

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 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 July 30, 2002.

#### BANKING INSTITUTIONS Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
7-24-02	Fidelity Bancorp, Inc., Pittsburgh, to acquire First Pennsylvania Savings Association, Pittsburgh	Pittsburgh	Filed

#### Conversions

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
7-29-02	First Pennsylvania Savings Association Pittsburgh Allegheny County	Pittsburgh	Filed

Application filed for voluntary supervisory conversion from a State-chartered mutual savings association to a Federal stock savings association to effect the merger of First Pennsylvania Savings Association with and into Fidelity Savings Bank, Pittsburgh.

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-24-02	Fidelity Savings Bank, Pittsburgh, and First Pennsylvania Savings Association, Pittsburgh— Surviving Institution— Fidelity Savings Bank, Pittsburgh	Pittsburgh	Filed

#### SAVINGS INSTITUTIONS

None.

#### CREDIT UNIONS

None.

FRANCES A. BEDEKOVIC,  
*Acting Secretary*

[Pa.B. Doc. No. 02-1378. Filed for public inspection August 9, 2002, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

**Professional Standards and Practices Commission; Application of John P. Robinson for Reinstatement of Teaching Certificates; Doc. No. RE-01-02**

### Notice of Opportunity for Hearing and Invitation to Protest

Under the Professional Educator Discipline Act (act), (24 P. S. §§ 2070.1—2070.18a), the Professional Stan-

dards and Practices Commission (Commission) will consider the application of John P. Robinson for reinstatement of his teaching certificates.

John P. Robinson filed an application for reinstatement of his teaching certificates under section 16 of the act (24 P. S. § 2070.16), 1 Pa. Code §§ 35.1 and 35.2 (relating to applications) and 22 Pa. Code § 233.14 (relating to reinstatements). By letter dated July 9, 2002, the Department of Education has indicated they will not oppose John P. Robinson's reinstatement.

In accordance with the act, 1 Pa. Code §§ 35.1 and 35.2 and 22 Pa. Code § 233.14(d), the Commission will act upon the application without hearing, unless within 30 days after the publication of this notice a written request

for public hearing is filed with the Commission, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protests and requests for hearing shall be filed with Carolyn Angelo, Executive Director, Professional Standards and Practices Commission, 333 Market Street, Harrisburg, PA 17126-0333, on or before 4 p.m. on the due date prescribed by this notice.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Suzanne B. Markowicz at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

CAROLYN ANGELO,  
Executive Director

[Pa.B. Doc. No. 02-1379. Filed for public inspection August 9, 2002, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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### NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

#### NPDES APPLICATIONS

#### PART I PERMITS

Under the Federal Clean Water Act and The Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit applications, renewal application with major changes or applications for permits not waived by the EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the EPA Region III Administrator has waived the right to review or object to 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 before 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. The comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant. Following the comment period, the Department's Water Management Program Manager will make a final determination regarding these applications. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The renewal application, including proposed effluent limitations and special conditions, is available on file. For new permit applications, information submitted with the applications is available on file. The information may be inspected and arrangements made for copying at the office indicated before the application.

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

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#### I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0083003	Dudley-Carbon-Coalmont Joint Municipal Authority P. O. Box 276 Dudley, PA 16634-0276	Huntingdon County Carbon Township	Shoup Run 11-D	Y

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

**PA0101745**, Sewage, **Clarview Rest Home, Inc. d/b/a Clarview Nursing & Rehabilitation Center**, 14663 Route 68, Sligo, PA 16255. This proposed facility is located in Piney Township, **Clarion County**.

Description of Proposed Activity: discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is The Parker City Water System and the Allegheny River located at Parker City, 21 miles below point of discharge.

The receiving stream, unnamed tributary to Licking Creek, is in watershed 17B and classified for: CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0146 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
CBOD <sub>5</sub>	20		40
Total Suspended Solids	20		40
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine	1.47		3.5
Dissolved Oxygen		minimum of 6 mg/l at all times	
pH		6.0 to 9.0 standard units at all times	

XX—Monitor and report on monthly DMRs.

The EPA Waiver is in effect.

**PA0034720**, Sewage, **Lakeview Manor Mobile Home Park**, 8775 Hemlock Street, Meadville, PA 16335. This proposed facility is located in Union Township, **Crawford County**.

Description of Proposed Activity: for an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the General Authority of the City of Franklin intake on French Creek located at Franklin, approximately 24 miles below point of discharge.

The receiving stream, Kebort Run, is in watershed 16-D and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.016 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N (5-1 to 10-31)	7.5		15
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 12,000/100 ml as a geometric average	
Total Residual Chlorine	0.5		1.2
pH		6.0 to 9.0 standard units at all times	

XX—Monitor and Report

The EPA Waiver is in effect

**PA0103241**, Sewage, **Moniteau School District, Marion Elementary School**, 2370 West Sunbury Road (Rt. 308), Boyers, PA 16020. This proposed facility is located in Marion Township, **Butler County**.

Description of Proposed Activity: Renewal of a treated minor discharge from a privately owned sewage treatment works.

The receiving stream, unnamed tributary to Seaton Creek, is in watershed 20-C and classified for: CWF, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Slippery Rock Creek and Salvation Army Camp Allegheny located at River Mile 3.24, 41.0 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .00273 mgd.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NH <sub>3</sub> -N (5-1 to 10-31)	17		34
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 14,400/100 ml as a geometric average	
Total Residual Chlorine	0.5		1.2
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

**PA0035513**, Sewage, **Pennsylvania Department of Transportation**, Welcome Center Site E, I80 Eastbound, PA. This proposed facility is located in Shenango Township, **Mercer County**.

Description of Proposed Activity: renewal of a treated minor discharge from a Commonwealth owned sewage works.

The receiving stream, unnamed tributary to the Shenango River, is in watershed 20-A and classified for: WWF, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Shenango River and New Castle District Pennsylvania-American Water Company located at River Mile 4.66, 20.74 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.005 million gallons per day are:

<i>Parameter</i>	<i>Minimum (mg/l)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>		25		50
Total Suspended Solids		30		60
Ammonia-Nitrogen			Monitor and Report	
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)			200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine		1.4		3.3
Dissolved Oxygen	3			
pH			6.0 to 9.0 standard units at all times	

The proposed effluent limits for Outfall 001.

The EPA Waiver is in effect.

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

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

**Application No. PA 0083526 Amendment No. 2**, Industrial Waste, SIC Codes 3714 and 3321, **R. H. Sheppard Co., Inc.**, 101 Philadelphia Street, Hanover, PA 17331. This facility is located in Hanover Borough, **York County**.

Description of activity: The application is for an amendment of an NPDES permit for new discharges of noncontact cooling water (NCCW).

The receiving stream, an unnamed tributary of Oil Creek, is in Watershed 7-H and classified for WWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for Wrightsville Water Supply Co. is located on the Susquehanna River, approximately 42 miles downstream. The discharge is not expected to affect the water supply.

The following final effluent limitations are proposed:

*Outfall 001* (existing NCCW discharge with new emergency NCCW discharge)

pH: from 6.0 to 9.0 S.U. at all times.

Temperature: January—49°F, February—49°F, March—69°F, April—62°F, May—75°F, June—98°F, July—98°F, August—97°F, September—84°F, October—72°F, November—54°F, December—43°F. If an emergency discharge of NCCW from two heat treat machines in Plant 1 occurs, the temperature limitations are: January—40°F, February—40°F, March—46°F, April—52°F, May—64°F, June—80°F, July—87°F, August—87°F, September—78°F, October—66°F, November—50°F, December—42°F.

Total copper: monitor and report.

*Outfall 002* (existing NCCW discharge)

pH: from 6.0 to 9.0 S.U. at all times.

Temperature: January—40°F, February—40°F, March—46°F, April—52°F, May—64°F, June—80°F, July—87°F, August—87°F, September—78°F, October—66°F, November—50°F, December—42°F.

Total copper: monitor and report.

*Outfall 003* (new NCCW discharge)

pH: from 6.0 to 9.0 S.U. at all times.

Temperature: January—54°F, February—55°F, March—82°F, April—68°F, May—81°F, June—108°F, July—104°F, August—103°F, September—87°F, October—75°F, November—57°F, December—44°F.

Total copper: monitor and report.

*Outfall 004* (new emergency NCCW discharge)

pH: from 6.0 to 9.0 S.U. at all times.

Temperature: January—42°F, February—42°F, March—51°F, April—54°F, May—66°F, June—84°F, July—89°F, August—89°F, September—79°F, October—67°F, November—51°F, December—42°F.

Total copper: monitor and report.

Two stormwater outfalls are identified in the permit, with proposed monitoring requirements for CBOD<sub>5</sub>, chemical oxygen demand, total suspended solids, total phosphorus, total kjeldahl nitrogen, total iron, oil and grease and pH.

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

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

**PA0228567**, SIC 4952, **Louise McCarthy and Joyce Steele**, R. D. 2 Box 93, New Albany, PA 18833. This proposed action is for a new NPDES permit for discharge of treated sewage to an unnamed tributary to the North Branch of Mehoopany Creek in Colley Township, **Sullivan County**.

The receiving stream is in the Loyalsock Watershed (10-B) and is classified for the following uses: CWF, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the downstream potable water supply considered during the evaluation is the Danville Municipal Authority located at Danville.

*Outfall 001*: The proposed effluent limits, based on a design flow of 0.00108 MGD, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
Suspended Solids	20	40
Total Chlorine Residual	1.0	2.3
Fecal Coliform	200/100 ml as a geometric average	
pH	6.0—9.0 SU at all times	

The EPA waiver is in effect.

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

**PA0002054**, Industrial Waste, SIC, 4911, **Reliant Energy**, 1001 Broad Street, Johnstown, PA 15907. This application is for an amendment of an NPDES permit to discharge treated stormwater from the Seward Generating Station in East Wheatfield, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, unnamed tributary to the Conemaugh River, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Saltsburg Municipal Water Works, located at 22 miles below the discharge point.

*Outfall 022*: existing discharge of stormwater runoff.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids			35.0		70.0
Iron			3.5		7.0
Manganese			2.0		4.0
Aluminum			5.0		10.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is not in effect.

**PA0092037**, Sewage, **James Bender**, 57 Woodland Drive, Apt. 101, Vero Beach, FL 32962. This application is for renewal of an NPDES permit to discharge treated sewage from the Woodlawn Mobile Home Court STP in Unity Township, **Westmoreland County**.

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

*Outfall 001*: existing discharge, design flow of 0.00525 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	10			20
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Phosphorus	2			4
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

## WATER QUALITY MANAGEMENT PERMITS

### CONTROLLED INDUSTRIAL WASTE AND SEWAGE WASTEWATER

#### APPLICATIONS UNDER THE CLEAN STREAMS LAW

##### PART II PERMITS

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

Persons wishing to comment on any of the applications are invited to submit a statement to the office noted before the application within 15 days from the date of this public notice. Comments received within this 15-day comment period will be considered in making the final decision regarding the application. The comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department reserves the right to hold a public hearing if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation of the area. If no hearing is held, the Department's Water Management Program Manager will make a final determination regarding the applications after a complete review. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

A copy of the permit application or proposed plan is on file in the office indicated and is open to public inspection. Appointments to review the application may be made by contacting Records Management at the indicated telephone number.

#### I. Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

**WQM Permit No. 4602409**, Sewerage, **Whitpain Township**, 960 Wentz Road, P. O. Box 800, Blue Bell, PA 19422. This proposed facility is located in Whitpain Township, **Montgomery County**.

Description of Proposed Action/Activity: Replacement of existing wastewater pumping station with new submersible pump station.

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

**WQM Permit No. 6702404**, Sewerage, **Red Lion Municipal Authority**, P. O. Box 190, Red Lion, PA 17356-0190. This proposed facility is located in Red Lion Borough, **York County**.

Description of Proposed Action/Activity: Replacement of the High Street Pump Station.

**WQM Permit No. 2102407**, Sewerage, **John D. Petersham**, 135 Fox Hill Road, Newburg, PA 17240. This proposed facility is located in Upper Mifflin Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction of small flow sewage treatment system to serve a residence at 1128 Roxbury Road, Newburg, PA.

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

**Application No. 3002402**, Sewerage, **Franklin Township Sewer Authority**, P. O. Box 752, Waynesburg, PA 15370. Application for the construction and operation of two pump stations and sewers to serve the Eastview and West Waynesburg areas located in Franklin Township, **Greene County**.

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**NPDES Stormwater Individual Permit**


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The following parties have applied for an NPDES permit to discharge stormwater associated with a construction activity into 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 conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office noted before 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 relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department Regional Office during the 30-day public comment period.

Following the 30-day comment period, the appropriate Regional Office 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, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the office identified in this notice.

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

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

**NPDES Permit PAS10D127**, Stormwater, **Korman Commercial Properties**, 2 Neshaminy Interplex, Trevose, PA 19053 has applied to discharge stormwater associated with a construction activity located in Nockamixon Township, **Bucks County** to Rapp Creek (EV).

**NPDES Permit PAS10G537**, Stormwater, **Christopher Catania Subdivision**, P. O. Box 2101, Media, PA 19063 has applied to discharge stormwater associated with a construction activity located in West Brandywine Township, **Chester County** to unnamed tributary to West Branch Brandywine Creek (HQ-TSF).

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

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

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<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10U176	L. Anderson Daub and W. John Daub 819 Nazareth Pike P. O. Box 265 Nazareth, PA 18064	Northampton County East Allen Township	Monocacy Creek HQ-CWF
PAS10U177	Charles Tuskes CMC Development Corp. 4511 Falmer Road Bethlehem, PA 18017	Northampton County Upper Nazareth Township	Monocacy Creek HQ-CWF

*Luzerne County Conservation District: R485 Smith Pond Road, Lehman, PA 18627-0250, (570) 674-7991.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10R043	Reading Materials, Inc. P. O. Box 1467 Skippack, PA 19474	Luzerne County Lehman Township	Pikes Creek HQ-CWF

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

*Clearfield County Conservation District, 650 Leonard St., Clearfield, PA 16830, (814) 765-2629.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS101708R	The Clearfield Foundation P. O. Box 250 Clearfield, PA 16830	Lawrence Township Clearfield County	West Branch Susquehanna River WWF

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

*Jefferson Conservation District: R. R. 5 Box 51, Brookville, PA 15825, (814) 849-7463.*

**NPDES Permit PAS103314**, Stormwater, **McCauley Trucking & Warehousing**, P. O. Box 127, New Bethlehem, PA 16242 has applied to discharge stormwater associated with a construction activity located in Pinecreek Township, **Jefferson County** to Little Mill Creek.

**NPDES Permit PAS104117**, Stormwater, **Snyder Brothers, Inc.**, P. O. Box 1022, One Glade Park East, Kittanning, PA 16201 has applied to discharge stormwater associated with a construction activity located in Hamilton Township, **McKean County** to North Fork and unnamed tributaries to North Fork (HQ-CWF).

### **PUBLIC WATER SUPPLY (PWS) PERMIT**

Under the Pennsylvania Safe Drinking Water Act, the following parties have applied for a PWS permit to construct or substantially modify a public water system.

Persons wishing to comment on the permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. Comment 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 after consideration of comments received during the 30-day public comment period.

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

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

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

### **SAFE DRINKING WATER**

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

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

**Permit No. 0102506**, Public Water Supply.

Applicant **Chesapeake Estates Mobile Home Park**  
Municipality Mt. Pleasant  
County **Adams**

Responsible Official Adam Martin, Manager  
585 Martin Road  
Gettysburg, PA 17325  
Type of Facility PWS  
Consulting Engineer Janet R. McNally, P. E.  
William F. Hill & Assoc., Inc.  
207 Baltimore St.  
Gettysburg, PA 17325  
Application Received Date June 18, 2002  
Description of Action Construction permit application for a 50,000 gallon aboveground finished water storage tank and a 50 gpm finished water booster station.

**Permit No. 3802503**, Public Water Supply.  
Applicant **Mt. Gretna Heights Assoc. Inc.**  
Municipality West Cornwall Township  
County **Lebanon**  
Responsible Official William B. Care, Director of Public Works  
P. O. Box 391  
Mt. Gretna, PA 17064

Type of Facility PWS  
Consulting Engineer David J. Gettle  
Kohl Bros., Inc.  
P. O. Box 350  
Myerstown, PA 17067  
Application Received Date June 17, 2002  
Description of Action The construction of Well No. 3 and the installation of an inter-connection with the Mt. Gretna Authority.

**Permit No. 0602507**, Public Water Supply.  
Applicant **Valley View Mobile Home Park**  
Municipality Amity Township  
County **Berks**  
Responsible Official James K. Overstreet  
One Valley View Road  
Birdsboro, PA 19508

Type of Facility PWS  
Consulting Engineer Paul J. Opila, P. E.  
Miller Pump Systems, Inc.  
P. O. Box 105  
Cedars, PA 19423

Application Received Date June 19, 2002  
Description of Action Construction Permit Application for installation of a granular activated carbon adsorption system for removal of tetrachloroethene from raw water supplied to the Valley View Mobile Home Park.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 1

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

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

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

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

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

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**McHugh Brothers Equipment Corp. Properties**, Middletown Township, **Bucks County**. Mark Fortna, DelVal Soil & Environmental Consultants, Inc., 4050 Skyron Drive, Doylestown, PA 18901, on behalf of McHugh Brothers Equipment Corp., P. O. Box 7196, Penn del, PA 19047, has submitted a Notice of Intent to Remediate soil contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Currier Times* on July 1, 2002.

**Stainless, Inc.**, Perkasio Borough, **Bucks County**. Donald A. Coleman, P. G., Penn Environmental & Remediation, Inc., 2755 Bergey Rd., Hatfield, PA 19440, on behalf of Redevelopment Authority of the County of Bucks, One Wilson Ave., Bristol, PA 19007, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Perkasie News World* and *Souderton Independent* on July 10, 2002.

**Hilltown Orchard**, Hilltown Township, **Bucks County**. Walter Hungarter, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of Heritage Building Group, 3326 Old York Rd., Furlong, PA 18925, has submitted a Notice of Intent to Remediate soil contaminated with pesticides. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Montgomery News* on July 10, 2002.

**Realen Homes, L. P., Price Property**, Falls Township, **Bucks County**. Joseph W. Standen, Jr., P. G., Leggette, Brashears & Graham, Inc., 426 Brandywine Parkway, West Chester, PA 19380, on behalf of H.C. Price Co., 15660 North Dallas Parkway, Suite 300, Dallas, TX 75428, has submitted a Notice of Intent to Remediate soil contaminated with heavy metals. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Courier Times* on July 2, 2002.

**309 Washington Street**, Conshohocken Borough, **Montgomery County**. Darryl D. Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Bala Cynwyd, PA 19004, on behalf of Washington St. Associates, LP, 700 S. Henderson Rd., King of Prussia, PA 19406, has submitted an amended Notice of Intent to Remediate soil and groundwater contaminated with lead, heavy metals and PAHs. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Times Herald* on July 2, 2002.

**Anzon Facility**, City of Philadelphia, **Philadelphia County**. Eric Fretz, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of Cookson America, Inc., 1 Cookson Pl., Providence, RI 02903, has submitted a Notice of Intent to Remediate soil contaminated with lead and heavy metals and groundwater contaminated with lead, PAHs, solvents and volatile organics. The applicant proposes to remediate the site to

meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on July 5, 2002.

**Former Dodge Steel Castings Facility**, City of Philadelphia, **Philadelphia County**. Erik W. Stephens, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Bala Cynwyd, PA 19004, on behalf of East-West Trade Partners, 19 W. 3rd St., Media, PA 19003, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with PCBs, lead, heavy metals, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet special industrial area requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on June 29, 2002.

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

**Former Transtar Facility**, Fairview Township, **York County**. Harding ESE, Inc., 5205 Militia Hill Road, Plymouth Meeting, PA 19462, on behalf of Total Recycling Services, 430 Victoria Terrace, Ridgefield, NJ 07657 and EC Barnes Company, P. O. Box 277, Saint Thomas, PA 17252, submitted a Notice of Intent to Remediate site groundwater contaminated with BTEX and PAHs. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Harrisburg Patriot News* on July 19, 2002.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

#### NEW SOURCES AND MODIFICATIONS

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

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

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

Persons wishing to receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the Department Regional Office within 30 days of the date of this notice and must file protests or comments on a Proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or

operating permit and relevant facts, which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

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

### PLAN APPROVALS

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

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

**17-0001B: Reliant Energy Mid-Atlantic Power Holdings, LLC** (1001 Broad Street, Johnstown, PA 15907) for construction of a cooling tower and associated air cleaning devices (high efficiency drift eliminators) and modification of four bituminous coal-fired electric utility boilers (by increasing boiler usage) at the Shawville Electric Generating in Bradford Township, **Clearfield County**. The cooling tower construction and boiler modification are subject to the Federal Prevention of Significant Deterioration requirements.

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

**26-00545A: HBC Barge LLC** (1800 Paul Thomas Boulevard, Brownsville, PA 15417) for reactivation of barge manufacturing and repair at Brownsville Facility in Brownsville Borough, **Fayette County**.

**26-00546A: Atlas America, Inc.** (101 McQuiston Drive, Jackson Center, PA 16133) for construction of compressor station at Prah Facility in German Township, **Fayette County**.

**04-00235C: Pennsylvania Power Co.** (P. O. Box 128, Shippingport, PA 15077) for seasonal selective catalytic reduction NOx reduction equipment to be installed on Unit #3 at Bruce Mansfield Plant in Shippingport, **Beaver County**.

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

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**23-0017A: Exelon Corp.** (200 Exelon Way, Kennett Square, PA 19348) for installation of a selective

noncatalytic reduction system for their plant at No. 1 Industrial Highway in the Borough of Eddystone, **Delaware County**. The Plan Approval will subsequently be incorporated into the company's Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Based on the information provided by the applicant and the Department's own analysis, the two boilers, combined, will reduce the emissions of nitrogen oxides by 759 tons during the control period after the installation of the selective noncatalytic reduction (SNCR) system. Emissions of ammonia will increase by 83.3 tons of ammonia per control period. The control period is from May 1 of the calendar year to September 30 of the same year, inclusive.

To assure compliance with the applicable standards, the Department has placed the following conditions in the proposed Plan Approval:

#### *Operational Limitations*

A. The company shall operate the SNCR system during the control period (defined in 25 Pa. Code § 145.2).

B. The company shall install, operate and maintain the SNCR system on each boiler in accordance with the manufacturer's specifications as well as good air pollution control practices.

#### *Emission Limitations*

A. The company shall limit the emissions of nitrogen oxides during the control period (defined in 25 Pa. Code § 145.2) to 0.175 lb/mmBtu or less.

B. The company shall limit the emissions of ammonia to 10 ppmv, corrected to 3% oxygen.

#### *Testing Requirements*

A. Within 60 days after achieving the maximum production rate at which each of the boilers will be operated, but not later than 180 days after the initial start-up of the SNCR system, the owner or operator shall conduct performance tests as per 25 Pa. Code Chapter 139 to demonstrate compliance with this plan approval.

B. The initial stack shall be for nitrogen oxides and ammonia.

C. At least 30 days prior to the test, the Regional Air Quality Manager shall be informed of the date and time of the test.

D. At least 60 days prior to the test, the company shall submit to the Department for approval the procedures for the test and a sketch with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

E. Within 30 days after the source tests, two copies of the complete test report, including all operating conditions, shall be submitted to the Regional Air Quality Manager for approval. All test reports shall be complete and include all operating conditions.

#### *Monitoring Requirements*

The company shall continuously monitor the amount of reagent being injected whenever the SNCR system is operating.

#### *Recordkeeping and Reporting Requirements*

Sufficient data shall be recorded so that compliance with the conditions in this Plan Approval can be deter-

mined. Records shall be kept for a minimum of 5 years and shall be made available to the Department upon request.

A. The company shall maintain a copy of the manufacturer's specifications for the SNCR system.

B. The company shall keep a record of all stack tests and stack test reports that are required by this plan approval.

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

**40-323-013: Truth Hardware** (Valmont Industrial Park, 500 Jaycee Drive, West Hazleton, PA 18202-1186) for construction of a fluidized sand bed rack cleaning operation and associated air cleaning devices at their production facility in Hazle Township, **Luzerne County**. This facility is a non-Title V facility. The construction uses a combination of thermal and mechanical cleaning to refurbish metal tools, parts and fixtures, utilizing two cyclones to reduce particulate emissions. The construction will result in emissions of 4.82 tons per year of particulate matter and 2.19 tons per year of VOCs. The plan approval will include all appropriate monitoring, recordkeeping and reporting requirements designed to keep the source operating within all applicable air quality requirements.

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

**ER-21-05023: The Quaker Oats Co.** (P. O. Box 049001, Suite 20-16, Chicago, IL 60604) for an Emission Reduction Credit approval of 60.46 tons of PM-10 and 4 tons of NOx resulting from the shutdown of the cereal manufacturing facility in Hampden Township, **Cumberland County**.

### OPERATING PERMITS

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

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

**28-05012: Ingersoll-Rand Co.** (312 Ingersoll Drive, Shippensburg, PA 17257) for operation of a construction equipment manufacturing facility in Shippensburg Borough, **Franklin County**. This action is a renewal of the Title V Operating Permit that was issued in 1997.

**28-05028: York International Corp.** (100 CV Avenue, Waynesboro, PA 17268) for operation of the Frick Refrigeration Equipment Manufacturing Facility in Waynesboro Borough, **Franklin County**. This action is a renewal of the Title V Operating Permit that was issued in 1997.

**36-05019: Anvil International, Inc.** (1411 Lancaster Avenue, Columbia, PA 17512) for operation of an iron foundry in Columbia Borough, **Lancaster County**. This permit is a renewal of the Title V Operating Permit that was issued in 1997.

**67-05007: Adhesives Research, Inc.** (P. O. Box 100, Glen Rock, PA 17327) for operation of an adhesive coating facility in Springfield Township, **York County**. This permit action is a renewal of the Title V Operating Permit that was issued in 1998.

**67-05027: York Wallcoverings, Inc.** (750 Linden Avenue, York, PA 17404) for operation of a wallcovering printing facility in the City of York, **York County**. This permit action is a renewal of the Title V Operating Permit that was issued in 1998.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**25-00916: Ridg-U-Rak—North East Plant** (120 South Lake Street, North East, PA 16428) for a Title V Operating Permit Reissuance to operate a metal shelving manufacturing facility in North East Borough, **Erie County**.

**28-05028: York International Corp.** (100 CV Avenue, Waynesboro, PA 17268) for operation of the Frick refrigeration equipment manufacturing facility in Waynesboro Borough, **Franklin County**. This action is a renewal of the Title V Operating Permit that was issued in 1997.

**36-05019: Anvil International, Inc.** (1411 Lancaster Avenue, Columbia, PA 17512) for operation of an iron foundry in Columbia Borough, **Lancaster County**. This permit is a renewal of the Title V Operating Permit that was issued in 1997.

**67-05007: Adhesives Research, Inc.** (P. O. Box 100, Glen Rock, PA 17327) for operation of an adhesive coating facility in Springfield Township, **York County**. This permit action is a renewal of the Title V Operating Permit that was issued in 1998.

**67-05027: York Wallcoverings, Inc.** (750 Linden Avenue, York, PA 17404) for operation of a wallcovering printing facility in the City of York, **York County**. This permit action is a renewal of the Title V Operating Permit that was issued in 1998.

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

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

**21-03002: Hoffman Mills, Inc.** (35 Springhouse Road, P. O. Box 330, Shippensburg, PA 17257) for operation of a textile manufacturing facility in Shippensburg Borough, **Cumberland County**. The Natural Minor Operating Permit shall contain standard recordkeeping and operation restrictions designed to keep the facility operating within all applicable air quality requirements.

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

**63-00643: Ametek, Inc.** (P. O. Box 427, Eighty Four, PA 15330) for operation of a water atomization process at the Specialty Metal Products Division in North Strabane Township, **Washington County**.

**04-00684: Beaver Valley Aggregates, Inc.** (3468 Brodhead Road, Monaca, PA 15061) for operation of a slag processing plant at the Aliquippa Site in Hopewell Township, **Beaver County**.

**04-00695: Norfolk Southern Railway Co.** (425 Holiday Drive, Pittsburgh, PA 15220) for operation of a railroad maintenance facility at the Conway Yard in Conway Borough, **Beaver County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**10-00335: Penn United Technology, Inc.** (P. O. Box 399, 196 Alwine Road, Saxonburg, PA 16056) for operation of a machine tool accessories manufacturing facility in Jefferson Township, **Butler County**.

**42-00151: Werzalit of America, Inc.** (40 Holley Avenue, Bradford, PA 16701) for operation of a wood products manufacturing and a surface coating process in Bradford, **McKean County**.

**20-00034: Weyerhaeuser Choicewood—Titusville Yard** (11117 Skyline Drive, Titusville, PA 16354) for operation of woodworking operations, drying kilns and a wood-fired boiler in Oil Creek Township, **Crawford County**.

**MINING ACTIVITY APPLICATIONS**

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

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining Office indicated before 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 certification.

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. 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 previous, 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 previously-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.

*Coal Applications Received*

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**17020107. Moravian Run Reclamation Co., Inc.**, 605 Sheridan Drive, Clearfield, PA 16830. Commencement, operation and restoration of a bituminous surface mine-auger permit in Lawrence Township, **Clearfield County** affecting 112 acres. Receiving streams: unnamed tributaries to West Branch Susquehanna River and the West Branch of the Susquehanna River, classified for the following uses: CWF, WWF. The first potable water supply intake from the point of discharge is: none. Application received July 22, 2002.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**65010102 and NPDES Permit No. PA0202967. V. P. Smith Company, Inc.** (P. O. Box 242, Ligonier, PA 15658). Revision application for additional acreage to an existing bituminous surface mine located in Fairfield Township, **Westmoreland County**, affecting 133.6 acres. Receiving streams: unnamed tributaries to Hypocrite Creek to Hypocrite Creek to Hendricks Creek to Tudmill Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application received July 25, 2002.

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

**11920104 and NPDES Permit No. PA0599484. K & J Coal Company, Inc.**, P. O. Box 189, Westover, PA 16692, permit renewal for reclamation only and for continued restoration of a bituminous surface and auger mine in Chest Township, Westover Borough, **Cambria and Clearfield Counties**, affecting 135.0 acres. Receiving streams: unnamed tributary to/and Chest Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received July 19, 2002.

**11920108 and NPDES Permit No. PA0212202. K & J Coal Company, Inc.**, P. O. Box 189, Westover, PA 16692, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Chest Township, **Cambria County**, affecting 103.0 acres. Receiving streams: an unnamed tributary to Chest Creek and an unnamed tributary to Rock Run classified for the following uses: CWF and CWF. There are no potable water supply intakes within 10 miles downstream. Application received July 19, 2002.

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.*

**11733701. NPDES Permit N/A, Robindale Energy Services, Inc.** (1001 Broad St., Suite 130, Johnstown, PA 15906), to transfer the permit for the Cambria Slope Mine

33 in Cambria Township, **Cambria County** to transfer from BethEnergy Mines, Inc., Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Application received June 28, 2002.

**32841312. NPDES Permit PA0037087, Keystone Coal Mining Corp.** (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Urling No. 1 and No. 3 Mine in Armstrong Township, **Indiana County**, renewal, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Application received July 24, 2002.

*Noncoal Applications Received*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**7775SM8C2 and NPDES Permit PA0595748. Dyer Quarry, Inc.** (P. O. Box 188, 1275 Rock Hollow Road, Birdsboro, PA 19508), renewal of NPDES Permit in Robeson Township, **Berks County**, receiving streams: Indian Corn Creek (CWF) and Seidel Creek (WWF). First potable water supply intakes from the point of discharge are Borough of Pottstown Water Treatment Plant and Birdsboro Slag Products Co. Application received July 18, 2002.

**77731A2C4 and NPDES Permit PA0595322. Reading Materials, Inc.** (P. O. Box 1467, Skippack, PA 19474), renewal of NPDES Permit in Douglass Township, **Berks County**, receiving stream: unnamed tributary to Schuylkill River. Classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is The Pottstown Water Authority. Application received July 23, 2002.

**7974SM5A1C3 and NPDES Permit PA612243. Haines & Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit in Hilltown Township, **Bucks County**, receiving stream: North Branch Neshaminy Creek. Classified for the following uses: TSF and MF. The first downstream potable water supply intake from the point of discharge is North Penn and North Wales Water Authority. Application received July 23, 2002.

**36820301C3 and NPDES Permit PA0612171. Haines & Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit in Brecknock Township, **Lancaster County**, receiving stream: unnamed tributary to Black Creek. Classified for the following use: WWF. Application received July 23, 2002.

**48870301C4 and NPDES Permit PA0593893. Haines & Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit in Lower Mt. Bethel Township, **Northampton County**, receiving stream: Delaware River. Classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is Easton Water Treatment Plant. Application received July 23, 2002.

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

**07020301 and NPDES Permit No. PA0249289. Grannas Brothers Stone & Asphalt Company, Inc.,** P. O. Box 488, Hollidaysburg, PA 16648, commencement, operation and restoration of a noncoal surface mine in Catharine Township, **Blair County**, affecting 171.0 acres. Receiving streams: unnamed tributaries to Frankstown Branch of the Juniata River and Frankstown Branch of Juniata River classified for the following uses: WWF. There are no potable water supply intakes within 10 miles downstream. Application received July 23, 2002.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**33020303 and NPDES Permit No. PA 0242144. Glen Gery Corporation** (P. O. Box 7001, Wyomissing, PA 19619). Commencement, operation and restoration of a shale and clay operation in Oliver Township, **Jefferson County** affecting 129.6 acres. Receiving streams: unnamed tributaries to Little Sandy Creek, classified for the following uses: Statewide water uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received July 19, 2002.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

**Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).**

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E15-692. Upper Uwchlan Township**, 140 Pottstown Pike, Chester Springs, PA 19425, Upper Uwchlan Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain approximately 1.01 miles of three-lane loop road through the Village of Eagle and to extend approximately 0.23 mile of Park Road to direct traffic around the Village of Eagle. The loop road will intersect with Pottstown Pike (SR 100) to the south of the vicinity of the Wolfington Tract, traverse east of and parallel to Pottstown Pike and intersect again with Pottstown Pike north of Park Road. The limit of work will begin in the Downingtown, PA Quadrangle (N: 13.3 inches; W: 8.3 inches) and will end in the Downingtown, PA Quadrangle (N: 16.2 inches; W: 9.5 inches) in Upper Uwchlan Township, Chester County.

Work will consist of the following activities:

1. To place and maintain fill in 0.17 acre of wetlands (PFO) for the construction of the proposed loop road at station 19+50 to 21+50 (Downingtown, PA Quadrangle N: 14.2 inches; W: 8.5 inches).

2. To relocate 450 linear feet of a drainage channel to Pickering Creek (HQ-TSF) by construction of twin 29-inch by 42-inch CMP Arch culverts under the proposed pedestrian trail. The discharge from the twin CMP Arch will travel approximately 125 linear feet in the proposed drainage channel and discharge through a proposed 54 RCP under the Eagle Loop Road (Downingtown, PA Quadrangle N: 14.5 inches; W: 8.5 inches).

3. To relocate and modify approximately 1,170 LF of drainage channel to Pickering Creek (HQ-TSF) for the construction of the proposed Park Road Extension and associated proposed drainage channel (Downingtown, PA Quadrangle N: 14.7 inches; W: 8.5 inches).

The applicant is required to provide a minimum of 0.17 acre of replacement wetlands.

**E51-201. Philadelphia Water Department, Aramark Tower**, 1101 Market Street, 4th Floor, Philadelphia, PA 19107-2934, City and County of Philadelphia, Upper Darby Township, **Delaware County**, ACOE Philadelphia District.

To perform the following activities associated with the Cobbs Creek Marshall Road Stream Restoration Project:

1. To remove an abandoned bridge abutment and a variety of debris in and along Cobbs Creek (WWF) and the 100-year floodway. Work will also include the removal of invasive/non-native vegetation and to revegetate with native species in accordance with a management plan.

2. To regrade and maintain approximately 900 linear feet of Cobbs Creek into a more stable configuration utilizing fluvial geomorphology and bioengineering principles. Work includes the placement of root wads, rock J-hook vanes, rock cross vanes and approximately 180 linear feet of boulder bank stabilization to protect the location of an exposed sanitary sewer line.

The upstream portion of the project begins near Marshall Road just west of the intersection of Spruce Street and Cobbs Creek Parkway (Philadelphia USGS Quadrangle N: 15.0 inches; W: 17.5 inches) and terminates in the vicinity of Catherine Street (Lansdowne USGS Quadrangle N: 15.0 inches; W: 0 inch).

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

**E35-361. City of Scranton**, 340 North Washington Avenue, Scranton, PA 18503, in City of Scranton, **Lackawanna County**, U. S. Army Corps of Engineers, Baltimore District.

To construct and maintain a stream enclosure consisting of 3,500 feet of 60-inch diameter reinforced concrete pipe and to construct and maintain a stream enclosure consisting of a 135-foot long concrete box, having cell dimensions of 10 feet by 3.5 feet in a tributary to Stafford Meadow Brook (HQ-CWF) for the purpose of constructing the Meadow Avenue flood control project. The project begins at a point on the east side of Interstate 81, immediately south of the River Street exit (Exit #184) (Scranton, PA Quadrangle N: 3.0 inches; W: 3.9 inches) and end at the confluence of the tributary and Stafford Meadow Brook (Scranton, PA Quadrangle N: 2.5 inches; W: 5.4 inches) and (Scranton, PA Quadrangle N: 3.0 inches; W: 3.9 inches).

**E52-180. The Forest Lake Club**, R. R. 1, Box 333, Hawley, PA 18428-9718, in Lackawaxen Township, **Wayne County**, U. S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and to construct and maintain a 25-foot by 40-foot boathouse, extending approximately 19 feet lakeward from the shoreline, in Corilla Lake. The boathouse will be supported by a 40-foot by 6-foot concrete pad along the shore and pressure treated piers. The project is located along the western shore of Corilla Lake (Narrowsburg, NY-PA Quadrangle N: 5.2 inches; W: 11.9 inches).

**E54-298. Eagle Rock Resort Company**, 1031 Valley of Lakes, Hazleton, PA 18201-9717, in East Union Township, **Schuylkill County**, U. S. Army Corps of Engineers, Baltimore District.

To construct and maintain a 112-inch by 75-inch CMP arch culvert in Tomhicken Creek (CWF) for the purpose of providing access to a new phase of development within Eagle Rock Resort. The project is located at the end of West Players Way in the "Western Summit" section of the existing residential development, approximately 1.8 miles north of SR 0924 (Nuremberg, PA Quadrangle N: 7.3 inches; W: 0.1 inch).

**E54-299. Eagle Rock Resort Company**, 1031 Valley of Lakes, Hazleton, PA 18201-9717, in East Union Township, **Schuylkill County**, U. S. Army Corps of Engineers, Baltimore District.

To maintain fill that was placed during the construction of Maverick Way in the floodway of Tomhicken Creek (CWF). The project is located in the "Western Summit" section of Eagle Rock Resort, approximately 1.8 miles north of SR 0924 (Nuremberg, PA Quadrangle N: 7.5 inches; W: 0.5 inch).

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

**E21-343. Thomas Kelly, United States Army Carlisle Barracks**, Headquarters, ATTN: ATZE-DPW-SE,

Carlisle, PA 17013 in North Middleton Township, **Cumberland County**, ACOE Baltimore District.

To construct and maintain approximately 5,700 linear feet of chain link fences in the floodplain of Letort Spring Run (HQ-CWF) for the purpose of providing security on the north and northeast boundary of the United States Military Reservation, Carlisle Barracks (Carlisle, PA Quadrangle N: 15.75 inches; W: 7.5 inches) in North Middleton Township, Cumberland County.

**E31-183. Michael Stover, Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17110 in Carbon Township, **Huntingdon County**, ACOE Baltimore District.

To remove an existing structure and to construct and maintain an 18-foot by 10-foot reinforced concrete box culvert in the channel of Shoup Run (WWF) at a point adjacent to Route 913 approximately 1 mile upstream of Coalment (Saxton, PA Quadrangle N: 16.65 inches; W: 8.10 inches) in Carbon Township, Huntingdon County.

**E67-723. Lehman Poultry Farm**, 6141 Lincoln Highway, Wrightsville, PA 17368 in Hellam Township, **York County**, ACOE Baltimore District.

To excavate a 100-foot by 100-foot nonjurisdictional farm pond with a 10-foot berm along an unnamed tributary to Kreutz Creek (WWF) (Columbia West, PA Quadrangle N: 3.95 inches; W: 8.0 inches) in Hellam Township, York County.

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

**E14-428. John Bzdil, Jr.**, 520 North Eighth Street, Sunbury, PA 17801. Woodward Bridge and ford, in Haines Township, **Centre County**, ACOE Baltimore District (Woodward, PA Quadrangle N: 5.5 inches; W: 13.5 inches).

To rehabilitate and maintain: (1) a private 111-foot long by 13-foot wide ford with 6 to 8 inches of clean stone base; and (2) a 12-foot wide wooden deck bridge with a clear span of 21 feet and an underclearance of 8 feet, in Pine Creek located on Sugar Shack Lane 0.25 mile from its intersection with Cemetery Road. This project proposes to permanently impact 25 linear feet of Pine Creek, which is classified as a wild trout HQ-CWF.

**E14-429. Pennsylvania Department of Transportation**, 1924-30 Daisy Street, Clearfield, PA 16830. Fillmore Road fill slope, in Benner Township, **Centre County**, ACOE Baltimore District (State College, PA Quadrangle N: 0.0 inch; W: 13.4 inches).

To construct and maintain: (1) 175 linear feet of earthen fill benching in the right floodplain of Buffalo Run; and (2) 450 linear feet of R-3 rock filled gabion basket bank protection on the right bank of Buffalo Run, to accommodate widening on either side of the SR 0550 and SR 3008 intersection. This project proposes to permanently impact 625 linear feet of the right floodplain of Buffalo Run, which is classified as a HQ-CWF.

**E59-434. Pennsylvania Department of Transportation**, 715 Jordan Avenue, Montoursville, PA 17754. Culvert replacement, in Delmar Township, **Tioga County**, ACOE Baltimore District (Antrim, PA Quadrangle N: 6.75 inches; W: 1.6 inches).

The applicant proposes to remove the existing 85-inch by 54-inch corrugated metal pipe arch and construct, operate and maintain a reinforced precast box culvert, having a clear normal span of 15 feet and height of 5.5 feet. The proposed structure is intended to be constructed

in an unnamed tributary to Stony Fork (CWF). This project intends to impact 150 linear feet of stream and does not intend to impact any wetlands.

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

**E27-068, Fish Commission**, 450 Robison Lane, Bellefonte, PA 16823-9620. Tionesta Fish Culture Station effluent relocation, in Tionesta Borough and Township, **Forest County**, ACOE Pittsburgh District (West Hickory, PA Quadrangle N: 1.4 inches; W: 9.8 inches).

To construct and maintain a gravity effluent pipeline having an approximately 1,400-foot long, 12-inch diameter pipe in series with an approximately 330-foot long, 18-inch diameter welded steel pipe from the Tionesta Fish Culture station running adjacent to and in portions of the floodway and stream channel on south side of Tubb's Run (HQ-CWF) to an outfall located within 50 feet of the top of the bank of the Allegheny River (CWF). The purpose of the construction is to combine hatchery effluent flows and eliminate the existing discharge to Tubb's Run.

## ENVIRONMENTAL ASSESSMENTS

*Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105.*

**EA46-034CO. Wyeth-Ayerst Pharmaceuticals, Inc.**, 2100 Renaissance Boulevard, King of Prussia, PA 19406. Upper Providence Township, **Montgomery County**, ACOE Philadelphia District.

Project proposes to breach and remove an unnamed dam across Doe Run (TSF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 300 feet northeast of the intersection of Arcola Road (T402) and Troutman Road (T405) (Collegeville, PA Quadrangle N: 5.9 inches; W: 12.5 inches).

**EA40-006CO. Presidential Land Company, Inc.**, 433 Centre Street, Mahanoy City, PA 17948. Dallas Township, **Luzerne County**, ACOE Baltimore District.

To modify an existing nonjurisdictional dam across a tributary to Toby Creek (CWF) impacting a de minimis area of wetland equal to 0.05 acre for stormwater management at the proposed Overbrook Road Subdivision. The dam is located approximately 2,400 feet southwest of the intersection of Overbrook Avenue (SR 1014) and Pioneer Avenue (SR 1043) (Kingston, PA Quadrangle, N: 12.8 inches, W: 11.0 inches).

## ACTIONS

### FINAL ACTIONS TAKEN UNDER THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT—NPDES AND WQM PART II PERMITS

#### INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel

Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

#### I. Municipal and Industrial Permit Actions under The Clean Streams Law (35 P. S. §§ 691.1— 691.1001).

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

**NPDES Permit No. PA0057002**, Industrial Waste, **Township of Haverford**, 2325 Darby Road, Haverford, PA 19083-2251. This proposed facility is located in Haverford Township, **Delaware County**.

Description of Proposed Action/Activity: Renewal to discharge into Darby Creek-3G.

**NPDES Permit No. PA0030571**, Sewage, **New Life Youth and Family Services**, 585 Freeman School Road, Harleysville, PA 19438. This proposed facility is located in Lower Salford Township, **Montgomery County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to East Branch Perkiomen Creek-3E Watershed.

**NPDES Permit No. PA0043966**, Sewage, **Valley Forge Terrace MHP**, 1311 Catfish Lane, Norristown, PA 19403. This proposed facility is located in Lower Providence Township, **Montgomery County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to Schuylkill River-3F Watershed.

**NPDES Permit No. PA0052434**, Sewage, **Pantos Corporation**, 202 Black Matt Road, Douglassville, PA 19518. This proposed facility is located in Chester Heights Borough, **Delaware County**.

Description of Proposed Action/Activity: Renewal to discharge from Coventry Crossing Apartments STP into an unnamed tributary to West Branch of Chester Creek-3G Watershed.

**NPDES Permit No. PA0058548**, Sewage, **Keelersville Club**, 2522 Ridge Road, Perkasio, PA 18944. This proposed facility is located in East Rockhill Township, **Bucks County**.

Description of Proposed Action/Activity: Issuance to discharge into a tributary to Three Mile Run-2D.

**WQM Permit No. 4602201**, Industrial Waste, **Sunoco, Inc (R & M)**, 20/10 Penn Center, 1801 Market Street, Philadelphia, PA 19103. This proposed facility is located in Lower Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for construction and operation of groundwater remediation system to reinject treated groundwater at the former Sunoco Station No. 0013-0476.

**WQM Permit No. 1502201**, Industrial Waste, **Sunoco, Inc. (R & M)**, 20/10 Penn Center, 1801 Market Street, Philadelphia, PA 19103. This proposed facility is located in East Marlborough Township, **Chester County**.

Description of Proposed Action/Activity: Approval for construction and operation of a groundwater remediation system to reinject the treated groundwater.

**WQM Permit No. 1502402**, Sewerage, **Chatham Acres Nursing Home**, East London Grove Avenue, Chatham, PA 19318-0001. This proposed facility is located in London Grove Township, **Chester County**.

Description of Proposed Action/Activity: Approval to install a dechlorination system at the sewage treatment plant.

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

**NPDES Permit No. PA0084395**, Industrial Waste, **Department of Corrections, Camp Hill Correctional Institution**, P. O. Box 598, Camp Hill, PA 17001-8837. This proposed facility is located in Lower Allen Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to Cedar Run in Watershed 7-E.

**NPDES Permit No. PA0043486**, Industrial Waste, **Lancaster County Solid Waste Management Authority**, 1299 Harrisburg Pike, P. O. Box 4425, Lancaster, PA 17603-4425. This proposed facility is located in Manor Township, **Lancaster County**.

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

**NPDES Permit No. PA0035092**, Industrial Waste, **Tyson Foods, Inc.**, 403 South Custer Avenue, P. O. Box 1156, New Holland, PA 17557-0901. This proposed facility is located in Earl Township, **Lancaster County**.

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

**NPDES Permit No. PA0110850**, Sewage, **Meda Nipple Convalescent Home**, R. R. 1, Box 109, Thompsontown, PA 17094. This proposed facility is located in Delaware Township, **Juniata County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Cocolamus Creek in Watershed 12-B.

**NPDES Permit No. PA0070424**, Sewage, **Caernarvon Township Municipal Authority**, P. O. Box 291, Morgantown, PA 19543. This proposed facility is located in Caernarvon Township, **Berks County**.

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

**NPDES Permit No. PA0083569**, Sewage, **Riverview Estates Homeowners Association**, 1812 Timberland Road, Altoona, PA 16601. This proposed facility is located in West Providence Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Raystown Branch Juniata River in Watershed 11-C.

**NPDES Permit No. PA0024040**, Borough of **Highspire**, 640 Eshelman Street, Highspire, PA 17034-1698. This proposed facility is located in Highspire Borough, **Dauphin County**.

Description of Proposed Action/Activity: Permit amendment.

**NPDES Permit No. PA0026735**, **Swatara Township Authority**, 8675 Paxton Street, Hummelstown, PA 17036-8601. This proposed facility is located in Swatara Township, **Dauphin County**.

Description of Proposed Action/Activity: Permit amendment.

**WQM Permit No. 3602411**, Sewerage, **West Earl Sewer Authority**, 157 West Metzler Road, P. O. Box 725, Brownstown, PA 17508. This proposed facility is located in West Earl Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization for construction/operation of the Brownstown Wastewater Treatment Plant.

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

**PA0115312**, Sewage, SIC 4952, **Loyalsock Township Supervisors**, 2501 East Third Street, Williamsport, PA 17701. This existing facility is located in Loyalsock Township, **Lycoming County**.

Description of Proposed Action/Activity: Renewal of NPDES Permit for a small flow treatment facility.

**PA0209473**, Sewage, SIC 4952, **North Center Township Supervisors**, R. R. 2, Box 2605, Berwick, PA 18603. This existing facility is located in North Center Township, **Columbia County**.

Description of Proposed Action/Activity: Renewal of NPDES Permit for a small flow treatment facility.

**NPDES Permit No. PA0114057**, Sewerage SIC 4952, **White Deer Run Inc.**, Devitt Camp Road P. O. Box 97, Allenwood, PA 17810-0097. This proposed facility is located in Gregg Township, **Union County**.

Description of Proposed Action/Activity: Renewal of NPDES Permit.

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

**NPDES Permit No. PA0218952**, Industrial, **Conectiv Mid-Merit, Inc., Hinckston Run Power Plant Project**, 113 Pencader Drive, Suite 100, Newark, DE 19714-6066 is authorized to discharge from a facility located at Hinckston Run Power Plant, Jackson Township, **Cambria County** to receiving waters named Hinckston Run (Outfall 001) and unnamed tributary to Laurel Run (Outfall 002).

#### **NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)**

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel

Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

*Southeast Region: Water Management Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10T101	Spring Mountain Home Builders, Inc. 439 Main Street Harylesville, PA 19438	Montgomery	Upper Salford Township	Stone Hill Run HQ-TSF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10F104	Reed McCormick 919 University Dr. State College, PA 16801	Centre	Patton Township	Buffalo Run HQ-CWF
PAS101207	National Fuel Gas Supply Corp. 1100 State St. Erie, PA 16501	Cameron Elk	Shippen Township Benezette	West Branch Hick Run UNT Dents Run EV

#### APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted: (1) Notices of Intent for Coverage under (1) General NPDES Permits to Discharge Wastewater into the 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 Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in this Commonwealth; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth; (4) Notification for First Use Application of Sewage Sludge.

The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The Department of Environmental Protection approves the following coverage under the specific General Permit.

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

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 Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment 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 (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest or a Land Reclamation Site

PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

*General Permit Type—PAG 2*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Jefferson County Oliver Township	PAR103346	Robert H. Beatty, Jr. Box 14, Star Route Coolspring, PA 15730	Unnamed tributary to Hadden Run CWF	Jefferson County Conservation District (814) 849-7463
West Whiteland Township Chester County	PAR10G477	Ken Moss Raymour & Flanigan 7284 Morgan Road Liverpool, NY 13088	Valley Creek CWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Londonderry Township Chester County	PAR10G461	Brian Campbell Honeycroft Village 401 Bayard Road, Suite 100 Kennett Square, PA 19348	UNT to Doe Run TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Valley Township Chester County	PAR10G487	Paul McMinn Chester County Airport 1 Earhart Drive, Suite 2 Coatesville, PA 19320	Sucker Run WWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Londonderry Township Chester County	PAR10G482	Eric Pearson ESNG 2002 Expansion 417 Bank Lane Dover, DE 19001	Doe Run TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
London Grove Township Chester County	PAR10G463	William Webb P. O. Box 367 Avondale, PA 19311	East Branch White Clay Creek WF-TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Hanover Township Montgomery County	PAR10T835	Macoby Run, LP 404 Sumneytown Pike North Wales, PA 19454	Macoby Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
City of Philadelphia Philadelphia County	PAR105344	Giuliano Verna 5220 Umbria Street Philadelphia, PA 19128-4234	Schuylkill River Watershed WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Greene Township Franklin County	PAR10268	Linka Dev. Co. LLC P. O. Box 213 Chambersburg, PA 17201	Rowe Run CWF Conococheague Creek CWF	Franklin County Conservation District Admin. Annex 218 N. 2nd Street Chambersburg, PA 17201 (717) 264-8074

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Union Township Berks County	PAR10C430	Monsignor Nevin Klinger Immaculate Conception Church 640 E. Main St. Birdsboro, PA 19508	Unnamed Tributary to Schuylkill River WWF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Penn Township Berks County	PAR10C432	Sharon Harrison, Manager Penn Township P. O. Box 130 Bernville, PA 19506	Tributary to Blue Marsh Lake WWF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Ontelaunee Township Berks County	PAR10C381-1	Redners Dev. Corp. R. D. 2 Box 2430 Reading, PA 19605	Schuylkill River WWF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
<i>General Permit Type—PAG-3</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Lehigh County Allentown Whitehall Township	PAR602220	E. Schneider & Sons, Inc. P. O. Box 908 Allentown, PA 18105-0908	Jordon Creek TSF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Wellsboro Borough Tioga County	PAR214802	Osram Sylvania Products Inc. One Jackson Street Wellsboro, PA 17842	Charleston Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Sandy Township Clearfield County	PAR704804	Glenn O. Hawbaker, Inc. 711 East College Avenue Bellefonte, PA 16823	UNT to Sandy Lick Creek CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
<i>General Permit Type—PAG-4</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Cumberland County Upper Mifflin Township	PAG043692	John D. Petersheim 1128 Roxbury Road Newburg, PA 17240	UNT to Three Square Hollow Run WWF	DEP—SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707
Liberty Township Montour County	PAG045007	Martin J. Ruk 40 Starner Road Danville, PA 17821	UNT to Beaver Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666

*General Permit Type—PAG-8*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Telephone No.</i>
Chester County North Coventry Township	PAG080004	Mobile Dredging & Pumping 3100 Bethel Road Chester, PA 19013-1488	Laurel Locks Farm North Coventry Township Chester County	DEP—SERO Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6130

*General Permit Type—PAG-9*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Contact Office &amp; Telephone No.</i>
Cook Township Westmoreland County	PAG096111	AA Septic Tank Service R. D. 4 Box 139A Latrobe, PA 15650	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

**PUBLIC WATER SUPPLY PERMITS**

The Department of Environmental Protection has taken the following actions on applications received under the Safe Drinking Water Act for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

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

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

**Operations Permit** issued to **Paradise Springs Vended Water System**, 7 Spruce Street, Pine Grove, PA 17963, PWS ID 3546484, Pine Grove Township, **Schuylkill County** on July 5, 2002, for the operation of facilities approved under Construction Permit #5400501.

**Operations Permit** issued to **Joan Birdsall d/b/a Four Seasons Village**, R. R. 1, Box 153-B, New Ring-

gold, PA 17960, PWS ID 3130035, Mahoning Township, **Carbon County** on July 23, 2002, for the operation of facilities approved under Construction Permit #1398502.

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

**Permit No. Minor Amendment.** Public Water Supply.

Applicant	<b>United Water Pennsylvania</b> 4211 East Park Circle Harrisburg, PA 17111-0151
Town	Town of Bloomsburg
County	<b>Columbia</b>
Type of Facility	PWS—approval to paint the Hill Tank
Consulting Engineer	R. Michael Gephart, P. E. United Water Pennsylvania 4211 East Park Circle Harrisburg, PA 17111-0151
Permit to Construct Issued	July 25, 2002

**Permit No. Minor Amendment.** Public Water Supply.

Applicant	<b>Department of Corrections</b> <b>Quehanna Motivational Boot Camp</b> P. O. Box 598 Camp Hill, PA 17001-0598
Township	Karthaus Township
County	<b>Clearfield</b>
Type of Facility	PWS—approval to operate new system booster pumps
Permit to Operate Issued	July 25, 2002

**Permit No. 5500502,** Public Water Supply.

Applicant	<b>Adams Township Municipal Auth.</b> P. O. Box 1 Troxelville, PA 17882
Township	Adams Township
County	<b>Snyder</b>

Type of Facility PWS—permit approves operation of Well #1 with sodium hypochlorite and caustic soda treatment, a 16,000 gallon storage tank and distribution and transmission mains

Permit to Operate Issued July 29, 2002

### WATER ALLOCATIONS

#### Actions taken on applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.

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

**WA 37-213A**, Water Allocation Permit Modification Order. The Department grants Modification Order in response to **Pennsylvania American Water Company—Ellwood District** request to expand service area into Franklin Township, **Beaver County**. This action does not increase allocation quantity and is granted due to the installation of a water line between Pennsylvania American Water Company—Ellwood District connecting to Pennsylvania American Water Company—Butler District. Modification Order issued July 29, 2002.

### SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

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

#### Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Lower Towamensing Township	595 Hahns Dairy Road Palmerton, PA 18071	Carbon

Plan Description: The Department has disapproved the Official Sewage Facilities Plan Update Revision (Revision) for Lower Towamensing Township, Carbon County dated December 2001. The Revision was received by the Department on January 28, 2002, with additional documentation dated July 18, 2002 (received on July 22, 2002).

During the review of a revision, the Department must ensure that various, relevant issues are addressed in an adequate and comprehensive manner. The Township has failed to properly address all relevant issues. The reasons for the disapproval are described in the Department's letter addressed to the Township dated July 24, 2002.

The Township has a continuing obligation, under section 5 of the Pennsylvania Sewage Facilities Act and the regulations promulgated thereunder, to revise the Official Sewage Facilities Plan of the Township to address existing and future sewage disposal needs and provide for adequate sewage disposal facilities. The Department requests that the Township immediately take all actions necessary to revise the Township's Official Sewage Facilities Plan.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 2

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

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

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

The Department has received the following final reports:

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Ashland Chemical (Formerly American National Can)**, Falls Township, **Bucks County**. Brian I. Fitzpatrick, P. G., Harding ESE, Inc., 5205 Militia Hill Rd., Plymouth Meeting, PA 19462, has submitted a revised combined Remedial Investigation/ Final Report concerning remediation of site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet Site-Specific Standards.

**Sunoco, Inc., Ship Road Leak Site #9000-0170**, West Whiteland Township, **Chester County**. Lisa M. Holderbach, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Exton, PA 19341, on behalf of Philadelphia Suburban Water Co., 762 W. Lancaster Ave., Bryn Mawr, PA 19010, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and PAHs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Sunoco, Inc., Old Pennell Road Leak Site #9000-0500**, Aston Township, **Delaware County**. Lisa M. Holderbach, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Exton, PA 19341, on behalf of Earl R. Sr. and Marie H. Evans, 202 Barren Rd., Media, PA 19014, Glenn Gualtieri, 102 Old Pennell Rd., Aston, PA 19014, Kirk and Hope McGowan, 100 Old Pennell Rd., Aston, PA 19014 and Dean and Anna Fountain, 460 Old Pennell Rd., Aston, PA 19014, has submitted a Final

Report concerning remediation of site soil contaminated with BTEX and PAHs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Rahns Specialty Metals, Inc.**, Perkiomen Township, **Montgomery County**. Andrew P. Foster, Drinker, Biddle & Reath, LLP, One Logan Square, 18th and Cherry Sts., Philadelphia, PA 19103, on behalf of Rahns Specialty Metals, Inc. Route 113, Rahns, PA 19426, has submitted a Remedial Investigation/Final Report concerning remediation of site soil and groundwater contaminated with solvents. The report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

**Swedeland Road Substation Property—PECO Energy**, Upper Merion Township, **Montgomery County**. Jennifer Sowers, PECO Energy Co., 300 Front Street, Building #1, West Conshohocken, PA 19428, on behalf of PECO/Exelon, 2301 Market St., Philadelphia, PA 19101, has submitted a Remedial Investigation/Cleanup Plan concerning remediation of site soil and groundwater contaminated with heavy metals, BTEX, PAHs, VOCs and SVOCs.

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

**United States Postal Service, Milroy Office**, Armagh Township, **Mifflin County**. SAIC, 6310 Allentown Boulevard, Harrisburg, PA 17112, on behalf of United States Postal Service, Eastern Facilities Office, P. O. Box 27497, Greensboro, NC 27498-1103, submitted a combined remedial investigation and final report concerning remediation of site soil and groundwater contaminated with BTEX and PHCs. The report is intended to document remediation of the site to a combination of the Statewide Health and Site Specific standards.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, Administration of the Land Recycling and Environmental Remediation Standards Act (Act) requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Act. Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in

environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following final reports:

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

**Shipley Oil Company**, Washington Township, **York County**. Laird Geoenvironmental Sciences, Inc., 3223 Market Street, Camp Hill, PA 17070, on behalf of Grace A. Harbold, 1900 Baltimore Pike, East Berlin, PA 17316 and James Robinson, 1880 Baltimore Pike, East Berlin, PA 17316, submitted a final report concerning the remediation of site soils contaminated with BTEX and PHCs. The final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on July 24, 2002.

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**Former Philipsburg Sunoco (Petrolec)**, Philipsburg Borough, **Centre County**. Environmental Remediation & Recover, Inc. (ER&R), on behalf of Russell Real Estate, R. D. 1, Box 179, Curwensville, PA 16833, has submitted a Baseline Environmental Report concerning soil contaminated with lead, BTEX and PAHs. The Baseline Environmental Report was approved by the Department on June 21, 2002.

**International Paper—Lock Haven Mill**, Castanea Township, **Clinton County**. International Paper Company, 555 S. Highland Street, Lock Haven, PA 17745 has submitted a Remedial Investigation Report and a Cleanup Plan concerning site soil in the CL courtyard contaminated with lead. The Remedial Investigation Report and the Cleanup Plan have been approved by the Department on June 25, 2002.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

**Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.**

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

*Hazardous Waste Transporter License Renewed*

**Cousins Waste Control Corporation**, 1701 E. Matzner Road, Toledo, OH 43612. License No. **PA-AH 0344**. Effective July 29, 2002.

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**RESIDUAL WASTE GENERAL PERMITS**


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**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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**General Permit Application No. WMGR074, Clean Earth of Philadelphia**, 3201 South 61st Street, Philadelphia, PA 19153-3592.

General Permit numbered WMGR074 is for the processing and beneficial use of soil amendments (that is, biosolids, water treatment plant sludge, paper pulp sludge and lime neutralized industrial water sludge) to be blended with processed soil, which has been processed under the existing individual permit (301220), to create landscaping soil materials. The general permit was issued by Central Office on July 30, 2002.

Persons interested in reviewing the general permit may contact Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

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**OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**


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**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.**

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

**Permit No. 301220. Clean Earth of Philadelphia Inc.**, 3201 S. 61st St., Philadelphia, PA 19153-3502, City and **County of Philadelphia**. Permit amended to reflect the corporate name change from Soil Remediation of Philadelphia to Clean Earth of Philadelphia. The permit was issued by the Southeast Regional Office on July 18, 2002.

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**Permit No. 301197. Reliant Energy Northeast Management Company**, 1001 Broad Street, Johnstown, PA 15907, for the Shawville Ash Disposal Facility located in Bradford Township, **Clearfield County**. Major permit modification for captive coal ash landfill expansion. The permit modification was issued by the Williamsport Regional Office on July 19, 2002.

Persons interested in reviewing the permit may contact John C. Hamilton, P. E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3653. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

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**Permits Revoked 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.**

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

**Permit No. 400432. Philadelphia Gear Corporation**, 181 South Gulph Rd., King of Prussia, PA 19406-3103, Upper Merion Township, **Montgomery County**. The captive solid waste incinerator has ceased operation and has been closed. The waste permit is being revoked at the permittee's request. Upon this action becoming final, the bond associated with the permit will be released. The permit was revoked by the Southeast Regional Office on July 24, 2002.

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**AIR QUALITY**


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

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

**GP-32-00324: Power Gas Marketing and Transmission, Inc.** (Gulf Tower, 32nd Floor, 707 Grant Street, Pittsburgh, PA 15219) on July 30, 2002, for operation of one Caterpillar, Model No. G342TA, Natural Gas-Fired Compressor Engine rated at 330 bhp at the Myers Compressor Station in Montgomery Township, **Indiana County**.

**GP-32-00325: Power Gas Marketing and Transmission, Inc.** (Gulf Tower, 32nd Floor, 707 Grant Street, Pittsburgh, PA 15219) on July 30, 2002, for operation of one Caterpillar, Model No. G342NA Natural Gas-Fired Compressor Engine rated at 220 bhp and one Natco, Model No. A76344, Glycol Dehydrator, rated at 0.175 mmBtu/hr at the Wandin Compressor Station I in Green Township, **Indiana County**.

**GP-32-00326: Power Gas Marketing and Transmission, Inc.** (Gulf Tower, 32nd Floor, 707 Grant Street, Pittsburgh, PA 15219) on July 30, 2002, for operation of one Ajax, Model No. DPC-360 natural gas-fired compressor engine rated at 360 bhp and one Natco, Model No. A76127, Glycol Dehydrator, rated at 0.2 mmBtu/hr at the Rhea Compressor Station in Cherryhill Township, **Indiana County**.

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

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

**06-05014A: Garden State Tanning, Inc.** (16 South Franklin Street, Fleetwood, PA 19522) on July 19, 2002,

for construction of a leather coating line controlled by a water wash curtain and drying oven in the Borough of Fleetwood, **Berks County**. This facility is subject to 40 CFR Part 63, Subpart TTTT—National Emission Standards for Hazardous Air Pollutants for Source Categories.

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

**03-219A: TDK Coal Sales, Inc.** (P. O. Box 259, Brockway, PA 15824) on July 26, 2002, for operation of a diesel engine and coal crusher at the Kesco Mine coal preparation facility in East Franklin Township, **Armstrong County**.

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

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*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**46-0191B: Merck and Co., Inc.** (351 North Sumneytown Pike, North Wales, PA 19454) on July 23, 2002, for operation of a 100 kW emergency generator in Upper Gwynedd Township, **Montgomery County**.

**46-0060A: Department of Public Welfare—Norristown State Hospital** (1001 East Sterigere Street, Norristown, PA 19401) on July 23, 2002, for operation of two natural gas #2 oil fired boilers in Norristown Borough, **Montgomery County**.

**46-0191A: Merck and Co., Inc.** (351 North Sumneytown Pike, North Wales, PA 19454) on July 23, 2002, for operation of a 100 kW emergency generator in Upper Gwynedd Township, **Montgomery County**.

**46-0025E: Lonza, Inc.** (900 River Road, Conshohocken, PA 19428) on July 29, 2002, for operation of additional process equipment in Upper Merion Township, **Montgomery County**.

**46-0025A: Lonza, Inc.** (900 River Road, Conshohocken, PA 19428) on July 29, 2002, for operation of four prescrubbers in Upper Merion Township, **Montgomery County**.

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

**22-03037: Consolidated Scrap Resources, Inc.** (P. O. Box 1761, Harrisburg, PA 17105) on June 29, 2002, for a metal scrap shredder controlled by a cyclone in the City of Harrisburg, **Dauphin County**. This plan approval was extended.

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

**08-318-027: Mill's Pride—Pennsylvania** (100 Lamoka Road, Sayre, PA 18840) on July 23, 2002, for operation of a wood kitchen cabinet finishing line and associated air cleaning device (a thermal oxidizer), vari-

ous pieces of woodworking equipment and associated air cleaning devices (fabric collectors) and various other pieces of equipment on a temporary basis until November 20, 2002, in Athens Township, **Bradford County**. The plan approval was extended.

**08-318-027A: Mill's Pride—Pennsylvania** (100 Lamoka Road, Sayre, PA 18840) on July 23, 2002, for operation of a wood kitchen cabinet glazing line, the air contaminant emissions from which are controlled by a regenerative thermal oxidizer, on a temporary basis until November 20, 2002, in Athens Township, **Bradford County**. The plan approval was extended.

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

**26-00534A: Fayette Thermal, LLC** (755 Opossum Lake Road, Carlisle, PA 17013) on July 16, 2002, for construction of boilers at the East Millsboro Steam Plant in Luzerne Township, **Fayette County**. This plan approval was extended.

**03-207A: Hanson Aggregates PMA** (400 Industrial Boulevard, New Kensington, PA 15068) on July 16, 2002, for installation of a catalytic oxidation unit at the Allegheny II Dredge Plant in Gilpin Township, **Armstrong County**. This plan approval was extended.

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

**10-001D: AK Steel Corp.** (Route 8 South, P. O. Box 832, Butler, PA 16003) on July 31, 2002, for a No. 23 continuous shotblast, anneal and pickle line in Butler, **Butler County**.

**25-930A: Metro Machine Corp.** (Foot of Holland Street, Erie, PA 16505) on July 30, 2002, for a paint booth in Erie, **Erie County**.

**42-176E: Temple Inland Forest Products Corp.—Mt. Jewett** (R. D. 2, Hutchins Road, Mt. Jewett, PA 16740) on July 31, 2002, for wood chip refiner in Sergeant Township, **McKean County**.

**42-399-015A: Temple Inland Forest Products Corp.—Mt. Jewett** (R. D. 2, Hutchins Road, Mt. Jewett, PA 16740) on July 31, 2002, for wood particle dryers in Sergeant Township, **McKean County**.

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

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

**65-00016: Timken Latrobe Steel Co.** (2626 Ligonier Drive, P. O. Box 31, Latrobe, PA 15650-0031) on July 26, 2002, for operation of a facility Title V Operating Permit in Latrobe Borough, **Westmoreland County**. The facility's major sources of emissions include two electric arc furnaces and AOD vessel, numerous annealing and heat treating furnaces, a natural gas-fired boiler, a pickle tank, slag handling, vehicle travel and various grinding, sawing, shot blasting and grinding operations.

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

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

**59-00012: Dietrich's Milk Products, LLC** (P. O. Box 102, Middlebury Center, PA 16935) on July 24, 2002, for operation of their food product manufacturing facility, which includes a natural gas/#2 fuel oil fired boiler, a natural gas fired boiler, powdered milk drying system and lactose drying system in Middlebury Township, **Tioga County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**37-00126: Hickman Manufacturing Inc.** (R. D. 2, Industrial Park Boulevard, New Beaver, PA 16141) on July 22, 2002, for operation of a roof coating manufacturing operation in New Beaver Borough, **Lawrence County**.

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

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**46-00035: SmithKline Beecham d/b/a GlaxoSmithKline** (709 Swedeland Road, King of Prussia, PA 19406) for an administrative amendment to their Title V Operating Permit to incorporate changes based on the appeal of the Title V Operating Permit as well as to incorporate changes approved under Operating Permit Nos. 46-399-093, 46-313-114, 46-313-113 and 46-0035 in Upper Merion Township, **Montgomery County**. The facility's major emission points include boilers, incinerators, generators and various laboratories. The amended Title V Operating Permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

**46-00031: SmithKline Beecham d/b/a GlaxoSmithKline** (1250 South Collegeville Road, Collegeville, PA 19426) for an administrative amendment to their Title V Operating Permit to incorporate changes based on the appeal of the Title V Operating Permit in Upper Providence Township, **Montgomery County**. The facility's major emission points include boilers, generators and research laboratories. The amended Title V Operating Permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

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

**36-05092: Greiner Industries, Inc.** (1650 Steel Way, Mount Joy, PA 17552) on July 25, 2002, for operation of paint booths in Mount Joy Township, **Lancaster County**. This is revision No. 1 of the operating permit.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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

*Coal Permits Actions*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**54970204R. Jeddo-Highland Coal Company** (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing coal refuse reprocessing operation in Frailey and Reilly Townships, **Schuylkill County** affecting 265.0 acres, receiving stream: none. Application received April 10, 2002. Renewal issued July 23, 2002.

**54960201. Northeastern Power Company** (P. O. Box 7, McAdoo, PA 18237), renewal of an existing coal refuse reprocessing operation in Kline, Banks and Hazle Townships, **Schuylkill, Carbon and Luzerne Counties**, affecting 429.7 acres, receiving stream: none. Application received January 18, 2002. Renewal issued July 23, 2002.

**54020101. Summit Anthracite, Inc.** (R. R. 1 Box 12A, Klingerstown, PA 17941), commencement, operation and restoration of an anthracite surface mine operation in Porter Township, **Schuylkill County** affecting 300.0 acres, receiving stream: East Branch Rausch Creek. Application received January 30, 2002. Permit issued July 25, 2002.

**49970202R. Susquehanna Coal Company** (P. O. Box 27, Nanticoke, PA 18634), renewal of an existing coal refuse reprocessing operation in Mt. Camel Township, **Northumberland County** affecting 808.0 acres, receiving stream: none. Application received May 31, 2002. Renewal issued July 26, 2002.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**17980103 and NPDES Permit No. PA 0237914. Falls Creek Energy Co., Inc.**, R. D. 6, Box 231, Kittanning, PA 16201. Revision to an existing bituminous surface mine permit for a change in land use on the properties of Valverine M. Joseph from forestland and pastureland to the restoration of unmanaged natural habitat. The permit is located in Brady Township, **Clearfield County** and affects 64.2 acres. Application received April 29, 2002. Permit issued July 11, 2002.

**17010107 and NPDES Permit No. PA 0243094. Hepburnia Coal Company**, P. O. Box I, Grampian, PA 16838. Commencement, operation and restoration of a bituminous surface mine permit in Pike Township,

**Clearfield County** affecting 21.1 acres. Receiving streams: unnamed tributary to Welch Run and Welch Run to the West Branch of the Susquehanna River. Application received June 28, 2001. Permit issued July 12, 2002.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**03020103 and NPDES Permit No. PA0250074. Alverda Enterprises, Inc.** (P. O. Box 87, Alverda, PA 15710). Permit issued for commencement, operation and reclamation of a bituminous surface mining site located in South Bend Township, **Armstrong County**, affecting 20.3 acres. Receiving streams: unnamed tributaries to Big Run and unnamed tributary to Whiskey Run. Application received January 30, 2002. Permit issued July 25, 2002.

**03020104 and NPDES Permit No. PA0250091. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Permit issued for commencement, operation and reclamation of a bituminous surface/auger mining site located in Valley and Kittanning Townships, **Armstrong County**, affecting 261.5 acres. Receiving streams: unnamed tributary to Cowanshannock Creek, to Allegheny River. Application received March 1, 2002. Permit issued July 26, 2002.

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

**32000103 and NPDES Permit No. PA0235300. S & M Mining, Inc.**, 15 Rayne Run Road, Marion Center, PA 15759 from S & M Mining, 15 Rayne Run Road, Marion Center, PA 15759. Permit transfer for continued operation of a bituminous surface and auger mine and for existing discharge of treated mine drainage in Cherryhill Township, **Indiana County**, affecting 64.0 acres. Receiving streams: unnamed tributaries of Allen Run and Penn Run and Allen Run classified for the following uses: CWF, CWF and CWF. The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company. Application received May 6, 2002. Permit issued July 23, 2002.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**10970102 and NPDES No. PA0227366. Aspen Minerals, Inc.** (P. O. Box 269, Shipperville, PA 16254). Renewal of an existing bituminous strip operation in Oakland Township, **Butler County** affecting 76.0 acres. This renewal is issued for reclamation only. Receiving streams: three unnamed tributaries to Lake Oneida. Application received March 21, 2002. Permit Issued July 22, 2002.

**33010103 and NPDES No. PA0241954. Sky Haven Coal, Inc.** (R. D. 1, Box 180, Penfield, PA 15849). Commencement, operation and restoration of a bituminous strip operation in Winslow Township, **Jefferson County** affecting 103.0 acres. Receiving streams: unnamed tributary to Sandy Lick Creek. Application received July 31, 2001. Permit issued July 10, 2002.

**1370-33010103-E-1. Sky Haven Coal, Inc.** (R. D. 1, Box 180, Penfield, PA 15849). Application for a stream encroachment to upgrade and maintain an existing haul road crossing over unnamed tributary B to Sandy Lick Creek in Winslow Township, **Jefferson County**. Receiving streams: unnamed tributary to Sandy Lick Creek. Application received July 31, 2001. Permit issued July 10, 2002.

#### *Noncoal Permits Actions*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**8275SM2A3C4 and NPDES Permit PA0593885. Martin Limestone, Inc.** (P. O. Box 550, Blue Ball, PA 17506), renewal of NPDES Permit in Earl and Ephrata Townships, **Lancaster County**, receiving stream: Conestoga Creek. Application received May 30, 2002. Renewal issued July 23, 2002.

**66012801. South Branch Enterprises, LLC** (947 Jessup Avenue, Dunmore, PA 18512), commencement, operation and restoration of a quarry operation in Tunkhannock Township, **Wyoming County** affecting 5.0 acres, receiving stream: Tunkhannock Creek. Application received November 26, 2001. Permit issued July 24, 2002.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**59020301 and NPDES Permit No. PA 0243213. Clifford Cross, Jr.**, P. O. Box 240, Mainsburg, PA 16932-0240. Commencement, operation and restoration of a Large Industrial Minerals (Gravel) permit in Lawrence Township, **Tioga County** affecting 13.8 acres. Receiving streams: none. Application received March 22, 2002. Permit issued July 16, 2002.

**18022802. Harger Utility Contractors, Inc.**, 108 W. Clinton Avenue, Lock Haven, PA 17745. Commencement, operation and restoration of a Small Industrial Minerals (Topsoil) permit in Castanea Township, **Clinton County** affecting 1.5 acres. Receiving streams: West Branch Susquehanna River, tributary to Susquehanna River. Application received March 8, 2002. Permit issued July 19, 2002.

**41020801. Steinbacher Enterprises, Inc.**, 8130 South Route 44 Highway, Williamsport, PA 17702. Commencement, operation and restoration of a Small Industrial Minerals (Shale) permit in Limestone Township, **Lycoming County** affecting 3.0 acres. Receiving streams: unnamed tributary, tributary to Nigert Run. Application received April 25, 2002. Permit issued July 24, 2002.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**26980601. Better Materials Corporation** (2200 Springfield Pike, Connellsville, PA 15425-9503). Revision application received requesting that a portion of an existing noncoal underground mining operation be approved for surface mining operations located in Bullskin Township, **Fayette County**, affecting 49.8 acres. Receiving streams: unnamed tributaries to Polecat Hollow Run to Breakneck Run to Mounts Creek. Revision application received February 22, 2002. Permit issued July 24, 2002.

#### **ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

**Actions on applications under the Explosives Acts of 1937 and 1957 (43 P.S. §§ 151-161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

#### *Blasting Permits Actions*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**35024016. Double M** (P. O. Box 186, Waverly, PA 18471), construction blasting in Dunmore Borough, **Lackawanna County** with an expiration date of December 31, 2002. Permit issued July 22, 2002.

**66024003. Jim Benson, Nature's Creations** (R. D. 2 Box 69, Mehoopany, PA 18629), construction blasting in Tunkhannock Township, **Wyoming County** with an expiration date of September 30, 2002. Permit issued July 22, 2002.

**66024004. Robert Shupp** (Lindley Avenue, Factoryville, PA 18419), construction blasting in Overfield Township, **Wyoming County** with and expiration date of September 30, 2002. Permit issued July 22, 2002.

**52024018. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431), construction blasting in Westfall Township, **Pike County** with an expiration date of June 27, 2003. Permit issued July 22, 2002.

**45024048. F & F Paving** (HC 1 Box 5, Route 611, Bartsville, PA 18321), construction blasting in Tunkhannock Township, **Monroe County** with an expiration date of August 31, 2002. Permit issued July 22, 2002.

**35024017. Florey Homes** (1190 Winola Road, Clarks Summit, PA 18411), construction blasting in Clarks Summit Borough, **Lackawanna County** with an expiration date of December 31, 2006. Permit issued July 22, 2002.

**46024038. Schlouch Incorporated** (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting in Skippack Township, **Montgomery County** with an expiration date of August 10, 2003. Permit issued July 22, 2002.

**46024039. Reading Site Contractors** (392 Sanatoga Road, Pottstown, PA 19464) and **Explo-Tech/AEEI** (401 West High Street, Suite 102, Pottstown, PA 19464), construction blasting in Upper Providence Township, **Montgomery County** with an expiration date of October 11, 2002. Permit issued July 22, 2002.

**15024023. Horst Drilling & Blasting, Inc. (Lonny Horst)** (141 Ranck's Church Road, New Holland, PA 17557), construction blasting in West Bradford Township, **Chester County** with an expiration date of August 14, 2004. Permit issued July 23, 2002.

**21024038. R & M Excavating** (403 Hilltop Road, Newburg, PA 17240), construction blasting in West Pennsboro Township, **Cumberland County** with an expiration date of February 15, 2003. Permit issued July 23, 2002.

**39024015. Clair Stahley** (P. O. Box 526, Orefield, PA 18069-0526), construction blasting in Upper Saucon Township, **Lehigh County** with an expiration date of November 11, 2002. Permit issued July 23, 2002.

**15024022. Brubacher Excavating, Inc.** (825 Reading Road, P. O. Box 528, Bowmansville, PA 17507), construction blasting in Willistown Township, **Chester County** with an expiration date of August 11, 2003. Permit issued July 23, 2002.

**36024080. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Ephrata Township, **Lancaster County** with an expiration date of July 15, 2007. Permit issued July 23, 2002.

**36024081. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Ephrata Township, **Lancaster County** with an expiration date of July 15, 2007. Permit issued July 23, 2002.

**38024020. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Heidelberg Township, **Lebanon County** with an expiration date of October 15, 2002. Permit issued July 23, 2002.

**40024016. Holbert Explosives, Inc.** (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting in Bear Creek Township, **Luzerne County** with an expiration date of August 31, 2002. Permit issued July 23, 2002.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**02024007. Janod Contractors** (Rt. 78, P. O. Box 717, Swanson, VT 05488). Blasting activity permit was issued for construction, located in Harmar Township, **Allegheny County**, with an expected duration of 14 days. Permit issued July 24, 2002.

**65024004. New Enterprise Stone & Lime Co.** (New Enterprise, PA 16664). Blasting activity permit was issued for construction, located in Donegal Township, **Westmoreland County**, with an expected duration of 140 days. Permit issued July 24, 2002.

**30204001. Carl E. Smith, Inc.** (P. O. Box 4, Sandyville, WV 25275). Blasting activity permit was issued for construction with a pipeline project for Equitable Gas constructing 12 miles of 12-inch pipe, located in Jefferson, Cumberland, Franklin and Monongahela Townships, **Greene County**, with an expected duration of 40 days. Permit issued July 24, 2002.

**65024002. Penn Transportation Services, Inc.** (P. O. Box 110, Uniontown, PA 15401). Blasting activity permit was issued for construction, located in Murrysville and Salem Townships, **Westmoreland County**, with an expected duration of 3 months. Permit issued July 26, 2002.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

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**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law (35 P.S. §§ 691.1—691.702) 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: Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

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*Permits Issued and Actions on 401 Certifications*

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E46-906. Pennsylvania Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, Upper Frederick Township, Montgomery County, ACOE Philadelphia District.**

To maintain and rehabilitate an existing three span stone masonry arch bridge over West Swamp Creek (TSF, MF) on Eaglesville Road (SR 4023, Section 96S). Work also includes minor approach roadway work and installation of a temporary causeway. This work is located (Sassamsville, PA Quadrangle N: 6 inches; W: 6.5 inches).

**E51-200. Delaware River Port Authority, One Port Center, 2 Riverside Drive, P. O. Box 1949, Camden, NJ 08101-1949, Philadelphia City and Philadelphia County, ACOE Philadelphia District.**

To repair, modify and maintain an existing pier in the Delaware River (WWF-MF) to facilitate the proposed Cruise Line Terminal Project. The existing pier is a 900-foot long by 74-foot wide pile supported structure and associated mooring area.

The repairs consist of installation of 8 18-inch concrete filled plumb pipe piles, 20 18-inch concrete filled battered pipe piles and 6 12-inch concrete filled fender piles which will be driven into the upriver and outshore end of Pier 2 to provide support. Also associated with the repairs is a 30-foot by 7-foot thick concrete pile cap, two mooring bollards and the removal and replacement of 40 linear feet of existing 12-inch barefoot pile caps.

The modifications consist of constructing a 30-foot by 20-foot pile supported concrete deck mooring dolphin along with a 140-foot pile supported walkway extending from the nose of the pier. A proposed elevated pedestrian walkway that runs the length of the pier will be constructed and the placement of two 6-foot by 8-foot foam filled fenders will be installed along the east side of the existing pier.

The purpose of this project is to provide the ability to dock larger vessels. The project site is located 600 feet south of the intersection of 1st Street and Philip Avenue (Philadelphia, PA Quadrangle N: 2.0 inches; W: 7.3 inches) located within the United States Naval Base in the City and County of Philadelphia.

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

**E64-230. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. Preston Township, Wayne County, Army Corps of Engineers Philadelphia District.**

To remove the existing structure and to construct and maintain an 11-foot by 8-foot reinforced concrete box culvert, depressed 1 foot below lake bed elevation, in Lake Como. The project is located on the causeway formed by SR 4033 (Como Road), approximately 0.9 mile west of its intersection with SR 0247 (Lake Como, PA-NY Quadrangle N: 18.6 inches; W: 14.0 inches).

**E64-226. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. Lake Township, Wayne County, Army Corps of Engineers Philadelphia District.**

To remove the existing structure and to construct and maintain a road crossing of a tributary to Ariel Creek, consisting of a 91-inch by 58-inch reinforced concrete elliptical culvert, with its invert depressed 12 inches below streambed elevation. The project is located along SR 3011, segment 0130, offset 1600, approximately 0.3 mile downstream of the outlet of Lake Ariel (Lakeville, PA Quadrangle N: 11.5 inches; W: 15.9 inches).

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

**E21-339. Pennsylvania Department of Transportation**, 2140 Herr Street, Harrisburg, PA 17103 in Southampton Township, **Cumberland County**, ACOE Baltimore District.

To remove the existing structure and to construct and maintain a 14-foot by 6-foot concrete box culvert at the channel of an unnamed tributary to Burd Run (Reservoir Hollow) (CWF) on SR 3001, Section 015, Segment 0110, Offset 0325 (Baltimore Road) located 0.7 mile south of Cleversburg Village (Walnut Bottom, PA Quadrangle N: 4.78 inches; W: 12.8 inches) in Southampton Township, Cumberland County.

**E38-133. Lebanon County Commissioners**, 400 S. 8th Street, Lebanon, PA 17042 in Jackson Township, **Lebanon County**, ACOE Baltimore District.

To repair and maintain an existing two span earth filled concrete and cut stone arch bridge at a point along T-409 spanning Tulpehocken Creek (TSF) (Bethel, PA Quadrangle N: 1.25 inches; W: 1.5 inches) in Jackson Township, Lebanon County.

**E44-114. Pennsylvania Department of Transportation, Engineering District 2-0**, P. O. Box 342, Clearfield, PA 16830 in Fermanagh Township, **Juniata County** and Derry Township, **Mifflin County**, ACOE Baltimore District.

To: (1) remove an existing structure and to construct and maintain a box stream enclosure with a span of 8 feet and an underclearance of 7.5 feet in a tributary to the Juniata River (CWF) (Mifflintown, PA Quadrangle N: 18.6 inches; W: 14.9 inches); (2) remove an existing structure and to construct and maintain a box culvert with a 17-foot span and a 7-5-foot clearance in Roaring Run (CWF) (Mifflin, PA Quadrangle N: 19.0 inches; W: 11.0 inches); (3) remove an existing structure and to construct and maintain a bridge with a span of 49.9 feet and an underclearance of 8.0 feet and a bridge with two spans of 144.0 feet each and an underclearance of 33 feet across the channel of Macedonia Run (HQ-CWF) (Mifflintown, PA Quadrangle N: 20.0 inches; W: 9.6 inches); (4) replace 143.25 feet of an existing 305-foot long, 8-foot by 6-foot box culvert with an 8-foot by 7-foot box culvert and add a 61-foot extension of 8-foot by 7-foot box culvert in the channel of a tributary to the Juniata River (CWF) (Mifflintown, PA Quadrangle N: 19.5 inches; W: 8.5 inches); and (5) place fill in the floodplain of the Juniata River and to impact 2.29 acres of wetlands adjacent to the Juniata River (CWF) for the purpose of reconstructing 6.8 miles of SR 0022 in Fermanagh Township, Juniata County and Derry Township, Mifflin County. The permittee agrees to provide 2.29 acres of replacement wetlands.

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

**E08-390. David DeCristo**, R. R. 1, Box 108A, Canton, PA 17724. Fill in floodway, in Leroy Township, **Bradford County**, ACOE Baltimore District (Leroy, PA Quadrangle N: 8.0 inches; W: 13.9 inches).

To maintain fill in an area 290 feet by 5 feet and to place riprap and geotextile for stream bank stabilization for a distance of approximately 290 feet in the floodway of an unnamed tributary to Towanda Creek off SR 0414 approximately 7 miles east of the traffic light in Canton in Leroy Township, Bradford County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E19-230. Ideal Park Campground**, R. R. 1, Box 71, Catawissa, PA 17821. Lower half of campground, in

Locust Township, **Columbia County**, ACOE Baltimore District (Catawissa, PA Quadrangle N: 5.29 inches; W: 3.5 inches).

To maintain: (1) two recreational trailer porches and two decks with their associated new tie downs in the 100-year floodway; (2) an 18-foot by 36-foot roofed but unwallied picnic pavilion; (3) a 6-foot by 8-foot wooden pump house; (4) a 25-foot by 32-foot masonry pool house; (5) a 72-foot by 20-foot wood and masonry office building; (6) a 11-foot by 13-foot pool pump house; (7) a 20-foot by 12-foot wooden storage shed; (8) a 6.5-foot by 6.5-foot block pump house; (9) a 20-foot by 12-foot roofed by unwallied pavilion; (10) two below ground swimming pools; (11) a 35-foot long wooden privacy fence (35-foot perpendicular to the flow of the stream flow); (12) 78 feet of rail fence (24-foot perpendicular to the flow of the stream); and (13) 714 feet of chain link fence in Locust Township, Columbia County. This permit was issued under section 105.13(e) "Small Projects."

**E49-261. Pennsylvania Department of Transportation, Engineering District 3-0**, P. O. Box 218, Montoursville, PA 17754-0218. Water Obstruction and Encroachment Permit Application, in Rush Township, **Northumberland County**, ACOE Susquehanna River Basin District (Danville, PA Quadrangle N: 6.3 inches; W: 15.2 inches).

To extend an existing 84-inch corrugated metal culvert pipe approximately 10 additional feet as well as place 50 tons of R-6 rock in an unnamed tributary to Logan Run along SR 2004 Seg. 0010. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E60-155. Pennsylvania Department of Transportation, Engineering District 3-0**, P. O. Box 218, Montoursville, PA 17754-0218. SR 3004, Segment 140, Offset 2349 UNT to Penns Creek culvert replacement, in Lewis Township, **Union County**, ACOE Susquehanna River Basin District (Hartleton, PA Quadrangle N: 3.6 inches; W: 0.7 inch).

To: (1) remove existing culvert; and (2) construct and maintain 41 linear feet of 64-inch by 42-inch corrugated metal arch culvert in an unnamed tributary to Penns Creek located along SR 3004 Segment 0140, Offset 2349, in Lewis Township, **Union County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

## SPECIAL NOTICES

### Plan Revision Approval under the Municipal Waste Planning Recycling and Waste Reduction Act of 1988, Act 101

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

The Department of Environmental Protection (Department) approved revisions to the following County Municipal Waste Management Plans on July 19, 2002: Carbon County, Pike County, Susquehanna County and Wayne County.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing

Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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 decision law.

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

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

The plan revision is a public document and may be viewed at the Department Regional Office previously noted.

Questions concerning this approval should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472; or Chris Fritz, Regional Planning and Recycling Coordinator, Bureau of Land Recycling and Waste Management at the Regional Office previously noted.

**Request for Comments on the Proposed Total Maximum Daily Loads (TMDLs) Developed for Hospital Creek, Little Cacoosing Creek, Owl Creek and an Unnamed Tributary to Tulpehocken Creek Watersheds in Lebanon and Berks Counties**

The Department of Environmental Protection (Department) will accept comments on the proposed TMDLs

developed for the Hospital Creek, Little Cacoosing Creek, Owl Creek and an unnamed tributary to Tulpehocken Creek watersheds in Lebanon and Berks Counties. These TMDLs were established in accordance with the requirements of section 303(d) of the Clean Water Act. The Commonwealth's 1996 and 1998 Section 303(d) lists included stream segments in all four of these watersheds. The listings of these waterbodies were due to use impairments caused by excessive siltation, suspended solids and/or nutrients emanating from agricultural land uses. Residential development has also been identified as a source of impairment in the Hospital Creek watershed.

There currently are no State or Federal instream numerical water quality criteria for siltation, suspended solids or nutrients. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. These proposed TMDLs set allowable loadings of sediment and phosphorus in the Hospital Creek, Little Cacoosing Creek, Owl Creek and unnamed tributary to Tulpehocken Creek watersheds. Phosphorus was chosen as the TMDL endpoint for nutrient impairments due to it being the limiting nutrient in these watersheds. The sediment and phosphorus loadings were allocated among all land use categories present in the watersheds. Data used in establishing these TMDLs was generated using a water quality analysis model (AVGWLF) designed by the Pennsylvania State University.

The following table shows the estimated current sediment and phosphorus loadings for the four watersheds. Overall load reductions necessary to meet the TMDLs are also identified.

**Summary of TMDL Based Load Reductions in the Hospital Creek, Little Cacoosing Creek, Owl Creek and unnamed tributary to Tulpehocken Creek Watersheds**

<i>Watershed</i>	<i>Pollutant</i>	<i>Existing Load (lbs./yr.)</i>	<i>TMDL (lbs./yr.)</i>	<i>% Reduction</i>
Hospital Creek	Sediment	862,927	559,291	35%
	Phosphorus	1,510	1,113	26%
Little Cacoosing Creek	Sediment	1,406,126	1,015,970	28%
	Phosphorus	3,411	1,886	45%
Owl Creek	Sediment	1,006,015	588,102	42%
	Phosphorus	2,372	1,757	26%
UNT to Tulpehocken Creek	Sediment	856,758	665,938	22%
	Phosphorus	2,720	1,639	40%

The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. The proposed TMDLs and information on the TMDL program can be viewed on the Department's website ([www.dep.state.pa.us/watermanagement\\_apps/tmdl/](http://www.dep.state.pa.us/watermanagement_apps/tmdl/)). To request a copy of the proposed TMDLs, contact Joseph P. Hepp, Water Pollution Biologist 2, Water Management Program, Southcentral Regional Office, Department of Environmental Protection, 909 Elmerton Avenue,

Harrisburg, PA 17110, (717) 705-4788, e-mail: [jhepp@state.pa.us](mailto:jhepp@state.pa.us).

The Department will consider all comments in developing the final TMDLs, which will be submitted to the EPA for approval. Written comments will be accepted at the previous address and must be postmarked by 60 days after publication in the *Pennsylvania Bulletin*.

A public meeting to discuss the technical merits of the TMDLs will be held on August 26, 2002, at 7 p.m. in the

1st Floor Auditorium, Berks County Ag. Center, 1238  
County Welfare Road, Leesport, PA.

<i>Watershed</i>	<i>Municipality</i>	<i>County</i>
Hospital Creek	Wernersville Borough	Berks
	Lower Heidelberg Township	Berks
	South Heidelberg Township	Berks
	West Cocalico Township	Lancaster
Little Cacoosing Creek	Wernersville Borough	Berks
	Lower Heidelberg Township	Berks
	South Heidelberg Township	Berks
Owl Creek	Myerstown Borough	Lebanon
	Jackson Township	Lebanon
	Marion Township	Berks
UNT to Tulpehocken Creek	Richland Borough	Lebanon
	Jackson Township	Lebanon
	Mill Creek Township	Lebanon
	Heidelberg Township	Lebanon

[Pa.B. Doc. No. 02-1380. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the Public Participation Center page. The "July 2002 Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2002.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling the Department at (717) 783-8727.

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

#### *Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have any questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

#### *Draft Technical Guidance—Substantive Revision*

DEP ID: 383-2129-001. Title: Enhanced Coagulation Calculator Spreadsheet. Description: This document's spreadsheet and instructions will assist those working with public water systems in understanding and implementing the "Enhanced Coagulation" requirements under the Stage 1 Disinfection Byproduct Rule. Comment Period Ends: September 9, 2002. Anticipated Effective Date: September 28, 2002. Contact: Donald Greenfield at (717) 772-4018 or e-mail [dgreenfiel@state.pa.us](mailto:dgreenfiel@state.pa.us).

#### *Draft Technical Guidance*

DEP ID: 254-5900-001. Title: Guidelines for the Development and Implementation of Preparedness, Prevention, and Contingency Plans for Generators and Burners of Waste Oil. Description: The pending waste oil regulations contain a requirement for generators and burners of waste oil to develop a preparedness, prevention and contingency (PPC) plan for addressing spills and other emergencies involving waste oil. In response to various concerns and comments submitted to the Department, this draft guidance was prepared to assist in developing much simpler, streamlined PPC plans for generators of waste oil. Anticipated Effective Date: September 28, 2002. Comment Period Ends: September 9, 2002. Contact: Scott Walters at (717) 787-7564 or e-mail [scwalters@state.pa.us](mailto:scwalters@state.pa.us).

#### *Notice of Intent to Add Technical Guidance*

DEP ID: 253-4500-601. Title: Closure Requirements for Underground Storage Tank Systems. Description: The original version of this document (originally effective on April 1, 1998) was developed as a publication in the Department. Its purpose was to establish minimum standards that must be met in order to comply with the closure requirements for regulated storage tanks. These procedures include closure notification, tank handling and waste management and disposal, site assessment, sampling requirements, analytical requirements, release reporting and recordkeeping. The Department is removing this document from its publications inventory and has entered it into the inventory of technical guidance documents. Contact: John Stephenson, Bureau of Land Recycling and Waste Management at (717) 783-7816 or e-mail [jstephenson@state.pa.us](mailto:jstephenson@state.pa.us).

DAVID E. HESS,  
*Secretary*

[Pa.B. Doc. No. 02-1381. Filed for public inspection August 9, 2002, 9:00 a.m.]

### General NPDES Small Construction Permit (PAG-14)

The Department of Environmental Protection (Department) is proposing to issue a General National Pollutant Discharge Elimination System (NPDES) Small Construction Permit (PAG-14) for construction activities involving 1 to 5 acres of earth disturbance with a point source discharge of stormwater.

On December 8, 1999, the Environmental Protection Agency (EPA) published the final Phase II NPDES Storm Water Regulations (Phase II) in 40 CFR Part 122 and 123 (64 Fed. Reg. 68722). In addition to the Municipal Separate Storm Sewer System (MS4) Permit Program, the Phase II regulations identify an additional class of earth disturbance activities that will be subject to the requirements of the NPDES permit program: stormwater discharges associated with small construction activities that disturb 1 acre but less than 5 acres of land and that have a point source discharge. Further, construction activities disturbing less than 1 acre will also require a permit under Phase II if they are part of a larger common plan of development or sale that will disturb 1 acre but not more than 5 acres over the life of the project or when the activity is otherwise designated for permit coverage by the NPDES permitting authority. The Department

must implement the Phase II requirements for NPDES permit coverage of construction activities between 1 and 5 acres by December 8, 2002.

PAG-14 applies to persons proposing new or conducting existing small construction activities, including clearing and grading, and excavation activities involving 1 to 5 acres of earth disturbance or an earth disturbance on any portion, part or during any stage of, a larger common plan of development or sale that involves 1 to 5 acres of earth disturbance over the life of the project and that has a point source discharge to surface waters of this Commonwealth (small construction activities). This notice on the proposed general permit authorization relates to Phase II permit requirements only. Phase I permit requirements (PAG-2) apply to earth disturbances of 5 acres or more and are not impacted by this notice.

The final Phase II stormwater requirements will be met through a risk-based permit approach that requires compliance with 25 Pa. Code Chapter 102 (relating to erosion and sediment control). Specifically, PAG-14 will require operators to submit a notice of intent identifying that they have developed an Erosion and Sediment Control (E&S) Plan under 25 Pa. Code Chapter 102, and that performance-based best management practices (BMPs) as described in the E&S Plan will be implemented and maintained to effectively control erosion and sedimentation to protect water quality. The BMPs must be set forth in a written plan meeting the requirements found in 25 Pa. Code § 102.4(b)(5) (relating to erosion and sediment control requirements), and the E&S Plan must be available at the site of the construction activity at all times. PAG-14 requires submission of a Notice of Intent (NOI) that includes general operator and site information, and a certification that a written E&S Plan, Preparedness, Prevention and Contingency Plan and Post Construction Stormwater Management Plan have been developed and BMPs will be implemented to protect the water quality of the receiving surface waters of this Commonwealth. In addition, a Notice of Termination will be required to be submitted when final stabilization of the site has been achieved as defined in PAG-14, or stormwater construction runoff is no longer being discharged from the small construction activity or when another operator has assumed control of the site. Some small construction activities will not be eligible for coverage under this general permit including, but not limited to: discharges from construction activities located in special protection watersheds; discharges to waters for which an NPDES general permit coverage is prohibited under 25 Pa. Code Chapter 92 (relating to National Pollutant Discharge Elimination System Permitting, Monitoring and Compliance); discharges associated with coal or noncoal mining activity; or discharges which contain any substance which may pose a substantial present or future hazard to human health or the environment when discharged into surface waters of this Commonwealth. Small construction activities that are not eligible for general permit coverage must utilize an application for Individual NPDES Permit for Stormwater Discharges Associated with Construction Activities.

Administratively, the PAG-14 NOI consists of a three copy snap set application. Persons required to obtain coverage under PAG-14 will complete information on the form and submit it to the local County Conservation

District Office, if delegated NPDES registration authority or the Department Regional Office. Upon receipt, the office will register the permit, forward one copy for *Pennsylvania Bulletin* publication, return one to the permit registrant and retain the third copy for filing. Persons may not commence work until they have received a confirmation of registration. This proposed process is built upon existing 25 Pa. Code Chapter 102 requirements, minimizes permit registration processing time for the County Conservation Districts and the Department, expedites the registration process for applicants, and meets the Federal requirements for NPDES permitting.

An NPDES permit will not be required if a small construction activity will not have a point source discharge to a surface water of this Commonwealth. However, compliance with 25 Pa. Code Chapter 102, including the development of E&S Plans and the implementation and maintenance of BMPs, is still required.

The Department has determined that the two waiver provisions identified by the EPA in the Phase II will not be applicable in this Commonwealth. The first waiver of predicted rainfall potential will not be applicable because the allowable average expected rainfall distribution and erosivity factors do not provide any exemptions for activities conducted in this Commonwealth. As for the second waiver, TMDLs for stormwater discharges associated with construction activities have not been developed for this Commonwealth.

The proposed PAG-14 has been sent to the EPA Region III Administrator for review and comment.

Small construction activities within MS4 jurisdictions in certain "urbanized areas" will be subject to additional requirements. These are described in 40 CFR Parts 122 and 123 and in the Department's recently proposed NPDES Stormwater Discharges from Small MS4 General Permit (PAG-13) published at 32 Pa.B. 3444 (July 13, 2002).

Persons wishing to comment on the proposed PAG-14 are invited to obtain a copy of the revised permit from Kenneth Murin, Chief, Technical Support Section, Department of Environmental Protection, Bureau of Watershed Management, Division of Waterways, Wetlands and Erosion Control, 10th Floor, Rachel Carson State Office Building, P. O. Box 8775, Harrisburg, PA 17105-8775 or e-mail kmurin@state.pa.us.

Comments must be submitted within 30 days from the date of this notice. The period for comments may be extended at the discretion of the Department for one additional 15-day period. Comments received within this 30-day period will be considered in the formulation of the Final Notice of Availability of Amendments to PAG-14. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it is based. A public hearing may be held if there is significant public interest and request identified by the comments.

Following the 30-day comment period, the Department will make a final determination regarding the proposed PAG-14. Notice of this determination will be published in the *Pennsylvania Bulletin*.

A draft of PAG-14 and related documents is on file at the Department's Central Office of the Bureau of Watershed Management at the location noted previously. In addition, a copy can be viewed at <http://www.dep.state.pa.us/dep/deputate/watermgt/wc/wc.htm>. Persons wishing to review or receive further information should contact the office previously noted or call (717) 787-6827. Persons with a disability may use the AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DAVID E. HESS,  
Secretary

[Pa.B. Doc. No. 02-1382. Filed for public inspection August 9, 2002, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Diamond Mine Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Diamond Mine.

2. *Price:* The price of a Pennsylvania Diamond Mine instant lottery game ticket is \$5.00.

3. *Play Symbols:* Each Pennsylvania Diamond Mine instant lottery game ticket will contain one play area featuring a "Winning Numbers" area and a "Your Numbers" area. The play symbols and their captions located in the "Winning Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTEN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR) and 24 (TWYFOR). The play symbols and their captions located in the "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTEN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and a Pick Symbol (PICK).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$2<sup>00</sup> (TWO DOL), \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$8<sup>00</sup> (EGT DOL), \$10<sup>00</sup> (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$75\$ (SVY FIV), \$150 (ONEHUNFTY), \$500 (FIV HUN) and \$75,000 (SVYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are \$2, \$5, \$6, \$8, \$10, \$12, \$15, \$25, \$50, \$75, \$150, \$500 and \$75,000. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 3,600,000 tickets will be printed for the Pennsylvania Diamond Mine instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a

prize play symbol of \$75,000 (SVYFIVTHO) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$75,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$75,000 (SVYFIVTHO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$75,000.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$500 (FIV HUN) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$500 (FIV HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$150 (ONEHUNFTY) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$150.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$150 (ONEHUNFTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$150.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$75\$ (SVY FIV) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$75.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$75\$ (SVY FIV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$75.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$50\$ (FIFTY) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$50\$ (FIFTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$25\$ (TWY FIV) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$25\$ (TWY FIV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$15\$ (FIFTN) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$15.

(n) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$15\$ (FIFTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(o) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$12\$ (TWELV) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$12.

(p) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$12\$ (TWELV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(q) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$10.

(r) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(s) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK), and a prize play symbol of \$8<sup>00</sup> (EGT DOL) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$8.

(t) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$8<sup>00</sup> (EGT DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(u) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK) and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$6.

(v) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(w) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Pick Symbol (PICK) and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears under the Pick Symbol (PICK) on a single ticket, shall be entitled to a prize of \$5.

(x) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(y) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Numbers" play symbols and a prize play symbol of \$2<sup>00</sup> (TWO DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

*When Any of Your Numbers Match Any of the Winning Numbers, Win With Prize(s) of:*

<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,600,000 Tickets</i>
\$5	1:27.27	132,000
\$5 w/Pick	1:9.09	396,000
\$6	1:120	30,000
\$6 w/Pick	1:85.71	42,000
\$8	1:300	12,000
\$8 w/Pick	1:300	12,000
\$2 × 5	1:120	30,000
\$5 × 2	1:600	6,000
\$10	1:600	6,000
\$10 w/Pick	1:120	30,000
\$6 × 2	1:300	12,000
\$12	1:600	6,000
\$12 w/Pick	1:120	30,000
\$5 × 3	1:600	6,000
\$10 + \$5	1:300	12,000
\$15	1:600	6,000
\$15 w/Pick	1:150	24,000
\$15 + \$5 × 2	1:200	18,000
\$5 × 5	1:100	36,000
\$5 × 3 + \$10	1:300	12,000
\$10 + \$15	1:600	6,000
\$25	1:600	6,000

*When Any of Your Numbers Match Any of the Winning Numbers, Win With Prize(s) of:*

<i>Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,600,000 Tickets</i>
\$25 w/Pick	\$25	1:85.71	42,000
\$25 × 2	\$50	1:12,000	300
\$15 × 3 + \$5	\$50	1:6,000	600
\$5 × 10	\$50	1:6,000	600
\$10 × 5	\$50	1:6,000	600
\$50	\$50	1:12,000	300
\$50 w/Pick	\$50	1:6,000	600
\$15 × 5	\$75	1:400	9,000
\$25 × 3	\$75	1:480	7,500
\$75	\$75	1:400	9,000
\$75 w/Pick	\$75	1:240	15,000
\$15 × 10	\$150	1:450,000	8
\$150	\$150	1:900,000	4
\$150 w/Pick	\$150	1:450,000	8
\$50 × 10	\$500	1:900,000	4
\$500	\$500	1:1,800,000	2
\$500 w/Pick	\$500	1:900,000	4
\$75,000	\$75,000	1:1,800,000	2
\$75,000 w/Pick	\$75,000	1:3,600,000	1

Pick = Win that prize automatically

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Diamond Mine instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Diamond Mine, prize money from winning Pennsylvania Diamond Mine instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Diamond Mine instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Diamond Mine or through normal communications methods.

LARRY P. WILLIAMS,  
Secretary

[Pa.B. Doc. No. 02-1383. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Pennsylvania Fast 5's Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Fast 5's.

2. *Price:* The price of a Pennsylvania Fast 5's instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Fast 5's instant lottery game ticket will contain one "Play Area." The play symbols and their captions located in the "Play Area" are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Play Area" are: \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$3<sup>00</sup> (THR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15\$ (FIFTN), \$25\$ (TWY FIV), \$50\$ (FIFTY) and \$500 (FIV HUN).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$5, \$10, \$15, \$25, \$50 and \$500. A player can win up to five times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 12,240,000 tickets will be printed for the Pennsylvania Fast 5's instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$500 (FIV HUN) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$500.

(b) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$50\$ (FIFTY) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$50.

(c) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$25\$ (TWY FIV) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$25.

(d) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$15\$ (FIFTN) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$15.

(e) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$10<sup>.00</sup> (TEN DOL) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$10.

(f) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$5<sup>.00</sup> (FIV DOL) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$5.

(g) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$3<sup>.00</sup> (THR DOL) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$3.

(h) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$2<sup>.00</sup> (TWO DOL) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$2.

(i) Holders of tickets with a play symbol of 5 (FIVE) and a prize play symbol of \$1<sup>.00</sup> (ONE DOL) appearing under it in the "Play Area," on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Find A "5" Win With Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 12,240,000 Tickets</i>
\$1	\$1	1:11.11	1,101,600
\$1 × 2	\$2	1:37.50	326,400
\$2	\$2	1:37.50	326,400
\$1 × 3	\$3	1:300	40,800
\$1 + \$2	\$3	1:300	40,800
\$3	\$3	1:300	40,800
\$1 × 5	\$5	1:75	163,200
\$2 + \$3	\$5	1:75	163,200
\$5	\$5	1:75	163,200
\$2 × 5	\$10	1:750	16,320
\$5 × 2	\$10	1:750	16,320
\$10	\$10	1:1,500	8,160
\$3 × 5	\$15	1:300	40,800
\$5 × 3	\$15	1:750	16,320
\$10 + \$5	\$15	1:750	16,320
\$15	\$15	1:1,500	8,160
\$5 × 5	\$25	1:1,500	8,160
\$10 + \$15	\$25	1:3,000	4,080
\$25	\$25	1:3,000	4,080
\$10 × 5	\$50	1:120,000	102
\$50	\$50	1:120,000	102
\$500	\$500	1:120,000	102

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Fast 5's instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Fast 5's, prize money from winning Pennsylvania Fast 5's instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Fast 5's instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Pennsylvania Fast 5's or through normal communications methods.

LARRY P. WILLIAMS,  
*Secretary*

[Pa.B. Doc. No. 02-1384. Filed for public inspection August 9, 2002, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding Berks County

Under the provisions of section 2002(b) of The Administrative Code of 1929 (71 P. S. § 512(b)), the Secretary of Transportation makes the following written finding:

The Department of Transportation (Department) plans to realign Reedy Road (T-392) and to extend Evans Hill Road (T-515) to intersect with realigned Reedy Road in Berks County. The project will require the acquisition of land from the Cacoosing Valley Agricultural Historic District and the Cacoosing Meadows Recreational Area.

Impacts to historic and recreational resources will be mitigated by the following measures:

1. The park entrance will be upgraded without affecting current uses of the park or closing effective parkland.
2. Project materials and construction equipment will be stored outside the Cacoosing Meadows Recreational Area during construction.
3. Access to the park and parking will remain open at all times. To locate park facilities, signing will be added at the new park entrance.
4. Aesthetic value of the adjacent historic district will be maintained by adding aesthetic treatments for the bridge replacement of Bridge No. 2.
5. An approved Erosion and Sediment Pollution Control Plan will be implemented during construction of the replacement bridge and the removal of the existing bridge to minimize the minor impacts that may temporarily affect the creek.
6. The contractor will be required to comply with air pollution control measures in 25 Pa. Code (relating to environmental protection). Construction activities will be limited to normal working hours, and equipment will be outfitted with appropriate noise muffling devices to minimize noise level impacts.
7. A tree located at Station 30+090, 4.2 meters to the left, which adds to the overall eligible historic district, will be saved.

The Secretary has considered the environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 and has concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize any effect.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 02-1385. Filed for public inspection August 9, 2002, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Cancellation of August Meeting

The August 20, 2002, Environmental Quality Board (Board) meeting has been canceled. The next meeting of the Board is scheduled for Tuesday, September 17, 2002, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg PA.

DAVID E. HESS,  
*Chairperson*

[Pa.B. Doc. No. 02-1386. Filed for public inspection August 9, 2002, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Designation of Water Subject to Special Fishing Regulations

The Fish and Boat Commission (Commission) has designated the following stream section as a water subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective upon publication of this notice in the *Pennsylvania Bulletin*.

*58 Pa. Code § 65.6. Delayed harvest artificial lures only area.*

The Commission has revised the limits of the delayed harvest artificial lures only area on Fishing Creek, Columbia County, by extending the downstream area approximately 100 yards and reducing the upstream area approximately 0.2 mile. The revised section is as follows: from 180 yards upstream of the upstream Benton Borough line to the upstream Richard Kriebel property line, a distance of approximately 0.5 mile.

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 02-1387. Filed for public inspection August 9, 2002, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Capital Blue Cross; Individual Basic Blue Cross Program; Filing No. 02-F

On July 26, 2002, Capital Blue Cross submitted adjusted rates for the Individual Basic Blue Cross Program, filing No. 02-F (Department ID A62062001). This filing requests an increase of 9.45% with a proposed effective date of January 1, 2003.

This filing is available for public inspection during normal working hours at the Insurance Department's regional office in Harrisburg, PA.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Actuary, Insurance Department, Bureau of Accident and Health Insurance, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1388. Filed for public inspection August 9, 2002, 9:00 a.m.]

**Capital Blue Cross; Special Care Hospitalization Program Rate Increase; Filing No. 02-H**

Capital Blue Cross has filed for review and approval to increase rates for its Special Care Hospitalization Program. The requested increase is 18.63%. An effective date of January 1, 2003, has been requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1389. Filed for public inspection August 9, 2002, 9:00 a.m.]

**Donegal Mutual Insurance Company; Private Passenger Automobile; Rates and Rules Filing**

On July 19, 2002, the Insurance Department (Department) received from Donegal Mutual Insurance Company

a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 8.2% increase amounting to \$3.072 million annually, to be effective October 1, 2002.

Unless formal administrative action is taken prior to September 17, 2002, 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 Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at mburkett@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1390. Filed for public inspection August 9, 2002, 9:00 a.m.]

**Eligible Surplus Lines Insurer List**

In accordance with section 1605(b) of the Insurance Company Law of 1921 (40 P. S. § 991.1605(b)), the Insurance Department hereby publishes the most recent Eligible Surplus Lines Insurer List. This list replaces in its entirety the Eligible Surplus Lines Insurer List as of January 7, 2002, published at 32 Pa. B. 394 (January 19, 2002).

Persons who have questions concerning this notice should contact Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-2735.

As of July 25, 2002

<b>New Key Number</b>	<b>Old Key Number</b>	<b>Company Name</b>	<b>Statutory Home Address</b>
10517	4001	Acceptance Insurance Company	301 South 13th Street, Suite 500 Lincoln, NE 68508
10512	4002	Admiral Insurance Company	1209 Orange Street Wilmington, DE 19801
10513	4005	Adriatic Insurance Company	314 East Thayer Avenue Bismarck, ND 58501
39908	4011	Alea London Limited	The Corn Exchange 55 Mark Lane London, England EC3R 7NE
10516	4017	Allianz Underwriters Insurance Company	3400 Riverside Drive Suite 300 Burbank, CA 91505-4669
10519	4050	American Empire Surplus Lines Insurance Company	1209 Orange Street Wilmington, DE 19801
10520	4052	American Equity Insurance Company	7676 East Pinnacle Peak Road Scottsdale, AZ 85255
36855	4054	American Healthcare Specialty Insurance Company	425 W. Capitol Avenue Suite 1800 Little Rock, AR 72201
10521	4055	American International Specialty Lines Insurance Company	1400 West Benson Blvd., Suite 315 Anchorage, AK 99503
18146	4881	American Safety Indemnity Company	600 Bank of Oklahoma Plaza 201 Robert S. Kerr Avenue Oklahoma City, OK 73102

<b>New Key Number</b>	<b>Old Key Number</b>	<b>Company Name</b>	<b>Statutory Home Address</b>
10522	4062	American Western Home Insurance Company	600 Fidelity Plaza Oklahoma City, OK 73102
10524	4081	Appalachian Insurance Company	Allendale Park P. O. Box 7500 Johnston, RI 02919-0500
22348	4085	Assicurazioni Generali Di Trieste	Piazza Duca Degli Abruzzi, 2 Trieste, Italy 34132
22349	4090	Associated Electric & Gas Insurance Services Limited	Liberty International 73 Front Street, 3rd Floor Hamilton, Bermuda HM11
10525	4095	Associated International Insurance Company	21820 Burbank Boulevard, #330 Woodland Hills, CA 91367
41586	4097	Atlantic Casualty Insurance Company	400 Commerce Court Goldsboro, NC 27534
10526	4100	Audubon Indemnity Company	795 Woodways Parkway Suite 310 Ridgeland, MS 39157
41562	4120	AXA Corporate Solutions Assurance	4 Rue Jules Lefebvre Paris, France 75009
22369	4135	British Aviation Insurance Company Limited	Fitzwilliam House 10 St. Mary's Axe London, England EC3A 8EQ
10527	4145	Caliber One Indemnity Company	1209 Orange Street Wilmington, DE 19801
10528	4150	Canal Indemnity Company	400 East Stone Avenue Greenville, SC 29601
10529	4158	Centennial Casualty Company	2200 Woodcrest Place Suite 200 Birmingham, AL 35209
10531	4160	Century Surety Company	2400 Corporate Exchange Drive Columbus, OH 43231
22371	4200	CGU International Insurance plc	St. Helen's 1 Undershaft London, England EC3P 3DQ
10532	4170	Chubb Custom Insurance Company	32 Loockeman Square Dover, DE 19901
18617	4175	Clarendon America Insurance Company	224 West State Street Trenton, NJ 08608
10533	4180	Colony Insurance Company	9201 Forest Hill Avenue Suite 200 Richmond, VA 23235-6865
10582	4730	Colony National Insurance Company	9201 Forest Hill Avenue Suite 200 Richmond, VA 23235-6865
10534	4193	Columbia Casualty Company	CNA Plaza Chicago, IL 60685
10535	4196	Commercial Underwriters Insurance Company	200 Corporate Pointe Suite 300 Culver City, CA 90230
22388	4210	Commonwealth Insurance Company	595 Burrard Street, Suite 1500 Box 49115 Bentall Tower Three Vancouver, B.C., Canada V7X 1G4
10536	4213	Connecticut Specialty Insurance Company	9 Farm Springs Road Farmington, CT 06032
33748	4222	Cross River Insurance Company	10306 Regency Parkway Drive Omaha, NE 68113

<b>New Key Number</b>	<b>Old Key Number</b>	<b>Company Name</b>	<b>Statutory Home Address</b>
37372	4879	Crum & Forster Specialty Insurance Company	One Commercial Plaza Hartford, CT 06103
10538	4225	Crusader Insurance Company	23251 Mulholland Drive Woodland Hills, CA 91364
35611	4230	Dakota Specialty Insurance Company	316 North Fifth Street Bismarck, ND 58502
37001	4240	Discover Specialty Insurance Company	500 West Madison, Suite 2600 Chicago, IL 60661
10541	4255	Empire Indemnity Insurance Company	809 Northwest 36th Street Oklahoma City, OK 73118
10542	4268	Essex Insurance Company	1209 Orange Street Wilmington, DE 19801
10543	4270	Evanston Insurance Company	Ten Parkway North Deerfield, IL 60015
10544	4275	Everest Indemnity Insurance Company	Corporation Trust Center 1209 Orange Street Wilmington, DE 19801
10545	4280	Executive Risk Specialty Insurance Company	82 Hopmeadow Street Simsbury, CT 06070-7683
10546	4315	Fidelity Excess and Surplus Insurance Company	515 Main Street Cincinnati, OH 45202
10547	4317	Fireman's Fund Insurance Company of Ohio	312 Walnut Street Suite 1100 Cincinnati, OH 45202
10548	4319	First Financial Insurance Company	528 South Fifth Street Suite 210 Springfield, IL 62701-1822
10657	4320	First Mercury Insurance Company	One South Wacker Drive Suite 2740 Chicago, IL 60606
10550	4321	First Specialty Insurance Corporation	237 East High Street Jefferson City, MO 65102
18477	4333	Gemini Insurance Company	Corporation Trust Center 1209 Orange Street Wilmington, DE 19801
10553	4335	General Agents Insurance Company of America, Inc.	5623 North Western, Suite B Oklahoma City, OK 73118
37373	4337	General Security Indemnity Company	199 Water Street 21st Floor New York, NY 10038
10552	4331	General Security Indemnity Company of America	3636 North Central Avenue Phoenix, AZ 85012
10554	4338	General Star Indemnity Company	695 East Main Street P. O. Box 10354 Stamford, CT 06904-2354
22411	4345	Generali-France Assurances	5, rue de Londres Paris, France 75009
34991	4350	Genesis Indemnity Insurance Company	316 North Fifth Street Bismarck, ND 58501
10556	4360	Gotham Insurance Company	330 Madison Avenue New York, NY 10017
10514	4010	Great American E & S Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington, DE 19801
10518	4047	Great American Fidelity Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington, DE 19801

<b>New Key Number</b>	<b>Old Key Number</b>	<b>Company Name</b>	<b>Statutory Home Address</b>
10540	4245	Great American Protection Insurance Company	One Indiana Square Suite 1800 Indianapolis, IN 46204
22412	4370	Great Lakes Reinsurance (UK) PLC	Upper Ground Floor, 1 Minster Court Mincing Lane London, England EC3R 7AA
36489	4380	Guilford Insurance Company	528 South Fifth Street Suite 210 Springfield, IL 62701-1822
36490	4385	Gulf Insurance Company U.K. Limited	Suite 616, The Lloyds Bldg. 1 Lime Street London, England EC3M 7DQ
10557	4390	Gulf Underwriters Insurance Company	One Tower Square Hartford, CT 06183
10559	4420	Houston Casualty Company	13403 Northwest Freeway Houston, TX 77040-6094
10560	4427	Illinois Emcasco Insurance Company	717 Mulberry Street Des Moines, IA 50309
10561	4432	Illinois Union Insurance Company	525 West Monroe Street Chicago, IL 60631
22413	4438	Indemnity Marine Assurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
10562	4441	Indian Harbor Insurance Company	Seaview House 70 Seaview Avenue Stamford, CT 06902-6040
10563	4430	INEX Insurance Exchange	1 South Wacker Drive Suite 2720 Chicago, IL 60606-4617
28076	4448	International Insurance Company of Hannover Limited	Hannover House Virginia Water London, England GU 25 4AA
10564	4451	Interstate Fire & Casualty Company	55 East Monroe Street Chicago, IL 60603
10566	4425	ITT Pacific Insurance Company, Limited	Hartford Plaza Hartford, CT 06115
26714	4460	Kemper Indemnity Insurance Company	1 Kemper Drive Long Grove, IL 60049-0001
38900	4465	Kemper Surplus Lines Insurance Company	1 Kemper Drive Long Grove, IL 60049-0001
8967	4471	Landmark American Insurance Company	115 S.W. 89th Street Oklahoma City, OK 73139-8511
10567	4472	Landmark Insurance Company	777 South Figueroa Street Los Angeles, CA 90017
10568	4475	Legion Indemnity Company	190 S. LaSalle Street Chicago, IL 60603
10569	4478	Lexington Insurance Company	1209 Orange Street Wilmington, DE 19801
22415	4482	Liberty Mutual Insurance Company (UK) Limited	4th Floor, One Minster Court Mincing Lane London, England EC3R 7AA
18457	4480	Liberty Surplus Insurance Corporation	175 Berkeley Street Boston, MA 02117
22416	4492	Lloyd's (Underwriters at)	One Lime Street London, England EC3M 7HA
22417	4510	London and Edinburgh Insurance Company Limited	8 Surrey Street Norwich, England NR1 3NG

<b>New Key Number</b>	<b>Old Key Number</b>	<b>Company Name</b>	<b>Statutory Home Address</b>
22418	4530	Marine Insurance Company Limited	34/36 Lime Street London, England EC3M 7JE
22419	4540	Maritime Insurance Company Limited	P. O. Box 6 Surrey Street Norfolk, England NR1 3NS
10570	4565	Monticello Insurance Company	1209 Orange Street Wilmington, DE 19801
10571	4575	Mt. Hawley Insurance Company	9025 N. Lindbergh Drive Peoria, IL 61615
10572	4590	NAMIC Insurance Company, Inc.	3601 Vincennes Road Indianapolis, IN 46268
10573	4598	National Fire & Marine Insurance Company	3024 Harney Street Omaha, NE 68131-3580
10574	4605	Nautilus Insurance Company	7273 East Butherus Drive Scottsdale, AZ 85260
10575	4595	NIC Insurance Company	One Penn Plaza New York, NY 10119-0002
10537	4220	Noetic Specialty Insurance Company	1111 Plaza Drive Suite 500 Schaumburg, IL 60173
10576	4637	North American Capacity Insurance Company	650 Elm Street Manchester, NH 03101-2524
22420	4645	Northern Assurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
10577	4652	Northfield Insurance Company	7117 Hickman Road Des Moines, IA 50322
10578	4665	Nutmeg Insurance Company	Hartford Plaza Hartford, CT 06115
22421	4667	Ocean Marine Insurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
10579	4668	Old Republic Union Insurance Company	307 North Michigan Avenue Chicago, IL 60601
10580	4700	Pacific Insurance Company	c/o CT Corp 818 West 7th Street Los Angeles, CA 90017
23150	4735	Princeton Excess and Surplus Lines Insurance Company	2711 Centerville Road Suite 400 Wilmington, DE 19808
10583	4740	Professional Underwriters Liability Insurance Company	50 West Broadway Salt Lake City, UT 84101
22449	4755	QBE International Insurance Limited	Corn Exchange, Mark Lane London, England EC3R 7NE
10584	4756	Queensway International Indemnity Company	10199 Southside Boulevard, Bldg 1 Suite 200 Jacksonville, FL 32256
10587	4787	Rock River Insurance Company	1800 North Point Drive Stevens Point, WI 54481
10588	4793	Royal Surplus Lines Insurance Company	500 Winding Brook Drive Glastonbury, CT 06033
10589	4802	SAFECO Surplus Lines Insurance Company	SAFECO Plaza Seattle, WA 98185
26788	4445	Sampo Industrial Insurance Company Limited	Vattuniemenkuja 8 A Helsinki, Finland FIN-00035
10590	4810	Savers Property & Casualty Insurance Company	700 West 47th Street Kansas City, MO 64112-1802

<b>New Key Number</b>	<b>Old Key Number</b>	<b>Company Name</b>	<b>Statutory Home Address</b>
10591	4816	Scottsdale Insurance Company	One Nationwide Plaza Columbus, OH 43215
10592	4819	Sheffield Insurance Corporation	One South Wacker Drive, Suite 2700 Chicago, IL 60606
33514	4821	Sirius International Insurance Corporation	Birger Jarlsgatan 57B Stockholm, Sweden SE-113 93
10565	4453	Specialty Surplus Insurance Company	1 Kemper Drive Long Grove, IL 60049-0001
22453	4804	SR International Business Insurance Company Limited	71-77 Leadenhall Street London, England EC3A 2PQ
22454	4806	St. Paul Reinsurance Company Limited	52 Lime Street London, England EC3M 7BS
10593	4807	St. Paul Surplus Lines Insurance Company	32 Lookerman Square Dover, DE 19901
38980	4835	Starr Excess Liability Insurance Company, Ltd.	1010 Centre Road Wilmington, DE 19850
10594	4845	Steadfast Insurance Company	Suite 202 32 Lookerman Square Dover, DE 19901
10595	4849	Stonewall Insurance Company	580 Walnut Street Cincinnati, OH 45202
22455	4875	Terra Nova Insurance Company Limited	The Markel Building 49 Leadenhall Street London, England EC3A 2EA
22456	4880	Through Transport Mutual Insurance Association Limited	Windsor Place, Queen Street P. O. Box HM655 Hamilton, Bermuda HMCX
10596	4870	TIG Specialty Insurance Company	777 Arnold Drive, Suite 200 Martinez, CA 94553
10597	4882	Travelers Excess and Surplus Lines Company	One Tower Square Hartford, CT 06183
10598	4884	Tudor Insurance Company	91 Court Street Keene, NH 03431
10599	4893	U.S. Underwriters Insurance Company	316 North Fifth Street Sixth Floor Bismarck, ND 58501
10600	4887	ULICO Indemnity Company	320 West Capital Street Suite 1000 Little Rock, AR 72201-3525
10603	4900	United Coastal Insurance Company	40 North Central Avenue Phoenix, AZ 85004
10558	4395	United National Specialty Insurance Company	411 E. Wisconsin Avenue, Suite 700 Milwaukee, WI 53202
10605	4935	Voyager Indemnity Insurance Company	3237 Satellite Boulevard, Suite 400 Duluth, GA 30096
10606	4955	Wausau General Insurance Company	2000 Westwood Drive Wausau, WI 54401
10607	4957	Westchester Surplus Lines Insurance Company	Six Concourse Parkway Suite 2500 Atlanta, GA 30328-5346
10608	4962	Western Heritage Insurance Company	6263 N. Scottsdale Road Suite 240 Scottsdale, AZ 85250
10610	4966	Western World Insurance Company	91 Court Street Keene, NH 03431

<b>New Key Number</b>	<b>Old Key Number</b>	<b>Company Name</b>	<b>Statutory Home Address</b>
10604	4925	Winterthur International America Underwriters Insurance Company	5810 East Skelly Drive Suite 700 Tulsa, OK 74135
22460	4980	Yorkshire Insurance Company Limited	Pitheavlis Perth, Scotland PH2 0NH
10611	4985	ZC Specialty Insurance Company	400 West 15th Street Suite 7 Austin, TX 78701
22461	4990	Zurich International (Bermuda) Ltd.	The Zurich Centre 90 Pitt's Bay Road P. O. Box HM 2268 Hamilton, Bermuda HMJX
22462	4995	Zurich Specialties London Limited	The Zurich Building 90 Fenchurch Street London, England EC3M 4JX

Since publication of the January 7, 2002, Eligible Surplus Lines Insurer List, the following significant changes have occurred:

	(Company Name)	(Date)
Deletions:	CNA Reinsurance Company Limited	2/25/02
	Copenhagen Reinsurance Company Limited	2/25/02
	Unionamerica Insurance Company Limited	2/13/02

**Name Changes:**

From: Preferred National Insurance Company	4/01/02
To: Colony National Insurance Company	
From: Fulcrum Insurance Company	5/03/02
To: General Security Indemnity Company of Arizona	

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1391. Filed for public inspection August 9, 2002, 9:00 a.m.]

**HealthGuard of Lancaster; Community Rating by Class for Groups with Two or More Contracts; Filing ID A62061001**

On July 26, 2002, HealthGuard submitted a Community Rating By Class (CRC) methodology for new and renewal rates for employer groups with two or more eligible employees. The filing submission proposes the use of age/gender, rate slope and industry factors. This CRC methodology would become effective as soon as this filing is approved by the Insurance Department (Department).

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Department's regional office in Harrisburg, PA.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Insurance Department, Bureau of Accident and Health Insurance, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1392. Filed for public inspection August 9, 2002, 9:00 a.m.]

**Independence Blue Cross; Blue Cross Non-Group Hospital Program Rate Increase; Blue Cross Forms 5090, 5009, 5100, 5008, 5007; Filing No. 4-P-02**

Independence Blue Cross submitted a proposal to increase the premium rates for its Non-Group Basic Blue Cross line of business. A January 1, 2003, effective date is proposed.

The proposed rate increase would affect approximately 8,100 contracts and produce additional annual premium income of \$1.6 million.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional offices in Harrisburg and Philadelphia, PA.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1393. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional offices in Philadelphia, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Richard and Helen Hull; file no. 02-280-02758; Farmers New Century Insurance Company; doc. no. PH02-07-029; September 27, 2002, 2 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the 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 may be subject to judicial review by the Commonwealth Court.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1394. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

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

hearing will be held in the Insurance Department's regional offices in Philadelphia, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of the Estate of Thomas Edwards; file no. 02-215-03448; State Farm Fire and Casualty Insurance Company; doc. no. PH02-07-030; September 27, 2002, 12:30 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like necessary, to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (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 may be subject to judicial review by the Commonwealth Court.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1395. Filed for public inspection August 9, 2002, 9:00 a.m.]

### State Farm Fire and Casualty Company; Revised Private Passenger Automobile Rates and Rules

On July 25, 2002, the Insurance Department (Department) received from State Farm Fire and Casualty Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 8% increase amounting to \$4 million annually, to be effective December 1, 2002.

Unless formal administrative action is taken prior to September 23, 2002, 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 Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates

and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at mburkett@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1396. Filed for public inspection August 9, 2002, 9:00 a.m.]

### State Farm Mutual Automobile Insurance Company; Revised Private Passenger Automobile Rates and Rules

On July 25, 2002, the Insurance Department (Department) received from State Farm Mutual Automobile Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 5.1% increase amounting to \$59 million annually, to be effective December 1, 2002.

Unless formal administrative action is taken prior to September 23, 2002, 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 Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at mburkett@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1397. Filed for public inspection August 9, 2002, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before September 3, 2002, as set forth at 52 Pa. Code § 3.381 (relating to the applications for the transportation of property, household goods in use and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

### Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

**A-00119028. City Lights, LLC** (443 Kathleen Street, Pittsburgh, Allegheny County, PA 15211)—persons in limousine service, (1) between points in Allegheny County, and from points in said county, to points in Pennsylvania, and return; (2) between points in the Counties of Beaver, Butler, Fayette, Lawrence, Mercer, Washington and Westmoreland, and from points in said counties, to points in Pennsylvania, and return. *Attorney:* Brad N. Sommer, 1801 Lawyers Building, 428 Forbes Avenue, Pittsburgh, PA 15219-1603.

### Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.*

**A-00119122, Folder 2. Safecare Ambulance Services, Inc. t/d/b/a Network Ambulance Services** (4730 Market Street, Philadelphia, PA 19139), a corporation of the State of New Jersey—(1) persons in paratransit service, from their home or place of business in the Counties of Philadelphia and Delaware, to medical facilities in said counties and return; subject to the following restriction: provided that no right, power or privilege is granted to provide service to or from the facilities of the Saint Joseph's Hospital at 16th Street and Girard Avenue, Philadelphia, PA; and (2) persons in paratransit service, between points in the City and County of Philadelphia, and from points in said city and county, to points in that part of Pennsylvania in and east of the Counties of Adams, Cumberland, Perry, Juniata, Mifflin, Union, Lycoming and Tioga, and vice versa, subject to the following condition: That no right, power or privilege is granted to applicant to provide service either to or from the Philadelphia International Airport, in the City and County of Philadelphia, and the Township of Tinicum, Delaware County, which is to be a transfer of the rights authorized under the certificate of public convenience at A-00104964, F.2, issued to HSS-Paratransit, Inc., subject to the same limitations and conditions.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-1398. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Telecommunications

**A-310597F7001. Verizon North Inc. and Sygnet Communications, Inc.** Joint Petition of Verizon North Inc. and Sygnet Communications, Inc. for approval of Amendment No. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Sygnet Communications, Inc., by its counsel, filed on July 20, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of Amendment No. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the

Verizon North Inc. and Sygnet Communications, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-1399. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Telecommunications

**A-310581F7001. Verizon North Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue.** Joint Petition of Verizon North Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue for approval of Amendment No. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue, by its counsel, filed on July 22, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue 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. 02-1400. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Telecommunications

**A-310448F7000. Verizon Pennsylvania Inc. and A.R.C. Networks, Inc. d/b/a InfoHighway.** Joint Petition of Verizon Pennsylvania Inc. and A.R.C. Networks, Inc. d/b/a InfoHighway for approval of Amendment No. 3 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and A.R.C. Networks, Inc. d/b/a InfoHighway, by its counsel, filed on July 20, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of Amendment No. 3 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and A.R.C. Networks, Inc. d/b/a InfoHighway 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. 02-1401. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Telecommunications

**A-310597F7000. Verizon Pennsylvania, Inc. and Sygnet Communications, Inc.** Joint Petition of Verizon Pennsylvania, Inc. and Sygnet Communications, Inc. for approval of Amendment No. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Sygnet Communications, Inc., by its counsel, filed on July 20, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of Amendment No. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Sygnet Communications, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-1402. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Telecommunications

**A-310581F7000. Verizon Pennsylvania Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue.** Joint Petition of Verizon Pennsylvania Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue for approval of Amendment No. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue, by its counsel, filed on July 22, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of Amendment No. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue 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. 02-1403. Filed for public inspection August 9, 2002, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0219.4, Electrical Underground Wiring for High Mast Lights, Pier 98 South Annex until 2 p.m. on Thursday, August 29, 2002. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 13, 2002. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held August 22, 2002, 11 a.m. at Pier 98 S. Annex, Columbus Blvd. and Oregon Ave., Philadelphia, PA 19148.

JAMES T. MCDERMOTT, Jr.  
*Executive Director*

[Pa.B. Doc. No. 02-1404. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0218.6, Repairs to Fire Alarm System at Pier 80 South until 2 p.m. on Thursday, August 29, 2002. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 13, 2002. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held August 22, 2002, 10 a.m. at Pier 80 South, Columbus Blvd. and Snyder Ave., Philadelphia, PA.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 02-1405. Filed for public inspection August 9, 2002, 9:00 a.m.]

## STATE REAL ESTATE COMMISSION

### Bureau of Professional and Occupational Affairs v. Renee Y. Jefferson; Doc. No. 0519-56-1999

On July 23, 2002, the State Real Estate Commission (Commission) issued a final order in which it revoked the real estate broker's license, No. RB-060712-L, of Renee Y. Jefferson.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Counsel, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the final Commission decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Commission with a copy of the petition for review. The Commission contact for receiving service of appeals is the previously named Commission counsel.

GEORGE MEAGHER, III,  
*Chairperson*

[Pa.B. Doc. No. 02-1406. Filed for public inspection August 9, 2002, 9:00 a.m.]

### Bureau of Professional and Occupational Affairs v. Ellen Marie Johnson; Doc. No. 00834-56-2000

On March 15, 2002, the State Real Estate Commission (Commission) issued an adjudication and order in which it indefinitely suspended the real estate salesperson's license, No. RS-194636-L, of Ellen Marie Johnson.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Counsel, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the final Commission decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Commission with a copy of the petition for review. The Commission contact for receiving service of appeals is the previously named Commission counsel.

GEORGE MEAGHER, III,  
*Chairperson*

[Pa.B. Doc. No. 02-1407. Filed for public inspection August 9, 2002, 9:00 a.m.]

# TURNPIKE COMMISSION

## Retention of an Engineering Firm

### Mon/Fayette Expressway Project PA Route 51 to Pittsburgh

#### Section 53B Camp Hollow Road to Homeville Road Allegheny County, PA

#### Reference No. E-024

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access highway on new alignment between PA 51 and I-376.

This section is located in the municipalities of West Mifflin and Dravosburg and includes an interchange with a new road connecting Camp Hollow Road and Pittsburgh-McKeesport Boulevard. Toll plazas are located on two of the interchange ramps. A possible Park-n-Ride lot will be adjacent to the interchange. There will be retaining walls adjacent to Lebanon Church Road. Main-line structures over the new connecting road, Richland Avenue, Bettis Road, Homestead Duquesne Road and Homeville Road are included in this section. A structure over the mainline at Camp Hollow Road and a structure on Richland Avenue over the Union Railroad are also included. Relocation of electric transmission lines, a sanitary sewer pumping station, sanitary sewer lines (with residential tap-ins) and a landfill waste water line will be required. This section is rural with some residential areas. The length of this section is approximately 18,700 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of type, size and location plans; seismic analysis and structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/storm water management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage-hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans and roadway plans and final drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the Statements of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on design projects. The consultant

should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.

f. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the Statement of Interest.

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of DBE. The goal of DBE participation in this contract will be established prior to the submission of technical proposals from the shortlisted firms for this project. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the Statement of Interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address), (717) 939-9551 ext. 4241. The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

Direct inquiries to P. Gregory Bednar at (724) 755-5182 or by e-mail at gbednar@paturndpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturndpike.com.

### General Requirements and Information

Firms interested in providing the work and services are invited to submit a Statement of Interest with the required information for each reference number listed. The Statements of Interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three-page Statement of Interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any

deviation from the subconsultants listed in the Statement of Interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the Statement of Interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (Limit to two 8 1/2" x 11" pages, per person.) Only resumes of key personnel need to be included. Do not include resumes of all employees.
- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a joint venture responds to a project advertisement, the Commission will not accept separate Statements of Interest from joint venture constituents. A firm will not be permitted to submit a Statement of Interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the previous services are invited to submit one copy of a Statement of Interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission's mailing address is P.O. Box 67676, Harrisburg, PA 17106-7676.

The Statement of Interest and required information must be received by 12 p.m., Friday, August 30, 2002. Statements of Interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Statements of Interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement. Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement

with the highest ranked firm established by the technical review committee and approved by the Commission.

The Commission reserves the right to reject all Statements of Interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Chairperson*

[Pa.B. Doc. No. 02-1408. Filed for public inspection August 9, 2002, 9:00 a.m.]

## Retention of an Engineering Firm

### Mon/Fayette Expressway Project PA Route 51 to Pittsburgh

#### Section 53F Turtle Creek to Business RT. 22 Allegheny County, PA

#### Reference No. E-025

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access highway on new alignment between PA 51 and I-376.

This section is located in the municipalities of North Versailles, Turtle Creek and Wilkins and includes a dual structure/viaduct crossing over Norfolk Southern Railroad, Turtle Creek, the central business district of Turtle Creek, Thompson Run and Union Railroad. The viaduct is approximately 4,400 feet long. Study of alternate structure types, that is segmental and other types, is expected. The viaduct may require the relocation of Penn Plaza, a local shopping center building. This section includes a mainline toll plaza (to be designed by others) and relocation of approximately 8,600 feet of a Union Railroad track. There is relocation of approximately 800 feet of Thompson Run and four structures crossing the relocation. Most of this section is urban with traffic and pedestrian movements to be maintained. Participation on a Turtle Creek Design Advisory Team will be required to identify enhancements for the Turtle Creek community. The total length of this section is approximately 10,500 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of type, size and location plans; seismic analysis, structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/storm water management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage-hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans, roadway plans and final

drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the Statements of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on large-scale bridge projects. The consultant should identify similar bridge projects that have been completed by that firm as the prime, the magnitude of the project and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.

f. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the Statement of Interest.

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of DBE. The goal of DBE participation in this contract will be established prior to the submission of technical proposals from the shortlisted firms for this project. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the Statement of Interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address), (717) 939-9551 ext. 4241. The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

Direct inquiries to P. Gregory Bednar at (724) 755-5182 or by e-mail at gbednar@paturndpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturndpike.com.

#### General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Statement of Interest with the required information for each reference number listed. The Statements of Interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project

from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three-page Statement of Interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the Statement of Interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the Statement of Interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (Limit to two 8 1/2" x 11" pages, per person.) Only resumes of key personnel need to be included. Do not include resumes of all employees.
- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a joint venture responds to a project advertisement, the Commission will not accept separate Statements of Interest from joint venture constituents. A firm will not be permitted to submit a Statement of Interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the previous services are invited to submit one copy of a Statement of Interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard,

Middletown, PA 17057 (street address). The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The Statement of Interest and required information must be received by 12 p.m., Friday, August 30, 2002. Statements of Interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Statements of Interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement. Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the technical review committee and approved by the Commission.

The Commission reserves the right to reject all Statements of Interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Chairperson*

[Pa.B. Doc. No. 02-1409. Filed for public inspection August 9, 2002, 9:00 a.m.]

## Retention of an Engineering Firm

### Mon/Fayette Expressway Project PA Route 51 to Pittsburgh

#### Section 53G Business Rt. 22 to I-376 (Monroeville) Allegheny County, PA

#### Reference No. E-026

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access highway on new alignment between PA 51 and I-376.

This section is located in the municipalities of Wilkins, Monroeville and Penn Hills and includes a half interchange with Thompson Run Road, a half interchange with Business Route 22 and a mainline closed directional interchange with I-376. Much of this section parallels the Union Railroad in the Thompson Run Valley. Thompson Run Road will be relocated for approximately 4,800 feet and will include a new structure over Union Railroad and Thompson Run. Business Route 22 will be reconstructed for approximately 2,100 feet with new intersections and structures connecting the interchange. The closed interchange with I-376 will have three flyover ramps on curved structures. Study of alternate structure types, that is segmental and other types, is expected. Retaining walls will be required within the Business Route 22 interchange and the I-376 interchange. Old William Penn Highway will be relocated for approximately 1,700 feet. Culverts and relocation of Thompson Run will also be required. This section is rural with some residential and commercial areas near Business Route 22 and I-376. The total length of this section is approximately 10,800 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of

type, size and location plans; seismic analysis and structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/storm water management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage-hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans, roadway plans and final drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the Statements of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects and multi-span, high-level bridge projects.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on design projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.

f. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the Statement of Interest.

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of DBE. The goal of DBE participation in this contract will be established prior to the submission of technical proposals from the shortlisted firms for this project. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the Statement of Interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA

17057 (street address), (717) 939-9551 ext. 4241. The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

Direct inquiries to P. Gregory Bednar at (724) 755-5182 or by e-mail at gbednar@paturndpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturndpike.com.

### General Requirements and Information

Firms interested in providing the work and services are invited to submit a Statement of Interest with the required information for each reference number listed. The Statements of Interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three-page Statement of Interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the Statement of Interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the Statement of Interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (Limit to two 8 1/2" x 11" pages, per person.) Only resumes of key personnel need to be included. Do not include resumes of all employees.
- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a joint venture responds to a project advertisement, the Commission will not accept separate Statements of

Interest from joint venture constituents. A firm will not be permitted to submit a Statement of Interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the previous services are invited to submit one copy of a Statement of Interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The Statement of Interest and required information must be received by 12 p.m., Friday, August 30, 2002. Statements of Interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Statements of Interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement. Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the technical review committee and approved by the Commission.

The Commission reserves the right to reject all Statements of Interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Chairperson*

[Pa.B. Doc. No. 02-1410. Filed for public inspection August 9, 2002, 9:00 a.m.]

## Retention of an Engineering Firm

### Mon/Fayette Expressway Project PA Route 51 to Pittsburgh

#### Section 53K Swissvale-Pittsburgh Line to Glenwood Bridge Allegheny County, PA

#### Reference No. E-027

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access highway on new alignment between PA 51 and I-376.

This section is located within the City of Pittsburgh in Swisshelm Park, Squirrel Hill South and Glen Hazel and includes dual mainline structures parallel and adjacent to the CSX Railroad for approximately 10,700 feet. Study of alternate structure types, that is segmental and other types, is expected. Coordination with CSX Railroad will be necessary. Also new bike/hike trails may be included. Participation on the Nine Mile Run Design Advisory Team will be required to identify enhancements for the

Duck Hollow community. This section is rural along a CSX Railroad corridor. The total length of this section is approximately 10,700 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of type, size and location plans; seismic analysis, structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/storm water management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage-hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans, roadway plans and final drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the Statements of Interest for this project:

- a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects.
- b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on design projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.
- c. The specific experience and number of individuals who constitute the firm.
- d. Location of consultant's office where the work will be performed.
- e. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.
- f. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the Statement of Interest.

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of DBE. The goal of DBE participation in this contract will be established prior to the submission of technical proposals from the shortlisted firms for this project. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE

firms must be certified at the time of submission of the Statement of Interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address), (717) 939-9551 ext. 4241. The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

Direct inquiries to P. Gregory Bednar at (724) 755-5182 or by e-mail at gbednar@paturndpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturndpike.com.

### General Requirements and Information

Firms interested in providing the work and services are invited to submit a Statement of Interest with the required information for each reference number listed. The Statements of Interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)
2. A three-page Statement of Interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team has successfully completed similar type projects of the same magnitude.
3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the Statement of Interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.
4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.
5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the Statement of Interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (Limit to two 8 1/2" x 11" pages, per person.) Only resumes of key personnel need to be included. Do not include resumes of all employees.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a joint venture responds to a project advertisement, the Commission will not accept separate Statements of Interest from joint venture constituents. A firm will not be permitted to submit a Statement of Interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the previous services are invited to submit one copy of a Statement of Interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The Statement of Interest and required information must be received by 12 p.m., Friday, August 30, 2002. Statements of Interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Statements of Interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement. Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the technical review committee and approved by the Commission.

The Commission reserves the right to reject all Statements of Interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Chairperson*

[Pa.B. Doc. No. 02-1411. Filed for public inspection August 9, 2002, 9:00 a.m.]

## Retention of an Engineering Firm

### Replacement of Tunnel Roadway Lighting and Electrical Systems at the Blue Mountain and Kittatinny Tunnels in Franklin County, PA

#### Reference No. 2-062

The Turnpike Commission (Commission) will retain an engineering firm for the design of the Replacement of Tunnel Lighting and Electrical Systems Project at the Blue Mountain and Kittatinny Tunnels between Mileposts 197.48 and 199.32 in Franklin County.

The required engineering services include field surveys; utility coordination; complete tunnel lighting/controls design, including research and evaluation of lighting sources; electric power and distribution design; emergency power system design; accurate cost estimating; and other related tasks.

The design firm should have demonstrated expertise in current lighting design especially as relates to the special requirements and conditions of motor vehicle long tunnel lighting and IESNA RP-22-96.

The following factors will be considered by the Commission during the evaluation of the firms submitting Statements of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate an ability to analyze available data to make decisions and develop documents to complete the project in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm either as the prime or subconsultant, the magnitude of the project and the client.

c. The specific relevant experience and number of individuals who constitute the firm.

d. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.

e. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the Statement of Interest.

Questions and inquiries should be directed to Charles M. Holupka, (717) 939-9551, ext. 5520 or by e-mail at cholupka@paturnpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturnpike.com.

### General Requirements and Information

Firms interested in providing the work and services are invited to submit a Statement of Interest with the required information for each reference number listed. The Statements of Interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three-page Statement of Interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated from the project and provide explanation of the technical approach, stressing the team has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the Statement of Interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the

Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the Statement of Interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (Limit to two 8 1/2" x 11" pages, per person.) Only resumes of key personnel need to be included. Do not include resumes of all employees.
- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a joint venture responds to a project advertisement, the Commission will not accept separate Statements of Interest from joint venture constituents. A firm will not be permitted to submit a Statement of Interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth

as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the previous services are invited to submit one copy of a Statement of Interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The Statement of Interest and required information must be received by 12 p.m., Friday, August 30, 2002. Statements of Interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Statements of Interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement. Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the technical review committee and approved by the Commission.

The Commission reserves the right to reject all Statements of Interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Chairperson*

[Pa.B. Doc. No. 02-1412. Filed for public inspection August 9, 2002, 9:00 a.m.]