

No adverse environmental effect is likely to result from the proposed roadway improvements.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 97-1997. Filed for public inspection December 12, 1997, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following final-form regulations for review. The regulations will be considered within 30 days of their receipt at a public meeting of the Commission. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

Reg. No.	Agency / Title	Received
16-13	Department of State— Pennsylvania State Athletic Commission HIV Testing Requirements	11/26/97
16-16	Department of State—Corporate Bureau Nonprofit Corporations	11/26/97
15-349	Department of Revenue Cigarette Tax	12/1/97

JOHN R. MCGINLEY, Jr.
Chairperson

[Pa.B. Doc. No. 97-1998. Filed for public inspection December 12, 1997, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws: Clifford L. McCoy d/b/a Aarow Financial Services, Inc.; Doc. No. SC97-10-001

Notice is hereby given of the Order to Show Cause issued on December 2, 1997 by the Deputy Insurance Commissioner of the Commonwealth of Pennsylvania in the above-referenced matter. Violation of the following is alleged: Section 604 of the Insurance Department Act (40 P. S. § 234); section 4 of The Unfair Insurance Practices Act (40 P. S. § 1171.4); 31 Pa. Code §§ 37.47(a), 37.46(7).

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed in writing with the Docket Clerk, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid service or other accomodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-1999. Filed for public inspection December 12, 1997, 9:00 a.m.]

Appeal of Joan S. Wielgus under The Motor Vehicle Financial Responsibility Law Catastrophic Loss Benefits Continuation Fund; Doc. No. CF97-11-011

A telephone prehearing conference initiated by this office shall be conducted on January 8, 1998 at 11 a.m. The parties shall have exchanged and filed prior to January 8, 1998 all exhibits intended for use at the hearing, a witness list identifying the names, addresses and telephone numbers for the proposed witnesses, the identity of all experts along with their curriculum vitae and proposed testimony, an estimate of time for the respective party's case-in-chief, a listing of all legal issues and the supportive citation for the respective party's position pertaining to the legal issues and all joint factual stipulations.

The hearing shall occur on January 22, 1998 at 11 a.m. in Room 200, Administrative Hearing Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2000. Filed for public inspection December 12, 1997, 9:00 a.m.]

Hartford Insurance Company of the Midwest; Homeowners Insurance

On November 20, 1997, the Insurance Department received from Hartford Insurance Company of the Midwest a filing for a rate level and rules change for homeowners insurance.

The company requests an overall +3% increase amounting to $377,000 annually, to be effective March 1, 1998.

Unless formal administrative action is taken prior to December 21, 1997, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

All interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2001. Filed for public inspection December 12, 1997, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing, as authorized by section 9(a) of the act of June 5, 1968 (P. L. 140, No. 78) (40 P. S. § 1008.9(a)) in connection with their company's termination of the insured's automobile policies.

The hearings will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Leugers, David B.; file no. 97-198-05793; Allstate Insurance Company; doc. no. P97-10-031; January 6, 1998, at 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P. S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2002. Filed for public inspection December 12, 1997, 9:00 a.m.]

Review Procedure Hearings under The Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of The Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insured's policies.

The hearing will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of O'Connor, Lynn and Michael; file no. 97-267-34861; State Farm Insurance; doc. no. PH97-10-020; January 6, 1998, 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files and other necessary evidence. The insured must bring all documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of The Unfair Insurance Practices Act (40 P. S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e) (relating to appeal procedures). Under 31 Pa. Code § 59.7(e)(5), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is given.

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2003. Filed for public inspection December 12, 1997, 9:00 a.m.]

United Services Automobile Association; Homeowners Insurance

On December 1, 1997, the Insurance Department received from United Services Automobile Association a filing for a rate level and rules change for homeowners insurance.

The company requests an overall -0.7% decrease amounting to $111,000 annually for United Services Automobile Association and an overall 0.9% increase amounting to $47,000 annually for USAA Casualty Insurance Company, to be effective March 1, 1998.

Unless formal administrative action is taken prior to January 31, 1998, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh, and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commission

[Pa.B. Doc. No. 97-2004. Filed for public inspection December 12, 1997, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-310565. ALLTEL Pennsylvania, Inc. and D&E Wireless, Inc. Joint Application of ALLTEL Pennsylvania, Inc. and D&E Wireless, Inc. for Approval of a Landline/CMRS Transport and Termination Agreement under section 252(e) of the Telecommunications Act of 1996.

ALLTEL Pennsylvania, Inc. and D&E Wireless, Inc., by its counsel, filed on November 12, 1997, at the Pennsylvania Public Utility Commission, a Joint Application for approval of a Landline/CMRS Transport and Termination Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the application and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harris-

burg, PA 17105-3265. Comments are due on or before 20 days after the date of publication of this notice. Copies of the ALLTEL Pennsylvania, Inc. and D&E Wireless, Inc. Joint Application are on file with the Pennsylvania Public Utility Commission and are available for public inspection. The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 97-2005. Filed for public inspection December 12, 1997, 9:00 a.m.]

Telecommunications

A-310259. Bell Atlantic-Pennsylvania, Inc. and LCI International Telecom Corporation. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and LCI International Telecom Corporation for Approval of a Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and LCI International Telecom Corporation, by its counsel, filed on October 27, 1997, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. All comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and LCI International Telecom Corporation 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. 97-2006. Filed for public inspection December 12, 1997, 9:00 a.m.]

Telecommunications

A-310271 F0002. Bell Atlantic-Pennsylvania, Inc. and NeTel, Inc. d/b/a Tel3. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and NeTel, Inc. d/b/a Tel3 for Approval of a Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and NeTel, Inc. d/b/a Tel3, by its counsel, filed on November 4, 1997, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. All comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and NeTel, Inc. d/b/a Tel3 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. 97-2007. Filed for public inspection December 12, 1997, 9:00 a.m.]

Telecommunications

A-310545. Bell Atlantic-Pennsylvania, Inc. and Nextel Communications of the Mid-Atlantic, Inc. and Nextel West Corporation. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Nextel Communications of the Mid-Atlantic, Inc. and Nextel West Corporation for Approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Nextel Communications of the Mid-Atlantic, Inc. and Nextel West Corporation, by its counsel, filed on October 24, 1997, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. All comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Nextel Communications of the Mid-Atlantic, Inc. and Nextel West Corporation 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. 97-2008. Filed for public inspection December 12, 1997, 9:00 a.m.]

Telecommunications

A-310611. Bell Atlantic-Pennsylvania, Inc. and Tekbilt World Communications, Inc. d/b/a TWC Direct. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Tekbilt World Communications, Inc. d/b/a TWC Direct for Approval of a Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Tekbilt World Communications, Inc. d/b/a TWC Direct, by its counsel, filed on November 4, 1997, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. All comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Tekbilt World Communications, Inc. d/b/a TWC Direct 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. 97-2009. Filed for public inspection December 12, 1997, 9:00 a.m.]

Telecommunications

A-310437 F0002. Bell Atlantic-Pennsylvania, Inc. and U S West Interprise America, Inc. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and U S West Interprise America, Inc. for Approval of an Interconnection Agreement under section 252 (e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and U S West Interprise America, Inc., by its counsel, filed on November 4, 1997, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and U S West Interprise America, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection. The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 97-2010. Filed for public inspection December 12, 1997, 9:00 a.m.]

Telecommunications

A-310260 F0002. GTE North Incorporated and Nextlink Pennsylvania, L.P. Joint Petition of GTE North Incorporated and Nextlink Pennsylvania, L.P. for Approval of an Exchange and Billing of Terminating Traffic Agreement under section 252(e) of the Telecommunications Act of 1996.

GTE North Incorporated and Nextlink Pennsylvania, L.P., by its counsel, filed on November 18, 1997, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Exchange and Billing of Terminating Traffic (Interconnection) Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. All comments are due on or before 20 days after the date of publication of this notice. Copies of the GTE North Incorporated and Nextlink Pennsylvania, L.P. 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. 97-2011. Filed for public inspection December 12, 1997, 9:00 a.m.]

Telecommunications

A-310084 F0002. The United Telephone Company of Pennsylvania and Capital Telecommunications, Inc. Joint Application of The United Telephone Company of Pennsylvania and Capital Telecommunications, Inc. for Approval of a Master Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania and Capital Telecommunications, Inc., by its counsel, filed on November 14, 1997, at the Pennsylvania Public Utility Commission (Commission), a Joint Application for approval of a Master Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the application and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. All comments are due on or before 20 days after the date of publication of this notice. Copies of The United Telephone Company of Pennsylvania and Capital Telecommunications, Inc. Joint Application 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. 97-2012. Filed for public inspection December 12, 1997, 9:00 a.m.]

STATE EMPLOYES' RETIREMENT BOARD

Deferred Compensation Program; Plan Administrator/Recordkeeper and Plan Marketing Services for the State Employes' Retirement System; Request for Proposal

The State Employes' Retirement Board, on behalf of the Commonwealth, is issuing a Request for Proposal (RFP) for any or all of the following services for the State Employes' Retirement System: Plan Administrators, Plan Recordkeeping and Plan Marketing.

All proposals must be submitted as one original and eight copies to Francis J. Donlevy, Director, Office of Financial Management, SERS, 30 N. Third Street, PO Box 1147, Harrisburg, PA 17108-1147. The deadline to submit proposals is stated in the RFP package.

A preproposal conference will be held for the Request for Proposal (date provided in the RFP). Prospective bidders are invited to attend this meeting before developing proposals. It will be held at the SERS offices on the 5th floor at 30 N. Third Street, Harrisburg, PA at 9:30 a.m. Because of limited facilities, only two representatives per vendor will be permitted to attend this conference.

The purpose of the preproposal conference is to clarify any points which may not have been understood in the Request for Proposal. Please submit any pertinent questions in written form 2 days prior to the preproposal conference. All prospective bidders will be provided with answers to the questions submitted, in writing, 1 week after the preproposal conference date.

Interested parties may write to Francis J. Donlevy, Director, Office of Financial Management at the above referenced address or fax their request to (717) 783-1708 to obtain a copy of this Request for Proposal. Late proposals will not be considered regardless of the reason.

JOHN BROSIUS,
Executive Director

[Pa.B. Doc. No. 97-2013. Filed for public inspection December 12, 1997, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 96-002-RJ24—Bituminous Overlay, ID-3, SRL-E between M. P. 235.60 and M. P. 245.73 in Cumberland and York Counties, PA

Bid Opening Date—January 13, 1998, 11 a.m.

Bid Surety—5%

Plans, cross-sections, specifications and contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of $30 per set (Do not add sales tax) by check or P. O. Money Order (No Cash) to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. No refund for plans, specifications and contract documents will be made for any reason.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III
Chairperson

[Pa.B. Doc. No. 97-2014. Filed for public inspection December 12, 1997, 9:00 a.m.]

Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 98-009-RM14—Bituminous Overlay, ID-3, SRL-E between M. P. 312.35 and M. P. 318.37 in Chester County, PA

Bid Opening Date—January 14, 1998, 11 a.m.

Bid Surety—5%

Plans, cross-sections, specifications and contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of $25 per set (Do not add sales tax) by check or P. O. Money Order (No Cash) to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. No refund for plans, specifications and contract documents will be made for any reason.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III
Chairperson

[Pa.B. Doc. No. 97-2015. Filed for public inspection December 12, 1997, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over $10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". A qualified small business concern is an independently owned, operated for profit, business employing 100 or fewer employes and is not a subsidiary or affiliate of a corporation otherwise not qualified.

Such penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter. The small business concern must include on every invoice submitted to the Commonwealth: "(name of vendor) is a qualified small business concern as defined at 4 Pa. Code § 2.32".

For information on the required payment date and annual interest rate, please call the Pennsylvania Department of Commerce, Small Business Action Center, 483 Forum Building, 783-5700.

Reader's Guide

Legal Services & Consultation—26

(1) Service Code Identification Number

(2) Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services
Location: Harrisburg, Pa.
Duration: 12/1/93-12/30/93
Contact: Procurement Division
787-0000

(3) Contract Information

(4) Department

(5) Location

(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 contractural 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

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The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over $5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, *"Frequently Asked Questions About State Contracts,"* explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**
Pennsylvania State Treasury
Room G13 Finance Building
Harrisburg, PA 17120
717-787-2990
1-800-252-4700

BARBARA HAFER,
State Treasurer

Online Subscriptions At http://www.statecontracts.com 1-800-334-1429 x340

Commodities

1428357 Communication equipment—3 each CMT GPS/GIS Field computer w/PC-GPS Version 3.2 software including accessory package and carrying case Model MC5GPSDRD3-1C; CMT Coast Guard Beacon Receiver package Model GPS-BEAC41RF-PKG.
Department: Environmental Protection
Location: Conshohocken, Montgomery County, PA
Duration: FY97/98
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199

8504160 Household and commercial furnishings and appliances—800 each can, utility, 5 gallon (blue) safety reference: Eagle UI-50-FSB.
Department: Transportation
Location: Harrisburg, Dauphin County, PA
Duration: FY97/98
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199

1489357 Laboratory instruments and equipment—23 each Environmental Air Sampler Weather Houses and accessories; 46 each male end quick disconnect couplings; 23 each female end quick disconnect couplings.
Department: Environmental Protection
Location: Harrisburg, Dauphin County, PA
Duration: FY97/98
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199

8504110 Miscellaneous—3,000 each scraper, ice/snow w/telescoping handle, 10 each per box.
Department: Transportation
Location: Harrisburg, Dauphin County, PA
Duration: FY97/98
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199

1471167 Paper and printing—54M PDE-4519 Vocational Technical Secondary Completer Survey; 62M PDE-4520 Vocational Technical Adult Completer Survey; 32M PDE-4692 Postsecondary Completer Survey.
Department: Education
Location: Harrisburg, Dauphin County, PA
Duration: FY97/98
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199

SERVICES

Advertising—01

035 The Department of Environmental Protection is soliciting proposals to develop and administer a public relations and media campaign for environmental initiatives. Proposals are due by 4 p.m., January 27, 1998. For further information and copies of the Request for Proposal, contact Rose Prough, Bureau of Land Recycling and Waste Management, 400 Market Street, 14th Floor, Rachel Carson State Office Building, Harrisburg, PA 17101-2301.
Department: Environmental Protection
Location: Harrisburg, PA
Duration: April, 1998—April, 2003
Contact: Rose Prough, (717) 787-9871

Construction—09

Contract No. FDC-450-287 Reconstruct a mortared retaining wall along the canal at Delaware Canal State Park. Work includes site access; excavating, backfilling, compacting, and grading; topsoil and finish grading; seeding and mulching, cast-in-place reinforced concrete; and stone retaining wall.
Department: Conservation and Natural Resources
Location: Borough of New Hope, Bucks County, PA
Duration: Complete all work by October 1, 1998
Contact: Construction Management Section, (717) 787-5055

Janitorial Services—23

FM-41 Furnish all labor, materials and equipment to perform janitorial services including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general house cleaning twice a year, shampoo carpets, Monday and Friday, empty trash cans, pick up and dispose of all litter around and on the lot of the Station. Clean cigarette butts on sidewalks in front of Trevose Station, 3970 New Street, Bensalem, PA 17870. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, Trevose Station, 3970 New Street, Bensalem, PA 19020
Duration: March 01, 1998 to June 30, 2000
Contact: Deshawn Lewis or Joan Berkoski, (717) 783-5484

Medical Services—29

300927 Consulting Neuropsychiatric services to identify areas of brain deficits. Also, to provide education services to the psychiatric staff. Provider must have a current license to practice medicine in Pennsylvania, and must be certified in Neuropsychiatry to the American Board of Psychiatry and Neurology.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: July 1, 1998 through June 30, 2001, a period of 3 years
Contact: Jack W. Heinze, Purchasing Agent III, (717) 772-7435

Real Estate Services—35

030-1284 The Department of Transportation, under the authority contained in section 2002(c) of The Administrative Code of 1929 (71 P. S. § 512(c)) and 67 Pa. Code § 495.4, gives notice that an application to lease highway right-of-way has been submitted to the Department by Wysox Township, Bradford County of R. R. 2, Box 255A, Wysox, PA 18854, seeking to lease highway right-of-way located at R. R. 2, Wysox PA, Bradford County. The property is approximately 1/2 acre adjacent to SR 0006 for the purpose of establishing an overlook area. Interested persons are invited to submit within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions or objection regarding the approval of this application to Paul E. Heise, P. E., District Engineer, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754.

Department: Transportation
Location: Wysox, PA
Duration: 30 days
Contact: Joel K. Hart, (717) 368-4237

Miscellaneous—39

035 The Department of Environmental Protection is soliciting proposals to develop and present technical training courses and examinations on Municipal Waste Landfills and Resource Recovery Facilities and Commercial Hazardous Waste Storage, Treatment and Disposal Facilities. Proposals are due by noon January 30, 1998. For copies of the Request for Proposal, contact Shuvonna Ballard, Bureau of Land Recycling and Waste Management, 400 Market Street, 14th Floor, Rachel Carson State Office Building, Harrisburg, PA 17101-2301.

Department: Environmental Protection
Location: Harrisburg, PA
Duration: May, 1998—May, 2003
Contact: Shuvonna Ballard, (717) 787-9870

Project No. 97-13 Planning and Implementing Bicycle/Pedestrian Facilities in Pennsylvania. The objective of this project is to plan for and implement bicycle/pedestrian facilities based upon the Department of Transportation's Bicycle/Pedestrian Plan throughout Pennsylvania. Contractor will assist metropolitan planning organizations, local development districts, as well as PennDOT staff in performing various tasks. Detailed requirements and an RFP are available upon request. Fax requests to Tina Chubb at (717) 783-7971.

Department: Transportation
Location: Bureau of Office Services, 8th Floor, Forum Place, 555 Walnut Street, Harrisburg, PA: Throughout Pennsylvania
Duration: 24 months
Contact: Tom Schumacher, (717) 783-8906

SP336969 Site preparation, installation and all specified materials for a 6-strand electric deer fence. There are four sites on the Bald Eagle State Forest. They are as follows: 1) Site 1 = approximately 15,200 lineal feet in Hartley Township, Union County. 2) Site 2 = approximately 5,650 lineal feet in Hartley Township, Union County. 3) Site 3 = approximately 6,250 lineal feet in Armagh Township, Mifflin County. 4) Site 4 = approximately 6,500 lineal feet in Adams Township, Snyder County.

Department: Conservation and Natural Resources
Location: Bureau of Forestry, Bald Eagle State Forest, District No. 7, P. O. Box 147, Laurelton, PA 17835
Duration: Contract execution to September 30, 1998
Contact: Andrew J. Glodek, Forester, (717) 922-3344

SP366556 Provide transportation services for Medical Assistance (MA) clients to receive reimbursable nonemergency medical services. The total number of one-way passenger trips that is projected annually is estimated at 2,400,000 trips. The number of individual clients served by the Medical Assistance Transportation Program in Philadelphia is estimated at 20,000. Complete details and specifications may be obtained by contacting the Procurement Office.

Department: Public Welfare
Location: Office of Social Programs, Bertolino Building, 2nd Floor, P. O. Box 2675, Harrisburg, PA 17105-2675
Duration: July 01, 1998 through June 30, 2003
Contact: Lori Vessella, (717) 783-9281

[Pa.B. Doc. No. 97-2016. Filed for public inspection December 12, 1997, 9:00 a.m.]

DESCRIPTION OF LEGEND

1 Advertising, Public Relations, Promotional Materials

2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.

3 Auctioneer Services

4 Audio/Video, Telecommunications Services, Equipment Rental & Repair

5 Barber/Cosmetology Services & Equipment

6 Cartography Services

7 Child Care

8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting

9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.

10 Court Reporting & Stenography Services

11 Demolition—Structural Only

12 Drafting & Design Services

13 Elevator Maintenance

14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying

15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services

16 Extermination Services

17 Financial & Insurance Consulting & Services

18 Firefighting Services

19 Food

20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks

21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation

22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair

23 Janitorial Services & Supply Rental: Interior

24 Laboratory Services, Maintenance & Consulting

25 Laundry/Dry Cleaning & Linen/Uniform Rental

26 Legal Services & Consultation

27 Lodging/Meeting Facilities

28 Mailing Services

29 Medical Services, Equipment Rental and Repairs & Consultation

30 Moving Services

31 Personnel, Temporary

32 Photography Services (includes aerial)

33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)

34 Railroad/Airline Related Services, Equipment & Repair

35 Real Estate Services—Appraisals & Rentals

36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)

37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems

38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)

39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories

GARY E. CROWELL,
Secretary

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

Requisition or Contract #	Awarded On	To	In the Amount Of
1329357-01	11/24/97	Thermo Environmental Instruments, Inc.	9,874.00
1329357-02	11/24/97	KVB/Analect	8,995.00
1371217-01	11/26/97	JOM Pharmaceutical Services	37,890.54
1380127-01	11/24/97	NCR Corporation	24,540.00
1381127-01	11/26/97	Five Thousand Forms	4,930.00
1385327-01	11/26/97	Reynolds and Reynolds	1,621.00
1387357-01	11/26/97	Safeware, Inc.	8,410.23
1418157-01	11/26/97	Westvaco Envelope Division	8,407.50
2550-02	12/01/97	Cleveland Brothers Equipment Co., Inc.	25,700.00
2550-02	12/01/97	Industrial Motor Supply, Inc.	254,475.00
2550-02	12/01/97	Sunbury Motor Co.	104,337.00
2550-02	12/01/97	Lesher Mack Sales and Service	154,330.00
2550-02	12/01/97	Plasterer Equipment Co., Inc.	157,421.85
2550-02	12/01/97	Five Star International LLC	115,058.00
6505-10 Supplement No. 1	12/05/97	Ross Products Division	90,576.00
7313890-01	11/26/97	American Packaging	39,065.00
7350-09 Supplement No. 1/RIP No. 1	12/05/97	Resourcenet International	45,110.71
8504000-01	11/26/97	Harvey's Supply Co., Inc.	42,646.60

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 97-2017. Filed for public inspection December 12, 1997, 9:00 a.m.]