

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 February 1, 2005.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
2-1-05	Community Banks, Inc., Harrisburg, to acquire 100% of the voting shares of PennRock Financial Services Corp., Blue Ball	Harrisburg	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-1-05	Community Banks, Millersburg, and Blue Ball National Bank, Blue Ball Surviving Institution—Community Banks, Millersburg	Millersburg	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-10-05	S & T Bank Indiana Indiana County	208 West Plank Road Altoona Blair County	Opened
1-10-05	S & T Bank Indiana Indiana County	Messenger Service branch to operate within a 20-mile radius of the 208 West Plank Road, Altoona, office	Effective
1-24-05	First Star Savings Bank Bethlehem Lehigh County	Moravian Village Tower Wood Street Bethlehem Northampton County	Opened
1-27-05	Citizens & Northern Bank Wellsboro Tioga County	230-232 Railroad Street Jersey Shore Lycoming County	Filed
2-1-05	Penn Liberty Bank Wayne Delaware County	649 West Germantown Pike Plymouth Meeting Montgomery County	Opened
2-1-05	North Penn Bank Scranton Lackawanna County	Arlington Martin Subdivision Route 115 Effort Chestnuthill Township Monroe County	Approved
2-1-05	Woodlands Bank Williamsport Lycoming County	1146 Allegheny Street Jersey Shore Lycoming County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-27-05	Orrstown Bank Shippensburg Cumberland County	Walmart 1730 Lincoln Way East Chambersburg Franklin County	Approved
1-28-05	Mid Penn Bank Millersburg Dauphin County	9 East Main Street Tremont Schuylkill County	Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Conversion to Community Charter**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
1-31-05	Freedom Credit Union Philadelphia Philadelphia County	Philadelphia	Effective

Represents conversion from an occupational-based to a community-based credit union which has been accomplished by amending Article 8 of the credit union's Articles of Incorporation to extend the field of membership of the credit union to include persons who live, work, worship, perform volunteer services, attend school, and businesses and other legal entities located in the counties of Bucks, Chester, Delaware, Montgomery and Philadelphia in Pennsylvania, subject to a requirement that prior to establishing an initial branch in either Delaware or Chester County, and as part of the branch approval process, the credit union provide additional support regarding the feasibility and financial impact of the branching activity.

Branch Applications

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
2-1-05	Trumark Financial Credit Union Trevose Bucks County	1141 Baltimore Pike Springfield Delaware County	Approved

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 05-285. Filed for public inspection February 11, 2005, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Meeting

The Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources (Department) will hold a meeting on Wednesday, February 23, 2005, at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items should be directed to Kurt Leitholf at (717) 705-0031.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Joan Dupes at (717) 705-0031 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 05-286. Filed for public inspection February 11, 2005, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a general permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste,

discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1–691.1001) and the Federal Clean Water Act.

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0036412	Tel Hai Retirement Community P. O. Box 190 Honeybrook PA 19344	Chester County Honeybrook Township	Two Log Run HQ-TSF	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0032433 Sewage	PA DCNR—Frances Slocum State Park 2808 Three Mile Run Road Perkasie, PA 18944-2065	Luzerne Kingston Township	Abraham's Creek (5B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0085332 (SEWAGE)	Delta Borough 2008 Bunkerhill Avenue Delta, PA 17314	York County Delta Borough	7I—Scott Creek	Y

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PAR10Y425R	Manchester Meadows Eric Barley Greystone LLC P. O. Box 525 3925 Columbia Ave. Mountville, PA 17554	York County Manchester Township	UNT Little Conewago Creek/TSF	Y
PAR10Y418R	Covington Ridge Phase 3 S & A Homes 501 Rolling Ridge Road State College, PA 16801	York County Shrewsbury Township	Trout Run/WWF	Y
PAR10Y418R	Covington Ridge S & A Homes 501 Rolling Ridge Road State College, PA 16801	York County Shrewsbury Township	Trout Run/WWF	Y
PA0021237 (SEWAGE)	Newport Borough Municipal Authority 231 Market Street Newport, PA 17074-1590	Perry County Newport Borough	Juniata River/12-B	Y
PA0030511 (SEWAGE)	Bermudian Springs School District 7335 Carlisle Pike York Springs, PA 17372-0501	Adams County Huntington Township	UNT to Mud Run/ 7-F	Y
PAR10O428-R	Neffsville Associates 1525 Oregon Pike Suite 1202 Lancaster, PA 17601	Lancaster County Manheim Township	Landis Run/WWF	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0228168	William J. Tolan 802 Meeks Lane Port Matilda, PA 16870	Centre County Patton Township	UNT to Buffalo Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0221759	Robert L. Shuttleworth 923 Fern Road St. Mary's, PA 15857	Jones Township Elk County	UNT to East Branch Clarion River	Y
PA0102598	One Land Corporation P. O. Box 222 Valencia, PA 16059	Middlesex Township Butler County	UNT to Glade Run 20-C	Y

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 0247618, Sewage, Delaware Township. This facility is located in Delaware Township, **Juniata County**.

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

The receiving stream, Delaware Creek, is in Watershed 12-B, and classified for TSF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Newport Borough is located on the Juniata River, approximately 15 miles downstream. The discharge is not expected to affect the water supply.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine	0.5		1.6
Dissolved Oxygen		Minimum of 5.0 at all times	
pH		From 6.0 to 9.0 inclusive	
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		40,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

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

PA0043681, Sewage, SIC 4952, **Valley Joint Sewer Authority**, One South River Street, Athens, PA 18810. This proposed facility is located in Athens Borough, **Bradford County**.

Description of Proposed Activity: The Authority is applying to renew the existing NPDES permit. The annual average design flow will remain at 2.25 mgd. No changes to the facility are being made at this time. The receiving stream, Susquehanna River, is in the State Water Plan watershed 4B and is classified for: WWF. The nearest downstream public water supply intake for Danville Municipal Water Authority is located on the Susquehanna River and is 151.35 miles below the point of discharge at Danville, PA. The proposed effluent limits for Outfall 001 are based on a design flow of 2.25.

<i>Discharge Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40		50
Total Suspended Solids	30	45		60
Fecal Coliforms				
(5-01 to 9-30)		200 col/100 ml (2,000 col/100ml) as a Geometric Mean		
(10-01 to 4-30)				
pH		Within the range of 6.0 to 9.0		

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

PA0091634, Sewage, **The Rensselaerville Institute**, 63 Huyck Road, Rensselaerville, NY 12147-2108. This application is for renewal of an NPDES permit to discharge treated sewage from Rensselaerville Institute STP in North Union Township, **Fayette County**.

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

Outfall 001: existing discharge, design flow of 0.035 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	25			50
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-11 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: The following effluent limitations will apply when the treatment plant is expanded to a flow of 0.07 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	25			50

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Ammonia Nitrogen (5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.7			1.6
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0096105, Sewage, **Aleppo Township Authority**, P. O. Box 81, 100 North Drive, Sewickley, PA 15143. This application is for renewal of an NPDES permit to discharge treated sewage from Sewickley Heights Manor STP in Aleppo Township, **Allegheny County**.

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

Outfall 001: existing discharge, design flow of 0.084 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	1.9	2.9		3.8
(11-1 to 4-30)	2.5	3.8		5.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.02			0.04
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0096423, Sewage, **Turkeyfoot Valley Area School District**, R. D. 1, Box 78, Confluence, PA 15424-9616. This application is for renewal of an NPDES permit to discharge treated sewage from Turkeyfoot Valley Area School District STP in Lower Turkeyfoot Township, **Somerset County**.

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

Outfall 001: existing discharge, design flow of 0.0117 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	100,000/100 ml as a geometric mean			
Total Residual Chlorine	1.0			2.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0216186, Sewage, **Greene Arc, Inc.** 197 Dunn Station Road, Prosperity, PA 15329. This application is for renewal of an NPDES permit to discharge treated sewage from Association for Retarded Citizens STP in Washington Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Ruff 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: Tri-County Joint Municipal Authority.

Outfall 001: existing discharge, design flow of 0.025 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅				
(5-1 to 10-31)	20			40
(11-1 to 4-30)	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	6.0			12.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.17			0.41
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

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

WQM Permit No. 0905401, Sewerage, **Warrington Township Water and Sewer Department**, 1585 Turk Road, Warrington, PA 18976. This proposed facility is located in Warrington Township, **Bucks County**.

Description of Action/Activity: Construction and operation of a sewage grinder pump for a lot residential subdivision.

WQM Permit No. 4605401, Sewerage, **Pottstown Borough Authority**, 100 East High Street, Pottstown, PA 19464. This proposed facility is located in the Borough of Pottstown, **Montgomery County**.

Description of Action/Activity: Sludge Dewatering and drying.

WQM Permit No. 0905402, Sewerage, **Warminster Municipal Authority**, P. O. Box 2279, Warminster, PA 18974. This proposed facility is located in Warminster Township, **Bucks County**.

Description of Action/Activity: Removing and replacing two existing sewage pumps and motors, an existing concrete wetwell top and modifications of electrical and pump control system.

WQM Permit No. 4605201, Industrial, **Sunoco Inc R & M**, 20 10 Penn Center, 1801 Market Street, Philadelphia, PA 19103. This proposed facility is located in Limerick Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a groundwater remediation system.

WQM Permit No. 1505402, Sewerage, **Little Washington Wastewater Company**, 762 Lancaster Avenue, Bryn Mawr, PA 19010-3402. This proposed facility is located in Londonderry Township, **Chester County**.

Description of Action/Activity: Construction and operation of a sewage treatment plant with drip disposal for 125 single family dwelling and a 12,500 SF commercial retail center.

WQM Permit No. 1505403, Sewerage, **New Garden Township**, 299 Starr Road, Landenberg, PA 19350. This proposed facility is located in New Garden Township, **Chester County**.

Description of Action/Activity: Installation of a new force main for existing PS No. 4 to divert sewage from Shangri-LA to East End WWTP.

WQM Permit No. 1505404, Sewerage, **New Garden Township**, 299 Starr Road, Landenberg, PA 19350. This proposed facility is located in New Garden Township, **Chester County**.

Description of Action/Activity: Installation of a new pump in the irrigation wet well at the existing East End WWTP and a new force main at the Kennett Square treatment plant.

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

WQM Permit No. 4005401, **Dallas Area Municipal Authority**, 530 S. Memorial Highway, Shavertown, PA 18708-9603. This proposed facility is located in Kingston Township, **Luzerne County**, PA.

Description of Proposed Action/Activity: This project consists of the upgrading of Dallas Area Municipal Authority's Hillside Road Pump Station to accommodate increased sewage flows. Upgrades include new wet-well, new submersible pumps, new meter-vault and replacement of 170' of existing 4" force main with 8" force main.

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

WQM Permit No. 3895401 Amendment 05-1, Sewerage, **North Lebanon Township Municipal Authority**, 725 Kimmerrlings Road, Lebanon, PA 17046. This proposed facility is located in North Lebanon Township, **Lebanon County**.

Description of Proposed Action/Activity: Upgrade/Expansion of North 8th Avenue Sewage Pumping Station.

WQM Permit No. 2805401, Sewerage, **Greene Township Municipal Authority**, 4182 Sunset Pike, Chambersburg, PA 17201. This proposed facility is located in Greene Township, **Franklin County**.

Description of Proposed Action/Activity: Replacement/Upgrade of the Culbertson Pump Station.

WQM Permit No. 2205401, Sewerage, **Halifax Borough Municipal Authority**, P. O. Box 443, Halifax, PA 17032-0043. This proposed facility is located in Halifax Township, **Dauphin County**.

Description of Proposed Action/Activity: Re-rating of the Authority's Wastewater Treatment Plant Flow.

WQM Permit No. 3605401, Sewerage, **Borough of Ephrata**, 124 South State Street, Ephrata, PA 17522. This proposed facility is located in Ephrata Borough, **Lancaster County**.

Description of Proposed Action/Activity: Proposal of a Main Collector Replacement Project.

WQM Permit No. 3605402, 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: Construction of the Oregon Pike Pumping Station.

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

WQM Permit No. 4704403, Sewerage 4952, **Pepper Hills Ltd.**, Box 139, 40 Pepper Hills, Danville, PA 17821. This proposed facility is located in Cooper Township, **Montour County**.

Description of Proposed Action/Activity: Addition of flow equalization, a second clarifier and aerated sludge holding tank to the existing wastewater treatment plant.

WQM Permit No. 4104404, Sewerage, **Lycoming County Water and Sewer Authority**, 216 Old Cement Road, Montoursville, PA 17754. This proposed facility is located in Muncy Township, **Lycoming County**.

Description of Proposed Action/Activity: An application has been received for the construction of approximately 2,650 feet of gravity sewer, a duplex grinder pump station, and 3,550 feet of forcemain. The average design flow of the system is 6,650 gallons per day with a peak flow of 26,600 gallons per day. This system will connect the proposed Turkey Run Development to the existing Lycoming County Water and Sewer Authority system.

WQM Permit No. 1805401, Sewerage 4952, **Robyn and Judy Orndorf**, 1606 Sulphur Run Road, Jersey Shore, PA 17740. This proposed facility is located in Bald Eagle Township, **Clinton County**.

Description of Proposed Action/Activity: Construction of small flow sewage treatment system to serve the Orndorf residence.

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

WQM Permit No. 2505401, Sewerage, **Summit Township Sewer Authority**, 8890 Old French Road, Erie, PA 16509-5459. This proposed facility is located in Summit Township, **Erie County**.

Description of Proposed Action/Activity: This project is for the construction of a pump station and sewer extensions to replace malfunctioning onlot systems and tow privately owned sewage treatment facilities in the South Hill Road and Webber Hills area of the Township.

WQM Permit No. 6205401, Sewerage, **Youngsville Borough**, 40 Railroad Street, Youngsville, PA 16371. This proposed facility is located in Youngsville Borough, **Warren County**.

Description of Proposed Action/Activity: This project is for the Brokenstraw pump station replacement.

WQM Permit No. 2405401, Sewerage, **Jay Township Authority**, 81 West Teaberry Street, P. O. Box 186, Weedville, PA 15686. This proposed facility is located in Jay Township, **Elk County**.

Description of Proposed Action/Activity: This project is for the construction of four pump stations and sewer extensions to serve the villages of Scattertown, Weedville and Caledonia.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010904018	Anthony Salvo Salvo Property 157 Orchard Ct. Bluebell, PA 19422	Bucks	Solebury Township	Aquetong Creek (HQ, CWF)

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010904023	Commerce Bank, NA Commerce Bank Proposed Dev. 11000 Atrium Way Mt. Laurel, NJ 08054	Bucks	Upper Southampton Township	Mill Creek South (TSF)

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

Carbon County Conservation District: 5664 Interchange Road, Lehighton, PA 18235-5114, (610) 377-4894.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021305001	Michael Petrin 952 Stony Mountain Rd. Albrightsville, PA 18210	Carbon	Penn Forest Township	Lehigh River, Basin HQ-CWF
PAI021305002	PA Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106	Carbon	Penn Forest Township	UNT to Wild Creek, EV

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023905002	Carl Zettlemoyer 951 Siegfriedale Rd. Kutztown, PA 19530	Lehigh	Weisenberg Township	Little Lehigh Creek, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024805003	CMC Development Corp. 4511 Falmer Drive Bethlehem, PA 18020	Northampton	Bushkill Township	Bushkill Creek, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024504027	Parker Realty Co. 320 N. Ninth St. Stroudsburg, PA 18360	Monroe	Stroud Township	Little Pocono Creek, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI-0321-05-001	Lawrence E. Smarr 14600 Poplar Hill Road Germantown, MD 20874	Cumberland	South Middleton Township	Letort Spring Run/EV

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

Allegheny County Conservation District: Lexington Technology Park, Building 1, Suite 102, 400 North Lexington Avenue, Pittsburgh, PA 15208, (412) 241-7654.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050205001	Allegheny Country Club Country Club Road Sewickley, PA 15143	Allegheny	Sewickley Heights Borough	Little Sewickley Creek (HQ-TSF)

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

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

MS4 Notices of Intent Received

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG133546	South Londonderry Township 20 West Market Street P. O. Box 3 Campbelltown, PA 17010	Lebanon County	South Londonderry	Spring Creek/ WWF Killinger Creek/TSF	Y
PAG133699	West Cornwall Township 73 South Zinns Mill Road Lebanon, PA 17042	Lebanon County	West Cornwall Township	Quittapahilla Creek/TSF	Y
PAG133591	Annaville Township 36 North Lancaster Street P. O. Box 178 Annaville, PA 17003	Lebanon County	Annaville Township	Quittapahilla Creek/TSF	Y
PAG133663	Blair County 423 Allegheny Street, Ste. 142 Hollidaysburg, PA 16648-2022	Blair County	Altoona City	Beaverdam Branch Juniata River/ WWF	Y

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

Persons with a disability who require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users 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

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

Permit No. 0905503, Public Water Supply
 Applicant **Rockridge, Inc.**
 Township East Rockhill
 County **Bucks**
 Responsible Official Adam Devlin
 Type of Facility PWS
 Consulting Engineer Keystone Consulting Engineerings, Inc.
 Application Received Date January 18, 2005
 Description of Action Permitting of an existing Public Water Supply system.

Permit No. 1505502, Public Water Supply
 Applicant **Spring Run Estates**
 Township West Caln
 County **Chester**
 Responsible Official Albert Levan
 Type of Facility PWS
 Consulting Engineer Applied environmental Management, Inc.
 Application Received Date January 27, 2005
 Description of Action Permitting of well SRE-3 for replacement of existing well SRE-1.

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

Permit No. 3505501, Public Water Supply
 Applicant **Ardito's Mobile Home Park**
 Township or Borough Madison Township
 County **Lackawanna County**

Responsible Official	Paul Ardito, Owner 326 Spruce Street Scranton, PA 18503 (570) 941-2284
Type of Facility	Community Water System
Consulting Engineer	Richard B. Kresge, P. E. Quad Three Group, Inc. 37 North Washington Street Wilkes-Barre, PA 18701 (570) 829-4200
Application Received Date	January 21, 2005
Description of Action	The application is for modification of the existing, unpermitted community water system serving Ardito's 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 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 before which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

South Poplar Street Prop., West Chester Township, **Chester County**. David Side, GHR Consulting Svc., Inc., 300 Welsh Rd., Bldg. 3, Suite No. 110, Horsham, PA 19044 on behalf of Boyd Davis, MH Davis Estate, 614 E. Barnard St., West Chester, PA 19380 has submitted a Notice of Intent to Remediate. Soil at the site was impacted with lead. The property was used for storage of petroleum hydrocarbon product dispensers, aboveground skid storage tanks, signposts, light posts, signs and large valves. The intended use of the property is residential.

Trans Materials Site, West Goshen Township, **Chester County**. Craig Herr, RT Env. Svc., Inc., 215 W. Church Rd., King of Prussia, PA 19406 on behalf of Seya Isayeff, Keystone Community Alliance-West Goshen (CIRR), 550 E. Union St., The Good Will Bus. Park, West Chester, PA 19382 has submitted a Notice of Intent to Remediate. Soil at the site was impacted with inorganics and PAH. The underground storage tanks are suspected source of the benzo(a)pyrene and general use of the site for concrete batch plant is source of arsenic. The future use of the property is commercial offices.

Gentle Touch Car Wash, City of Philadelphia, **Philadelphia County**. Natalie Hsueh, React Env. Svc., Inc., 6901 Kingsessing Ave., Philadelphia, PA 19142 on behalf of Guy Shmuel, Wash Ind., Inc., 45 Longview Lane, Newtown Square, PA 19073 has submitted a Notice of Intent to Remediate. Soil at the site was impacted with lead. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on January 14, 2005.

ACME Store No. 7721 Site, Phoenixville Borough, **Chester County**. David Volz, Sovereign Consulting, Inc., 111-A North Gold Dr., Robbinsville, NJ 08691 on behalf of Doug Kasefang, Albertsons, Inc., 250 Parkcenter Blvd., Boise, ID 83726, has submitted a Notice of Intent to Remediate. Soil at the site was impacted with chlorinated solvents. The site has been designated as the Forge PCE HSCA site and has been the subject of an investigation by PADEP ECP. The future use of the site is commercial.

Dial North Property B, Bristol Borough, **Bucks County**. Jeffrey Goudsward, Penn Env. & Remediation, Inc., 2755 Bergey Rd., Hatfield, PA 19440 on behalf of Larry Wygant, Island View Crossing II, L.P., 1001 E Hector St., Ste 100, Conshohocken, PA 19428 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site were impacted by inorganics, chlorinated solvents and No. 2 fuel oil. The soil and groundwater

have been impacted by historical industrial operations. The future intended use of the property is for residential purposes.

Southco, Inc. Brandywine Fac., Concord Township, Delaware County. C. Peter Barringer, Services Env., Inc., 375 Morgan St., Phoenixville, PA 19460 on behalf of David Gibson, Esq., Southco, Inc., 210 N. Brinton Lake Rd., Concordville, PA 19331 has submitted a Notice of Intent to Remediate. Chlorinated solvents impacted soil and groundwater at the site. Historically chlorinated solvents were observed in soil, groundwater and surface water at the site.

Frankford Cleaners, City of Philadelphia, Philadelphia County. Eric B. Schmidley, PG, Apex Env. Inc., 269 Great Valley Parkway, Malvern, PA 19355 on behalf of Jeffrey S. Distenfeld, USRP I, LLC, c/o First Washington Realty, Inc., 4350 East-West Hwy., Ste. 400, Bethesda, MD 20814 has submitted a Notice of Intent to Remediate. Chlorinated solvents impacted soil and groundwater at the site. The property will continue to operate as a commercial shopping center. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on January 12, 2005.

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

BVK, Inc. (formerly SPEDDCORP, INC.), Berwick Borough, Columbia County, Aegis Company, Inc. 19 North Center St., P. O. Box 153, Corry, PA 16407 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with No. 2 fuel oil constituents, chlorinated solvents, metals and PCBs. This site is being remediated to meet a special industrial area.

Sunoco-Washington Blvd., Williamsport, City of Williamsport, Columbia County, Aquaterra Technologies, Inc. 122 South Church St., West Chester, PA 19382 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with petroleum hydrocarbons. This site is being remediated to meet a site-specific standard

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

BP Site No. 07014, Hampton Township, Allegheny County. James Schenker, URS Corporation, Foster Plaza 4, 501 Holiday Drive, Pittsburgh, PA 15220 on behalf of Gail Ferrell, Realty Income Corporation, 220 West Crest Street, Escondido, CA 92025 has submitted a Notice of Intent to Remediate. A former BP ProCare Site where the primary contaminants to be addressed are associated with waste oil, diesel fuel and gasoline. The future use of the property is commercial. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on December 15, 2004.

Powerex Inc., Hempfield Township, Westmoreland County. Heather Gawne, CORE Environmental Services Inc., 4068 Mt. Royal Blvd., Allison Park, PA 15108 on behalf of Andrew Varga, Powerex Inc., 200 Hillis Street, Youngwood, PA 15697 has submitted a Notice of Intent to Remediate site soils contaminated with silver. Future use of the property is intended to be non residential. A summary of the Notice of Intent to Remediate was reported to have been published in the *Tribune Review* on April 5, 2004.

912 Fort Duquesne Boulevard, City of Pittsburgh, Allegheny County. Wendy Noe, American Geosciences, Inc., 3925 Reed Boulevard, Suite 400, Murrysville, PA

15668-1848 on behalf of Cheryl S. Willoughby. 912 Fort Duquesne Boulevard Associates, L.P., c/o BGK Properties, 330 Garfield Street, Santa Fe, NM 87501 and Judy Wisniewski, Property Holding Business Trust, c/o Legg Mason Real Estate Services, 1600 Market, Street, Suite 1310, Philadelphia, PA 19103 has submitted a Notice of Intent to Remediate site groundwater contaminated with petroleum hydrocarbons found beneath a 10 story office building and underground parking area using the Background Standard. Plan future use of the site is commercial.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications Received 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, 2 East Main Street, Norristown, PA 19401.

Permit Application No. 301338. Calgon Carbon Corp., P. O. Box 717, Pittsburgh PA 15230-0717, East Caln Township, Chester County. This application was received for the reissuance of a residual waste transfer station permit from Waterlink Barnebey Sutcliffe to Calgon Carbon Corporation. The application was received by the Southeast Regional Office on January 24, 2005.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit ID No. 101421. Shade Landfill, Inc., 1176 No. 1 Road, Cairnbrook, PA 15924. Shade Landfill, 1176 No. 1 Road, Cairnbrook, PA 15924. Application for a major permit modification request to Re-Phase Northern Expansion Cells and Alternative Mine Stabilization Plan, at a municipal waste landfill in Shade Township, Somerset County was received in the Regional Office on January 27, 2005.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate their interest

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

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office identified before the application. TDD users 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 (act) and regulations adopted under the act.

PLAN APPROVALS

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

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

66-318-002: The Procter and Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 18629) for construction of a printing operation at their facility on Route 87, Washington Township, **Wyoming County**.

48-313-093: Polymer Products Co., Inc. (100 Station Avenue, P. O. Box 98, Stockertown, PA 18083) for installation of a dust collection system (replacement and upgrade) and associated air cleaning device at their facility in Stockertown Borough, **Northampton County**.

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

62-017K: United Refining (15 Bradley Street Warren, PA 16365) for modification of catalyst for DHT2 and increased firing rate for East and West Reformer Heaters as well as increase of sulfur recovery at SRU2 for the Ultra-Low Sulfur Diesel Project at their refinery in the City of Warren, **Warren County**. The Facility is a Title V Facility.

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.

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

36-05026B: R. R. Donnelley and Sons Co. (1375 Harrisburg Pike, Lancaster, PA 17601) for installation of a new heatset web offset printing press and regenerative thermal oxidizer at their Lancaster West facility in Lancaster City, **Lancaster County**. This construction will result in 38.9 tons of VOC emissions per year. The proposed emission increase will subject the facility to the major New Source Review requirements of 25 Pa. Code Chapter 127, Subchapter E, which requires the purchase of Emission Reduction Credits (ERC). Based on the information provided by the applicant, and Departmental analysis, R. R. Donnelley and Sons will be required to purchase a minimum of 85.64 tons of ERCs prior to commencing operation of the new press and oxidizer.

67-05007A: Adhesives Research, Inc. (P. O. Box 100, Glen Rock, PA 17327) for modification of their adhesive coating facility in Springfield Township, **York County**. The facility will operate under a Plant wide Applicability Limit of 62.6 tons of VOC emissions per year, which will not require a New Source Review evaluation. The plan approval will contain additional testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality regulations.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Richard Maxwell, New Source Review Chief, (570) 327-3637.

41-00010E: Andritz, Inc. (35 Sherman Street, Muncy, PA 17856) for construction of two 1,000-pound capacity electric induction iron and steel melting furnaces in their facility in Muncy Borough and Muncy Creek Township, **Lycoming County**.

Andritz, Inc. is a major facility for VOCs and PM10 (particulate matter with an aerodynamic diameter of 10 microns or less) and one for which a Title V operating permit (41-00010) has been issued.

The proposed furnaces will be used to produce a number of different iron and steel alloys, including some which contain high percentages of chromium and nickel. The furnaces will share a common power supply so only one of the two will be able to operate at any given time. The maximum melt rate will be 1.2 tons per hour.

The particulate matter emissions (including PM10) from the furnaces will be controlled by a fabric collector and an emission capture "ring hood" located on each furnace. The resultant air containment emissions are not expected to exceed .13 ton of VOCs per year, .59 ton of CO per year and .61 ton of particulate matter per year, of which no more than .51 ton per year are expected to be PM10 and no more than .0912 ton per year are expected to be hazardous air pollutants (no more than .00043 ton of cadmium, .00311 ton of chromium, .0588 ton of manganese, .00377 ton of nickel and .025 ton of lead).

The Department of Environmental Protection's (Department) review of the information submitted by Andritz, Inc. indicates that the proposed furnaces will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the best available technology requirement of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department intends to issue plan approval for the construction of the proposed furnaces. Additionally, if the furnaces are constructed and subsequently determined by the Department to be operating in compliance with all plan approval conditions and all applicable regulatory requirements, the conditions established in the plan approval will be incorporated into Title V Operating

Permit 41-00010 by means of administrative amendment in accordance with the requirements specified in 25 Pa. Code § 127.450.

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

1. Only one of the two furnaces shall operate at any given time.

2. No more than a combined total of 8,400 tons of metal shall be melted in the furnaces in any 12 consecutive month period.

3. The scrap used in the furnaces shall either be No.1 machinery cast and plate scrap conforming to a maximum .5% oil and/or dirt purchase specification or shot-blasted (except for Ni-Hard) foundry reverts.

4. No scrap containing lead which was intentionally added as an alloy material shall be charged to the furnaces.

5. No ductile iron shall be produced in the furnaces.

6. Each furnace shall be equipped with a lid or cover which shall be placed over the furnace top at all times except when the furnace is being charged or tapped, when alloys are being added or slag removed and when the furnace is out of operation.

7. The ring or bonnet emission capture hood installed on each furnace shall extend around the entire circumference of the furnace top, shall be capable of capturing furnace emissions both when the furnace lid or cover is in place and when it is swung aside as well as when the furnace is tilted for tapping. The hoods shall be employed for furnace emission capture during charging, melting, alloy additions slag removal and tapping.

8. The fabric installed to control the air contaminant emissions from the furnaces shall be an Advanced Integrated Resources, Inc. model Pulse II-1112JPD6 fabric collector containing approximately 1,250 square feet of filter area and equipped with reverse pulse bag cleaning and a fan capable of handling a 4,000 actual cubic feet per minute gas flow (or an alternate collector determined by the Department to be equivalent or better). If a fabric collector other than an Advanced Integrated Resources, Inc. model Pulse II-1112JPD6 fabric collector is selected, it shall not be installed until specifications have first been submitted to the Department and the Department has subsequently provided Andritz, Inc. with an equivalency determination.

9. The fabric collector shall be equipped with instrumentation to continuously monitor the pressure differential across the collector.

10. The air compressor used to supply compressed air to the fabric collector shall be equipped with an air dryer and an oil trap.

11. Spare fabric collector bags shall be kept on hand.

12. The particulate matter (including PM10) concentration in the exhaust of the fabric collector shall not exceed .001 grain per dry standard cubic foot of exhaust.

13. The particulate matter (including PM10), VOC, carbon monoxide and total combined hazardous air pollutant emissions from the furnaces shall not exceed .61, .13, .59 and .0912 ton, respectively, in any 12 consecutive month period.

14. If requested by the Department, Andritz, Inc. shall perform stack testing upon the fabric collector.

15. Records shall be maintained of the amount of metal melted in the furnaces each month. The records as are necessary to demonstrate that the furnaces have not been operated simultaneously and that each load of purchased scrap used in the furnaces meets the oil and/or dirt specification established herein shall also be maintained. All records shall be retained for at least 5 years and shall be shown to the Department upon request.

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

25-197D: Erie Bronze and Aluminum Co. (6300 Ridge Road, P. O. Box 8099, Erie, PA 16505) for installation of a dust collector to control emissions from six existing electric induction furnaces in the City of Erie, **Erie County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection intends to issue a plan approval to install a dust collector to control emissions from six existing electric induction furnaces in the City of Erie, Erie County. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the State Only operating permit through an administrative amendment at a later date.

37-00322: Joseph A. Tomon, Junior—Funeral Home and Crematory (97 Grim Avenue, Ellwood City, PA 16117) for a Natural Minor Permit to operate a human crematorium in Ellport Borough, **Lawrence 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, Ronald Davis, New Source Review Chief, (717) 705-4702.

67-05032: Harley-Davidson Motor Co. Operations, Inc. (1425 Eden Road, York, PA 17402) for their York motorcycle assembly plant in Springettsbury Township, **York County**. The boiler plant and surface coating operations account for most of the emissions from the facility. This is a renewal of the Title V permit issued in April 2000.

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

30-00077: Texas Eastern Transmission, LP (P. O. Box 1642, Houston, TX 77251) for operation of Natural Gas Transmission at their Holbrook Compressor Station in Richhill Township, **Greene County**. This is a Title V Renewal.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104, Edward Braun, Chief, (215) 823-7584.

V04-001: The Lawrence McFadden Co. (7430 State Road, Philadelphia, PA 19136) for operation of an industrial wood finish manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions' sources include two boilers, solvent storage tanks and mixers.

The operating permit will be issued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Ave., Philadelphia, PA 19104. For further information, contact Edward Wiener (215) 685-9426.

Persons who wish to file protest or comments on the operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

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

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

33-00132: Matson Lumber Co. (132 Main Street; Brookville, PA 15825) a Natural Minor operating permit for a sawmill with drying kilns and a wood-fired boiler in Brookville Borough, **Jefferson County**.

**COAL AND NONCOAL MINING
ACTIVITY APPLICATIONS**

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

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of an application is available for inspection at the district mining office

indicated before an application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for certification.

Written comments, objections or requests for informal conferences on applications may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the district mining office indicated before an application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations as identified in this notice for the respective coal and noncoal applications. In addition, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies who have requested review of NPDES permit requirements for a particular mining activity within the previously mentioned public comment period will be provided with a 30-day period to review and submit comments on the requirements.

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

Coal Applications Received

Effluent Limits

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

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
iron (total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
manganese (total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
suspended solids	35 mg/l	70 mg/l	90 mg/l
pH ¹		greater than 6.0; less than 9.0	
alkalinity greater than acidity ¹			

¹ The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to (1) surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas

disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated and (2) drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

California District Mining Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-7100.

32733708. NPDES Permit No. PA0215503, Pennsylvania Mine, LLC (P. O. Box 367, Ebensburg, PA 15931), to renew the permit for the No. 1 Coal Refuse Disposal Area in Green Township, **Indiana County** and Susquehanna Township, **Cambria County** and related NPDES permit. No additional discharges. Application received December 28, 2004.

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

03830116 and NPDES Permit No. PA0599727. Walter L. Houser Coal Co., Inc. (R. R. 9, Box 434, Kittanning, PA 16201). Renewal application for continued operation and reclamation of an existing bituminous surface mine, located in Kittanning Township, **Armstrong County**, affecting 812 acres. Receiving streams: UNTs of Mill Run to Cowanshannock Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 26, 2005.

26743202 and NPDES Permit No. PA0069736. Fayette Coal & Coke, LLC (2611 Memorial Blvd., Connellsville, PA 15425). Transfer application from Carbon Fuel Resources for continued operation and reclamation of an existing bituminous coal refuse reprocessing surface mine, located in Dunbar and North Union Townships, **Fayette County**, affecting 113 acres. Receiving stream: Rankin Run to Redstone Creek, classified for the following use: WWF. The first potable water supply intake within 10 miles downstream from the point of discharge: North Fayette Municipal Authority. Transfer application received: January 21, 2005.

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

37050101 and NPDES Permit No. PA0242616. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Commencement, operation and restoration of a bituminous surface strip operation in Wayne and Shenango Townships, **Lawrence County**, affecting 147.0 acres. Receiving streams: One UNT to Squaw Run, Four UNTs to Duck Run and Duck Run, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 26, 2005.

1475-37050101-E-1. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for a stream encroachment to construct collection ditches, treatment basins, sediment ponds and for coal removal, all within the 100-foot stream barrier of the UNT in Wayne and Shenango Townships, **Lawrence County**, affecting 147.0 acres. Receiving streams: One UNT to Squaw Run, four UNTs to Duck Run and Duck Run, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 26, 2005.

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

17900143 and NPDES Permit No. PA0206458. TDK Coal Sales, Inc. (P. O. Box 259, Brockway, PA 15824). Renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 342.5 acres. Receiving streams: Irish Run and UNTs of Irish Run, to Irish Run; Irish Run to Curry Run; Curry Run to the West Branch of the Susquehanna River; West Branch of the Susquehanna River to the Susquehanna River. Application received: November 12, 2004.

17990120 and NPDES Permit No. PA0242756. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Renewal of an existing bituminous surface mine-auger permit in Penn Township, **Clearfield County**, affecting 37.5 acres. Receiving streams: UNT to Bell Run, to Bell Run to the West Branch of the Susquehanna River. Application received: November 17, 2004.

17940116 and NPDES Permit No. PA0219908. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Renewal of an existing bituminous surface mine-auger permit in Penn Township, **Clearfield County**, affecting 247 acres. Receiving stream: Poplar Run. Application received: November 17, 2004.

17860135 and NPDES Permit No. PA0115622. Strishock Coal Company (220 Hillcrest Drive, DuBois, PA 15801). Renewal of an existing bituminous surface mine permit in Union, Brady and Sandy Townships, **Clearfield County** affecting 361.4 acres. Receiving streams; Laborde Branch; Sugar Camp Run to Luthersburg Branch to Laborde Branch, tributaries to Stony Run and Stony Run to Laborde Branch to Sandy Lick Creek to Redbank Creek to Allegheny River. Application received: November 18, 2004.

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

49990201R and NPDES Permit No. PA0224031. Black Diamond Mining, Inc. (P. O. Box 139, Elysburg, PA 17824), renewal of an existing coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 124.86 acres, receiving stream: North Branch Shamokin Creek. Application received January 21, 2005.

35763202R4. Northampton Fuel Supply Co., Inc. (1 Horwith Drive, Northampton, PA 18067), renewal of a coal refuse reprocessing operation in Carbondale Township, **Lackawanna County** affecting 45.0 acres, receiving stream: none. Application received January 25, 2005.

Noncoal Applications Received

Effluent Limits

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

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity ¹		greater than 6.0; less than 9.0	

¹ The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

03010407 and NPDES Permit No. 0250040. Stitt Coal Company, Inc. (R. D. 1, Box 197A, Ford City, PA 16226). Revision to an existing noncoal surface mine for change in the boundary area, affecting 285.2 acres, located in Kittanning Township, **Armstrong County**. Receiving stream: Garrets Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application received: January 10, 2005.

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

14050301 and NPDES Permit No. PA0256161. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Commencement, operation and restoration of a large industrial minerals permit in Spring Township, **Centre County** affecting 39 acres. Receiving stream: treated stormwater discharges will be directed to the White Rock Sink. There is no direct discharge to a stream. Application received: January 10, 2005.

59040801. Richard N. Smith Excavating, Inc. (R. R. 2, Box 116, Millerton, PA 16936.) Commencement, operation and restoration of a small industrial minerals (sand and gravel) permit in Jackson Township, **Tioga County** affecting 3 acres. Receiving streams: Seely Creek, tributary to Chemung River. Application received: December 17, 2004.

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

15830602C6 and NPDES Permit No. PA0614203. Allan A. Myers, LP d/b/a Independence Construction Materials (P. O. Box 98, Worcester, PA 19490), renewal of NPDES Permit for discharge of treated mine drainage in Charlestown Township, **Chester County**, receiving stream: UNT to Pickering Creek, classified for the following use: trout stocking. Application received January 24, 2005.

74740303A4C5 and NPDES Permit PA0594334. Eastern Industries, Inc., (4401 Camp Meeting Road, Center Valley, PA 18034), correction to an existing quarry operation for a stream variance for Martin's Creek, classified for the following uses: WWF and migratory fish. Application received January 24, 2005.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to ap-

proval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E15-731. Willow Creek, LLC, 214 A Willow Valley Lake Drive, Willow Street, PA 17584, London Grove Township, **Chester County**, ACOE Philadelphia District.

To perform the following activities within and along an UNT to the Middle Branch of the White Clay Creek associated with the Fox Chase Subdivision:

1. To remove twin 36-inch CMP culverts and to construct and maintain a road crossing consisting of an approximately 30-foot long, 6-foot by 24-foot open bottom culvert and associated utilities impacting 0.02 acre of wetland (PEM)
2. To construct and maintain an approximately 72-foot long, 6-foot wide pedestrian boardwalk impacting 8 linear feet of stream and 0.01 acre of wetland (PEM)
3. To construct and maintain a 20-foot long 36-inch HDPEP culvert to support a proposed trail system.
4. To install and maintain an 8-inch water utility line crossing under an existing 24-inch CMP culvert.

The site is located approximately 300 feet east of the intersection of New London Road and West Avondale Road (West Grove USGS Quadrangle N: 8.0 inches W: 12.7 inches).

E15-730. Pennsylvania Department of Transportation—District 6-0, 7000 Geerdes Blvd., King of Prussia, PA 19406, ACOE Philadelphia District.

To remove the existing Green Valley Road Bridge (SR 3049, Section 48M), a 20-foot long, 22-foot wide structure and to replace with a 28-foot long, 28-foot wide structure with similar vertical and horizontal alignment across an UNT to the West Branch of the Brandywine Creek (CWF-MF).

The site is located approximately 2,500 feet southwest of intersection of Brandywine Creek Road and Green Valley Road (Coatesville PA. USGS Quadrangle N: 10.0 inches W: 1.09 inches).

E09-882. Bucks County Board of Commissioners, 55 East Court Street, Doylestown, PA 18901, Perkasio Borough, **Bucks County**, ACOE Philadelphia District.

To reissue and amend permit E09-656 for the removal of the existing Walnut Street Bridge No. 13 and to reconstruct and maintain a new three span bridge over the East Branch of Perkiomen Creek (TSF). The proposed bridge has three clear spans measuring 68.5 feet, 69 feet and 68.5 feet with the proposed low point on the bridge superstructure at elevation 311.5. This work will also include the following activities:

1. To remove and reconstruct portions of an existing concrete check dam as required to construct new bridge abutments and new bridge piers. Size and location of new construction will match the existing.

2. To remove and reconstruct a paved concrete channel, at the same location, measuring approximately 180 linear feet long, which conveys a minor tributary of the East Branch Perkiomen Creek. Size and location of new construction will match the existing.

3. To install a temporary bypass pipe and cofferdams within the East Branch of Perkiomen Creek to facilitate reconstruction of the paved concrete channel and construction of the proposed abutment and piers.

The reconstruction of this bridge will require relocating an existing 6-inch natural gas pipeline prior to construction. UGI Utilities, Inc. will be installing a new gas main across the creek downstream of the bridge. The General Permit No. 050901350 was acknowledged to UGI Utilities, Inc. on January 14, 2002.

This site is located on Walnut Street approximately 200 feet northwest of the intersection of Walnut Street and Constitution Avenue (Telford, PA-DE, Quadrangle N: 21.3 inches; W: 5.15 inches).

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

E40-645. Springton Development Services, LLC, 772 Springdale Drive, Suite 300, Whiteland Business Park, Exton, PA 19341, in Plains Township, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To place fill in two isolated wetlands and wetlands adjacent to tributaries to Mill Creek (CWF); to construct and maintain approximately 840 linear feet of stream enclosure of a tributary to Mill Creek utilizing SLCPP culvert varying from 36-inch-diameter to 60-inch-diameter; to relocate and maintain approximately 350 linear feet of channel immediately downstream of the stream enclosure utilizing a riprap-lined trapezoidal channel; and to construct and maintain a road crossing of a tributary to Mill Creek, consisting of approximately 90 linear feet of 68-inch by 43-inch culvert; for the purpose of constructing a community care retirement community

known as Highland Point. The project will impact approximately 0.43 acre of wetlands (a total of 1.19 acres of wetlands and water courses combined), and approximately 1,400 linear feet of channel. The project is located between East Mountain Boulevard and SR 0081, approximately 0.5 mile north of the SR 0081/SR 0115 Interchange. (Pittston, PA Quadrangle N: 1.0 inch; W: 9.0 inches).

E39-447. Lehigh Parkway Apartments, LLC, 2268 South 12th Street, Suite 101, Allentown, PA 18103, in City of Allentown, **Lehigh County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a bituminous parking lot having an encroachment of 0.85 acre in the floodway of the Little Lehigh Creek (HQ-CWF) and to construct and maintain a 24-inch outfall pipe with a concrete endwall and riprap apron, and a 150-foot long outfall channel with a riprap apron in the floodway of the Little Lehigh Creek. The project is located at the northeast corner of Lehigh Parkway North and Lehigh Parkway East. (Allentown East, PA Quadrangle N: 16.2 inches; W: 15.6 inches).

E39-446. Bruce J. and Tami A. Yocum, 1101 West Tioga Street, Allentown, PA 18103, in Low Hill Township, **Lehigh County**, United States Army Corps of Engineers, Philadelphia District.

To place fill within a de minimis area of wetlands equal to 0.03 acre and to construct and maintain a single-span adjacent concrete box beam bridge having a 55.33-foot span and a 5.5-foot approximate underclearance across Jordan Creek (HW-CWF) with four 36-inch corrugated metal pipes under the right approach road and one 27-inch corrugated metal pipe under the left approach road. The project is located on the north side of SR 4007 approximately 0.3 mile southwest of its intersection with T-593. (Slatedale, PA Quadrangle N: 2.75 inches; W: 2.10 inches).

E54-318. Pine Grove Joint Treatment Authority, P. O. Box 426, Pine Grove, PA 17963, in Pine Grove Township, **Schuylkill County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain: (1) A wastewater treatment facility including the placement of fill within approximately 1.8 acres of the floodplain along the right bank of Swatara Creek (CWF), including the placement of fill in wetlands; (2) A 36-inch effluent line crossing of wetlands; (3) A 36-inch effluent outfall along the right bank of Swatara Creek; (4) An 8-inch sanitary sewer line crossing of a tributary to Swatara Creek; (5) A multiple utility line (15-inch sewer, 16-inch sewer, and 8-inch water) crossing of wetlands; (6) A multiple utility line (15-inch sewer, 16-inch sewer, and 8-inch water) crossing of a tributary to Swatara Creek and adjacent wetlands; (7) A multiple utility line (15-inch sewer, 16-inch sewer and 8-inch water) crossing of wetlands; and (8) A permanent access road crossing of wetlands. The total permanent wetland impact is approximately 0.02 acre and the total temporary wetland impact is approximately 0.32 acre. The project reflects a redesigned wastewater treatment facility. A previous design and location for the wastewater treatment facility was authorized under Permit No. E54-306, but it was not constructed. The project is located east of SR 0081 and south of SR 0443. (Pine Grove, PA Quadrangle N: 5.8 inches; W: 4.6 inches).

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

E28-320: Echo Waynesboro Associates, LP, 701 Alpha Drive, Pittsburgh, PA 15238 in Warriors Mark Township, **Huntington County**, ACOE Baltimore District.

To construct and maintain a 50-foot wide pre-cast concrete bridge having a 28-foot span across Red Run (CWF, wild trout) located just north of Route 16 (Smithburg, PA Quadrangle N: 21.25 inches; W: 4.25 inches) in Washington Township. The purpose of the bridge is to access a proposed commercial development.

E67-778: City of York, 50 West King Street, P. O. Box 509, York, PA 17405 in the City of York, **York County**, ACOE Baltimore District.

To maintain a reinforced concrete retaining wall along the north side of the channel that will vary in height from 10-foot 6-inches to 14-foot, perform concrete underpinning repairs along the south wall and install 62-feet of rip-rap rock toe protection along both walls in Willis Run (WWF) just downstream of Kiwanis Lake (York, PA Quadrangle N: 17.0 inches; W: 16.2 inches) in the City of York, York County. The replacement of the walls, repairs and rip-rap placement was authorized by EP-67-04-138.

E36-791: Little Conestoga Watershed Alliance, P. O. Box 6355, Lancaster, PA 17607 in Manheim Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a stream restoration project consisting of: debris removal, bank regrading, placement of rock vanes, log deflectors, muddills, rock toe protection and riparian plantings, all for the purpose of enhancing bank stability and improving aquatic habitat within a 3,200 lineal foot section of Bachman Run (TSF) beginning immediately downstream of Petersburg Road and ending at a point approximately 700 feet west of Fruitville Pike (Lancaster, PA Quadrangle Latitude: 40°06'15" Longitude: 76°19'45") in Manheim Township, Lancaster County. The project will require installation of an access roadway during construction, temporarily impacting 0.05 acre of palustrine emergent wetland.

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

E08-451: Water Obstruction and Encroachment. Bruce Fowler, R. D. 3 Box 151A, Towanda, PA. 18848. Burlington Township, **Bradford County**. United States Army Corps of Engineers, Baltimore District. (Powell, PA. 7.5 feet Quadrangle N: 20.8 inches W: 4.7 inches)

To excavate and maintain fill in 1.5 acres of a forested, palustrine emergent and scrub-shrub wetland system for the purpose of constructing a pond for use as a heating/cooling source for a home along with providing a water source for area fire protection. Replacement wetlands are proposed. The site is located approximately 1,000 feet northeast of the intersection of SR 3009 (Berwick Turnpike) and T-360 (Bennett Road). This intersection is approximately 3.8 miles northwest of the SR 220 and SR 3009 intersection in Monroeton.

E41-545. Pine Township Supervisors, 925 Oregon Hill Road, Morris, PA 16938. Water Obstruction and Encroachment Joint Permit Application, in Pine Town-

ship, **Lycoming County**, ACOE Susquehanna River Basin District (English Center, PA Quadrangle N: 11.0 inches; W: 3.9 inches).

To remove an existing 24-foot wide steel I-beam bridge, construct and maintain a 28-foot by 10-foot precast concrete arch on a skew of 86° in Lick Run, 0.2 mile south of English Center along T-772 Westphal Road. This project proposes to permanently impact 30 linear feet of Lick Run, which is, designated a HQ-CWF stream and does not propose to impact any jurisdictional wetlands.

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

E04-307. Beaver Borough Municipal Authority, 469 Third Street, Beaver, PA 15009. Wetland fill in Bridgewater Borough, **Beaver County**, Pittsburgh ACOE District. (Beaver, PA Quadrangle N: 14.2 inches; W: 7.7 inches and Latitude: 40° 42' 1"—Longitude: 80° 18' 19". The applicant proposes to place and maintain fill in 0.04 acres of de minimus wetlands (PEM) to provide security and future expansion of the Bridgewater potable water storage facility.

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

E10-402. Donald C. and Jennifer M. Kaelin, 990 Prospect Road, Evans City, PA 16033. Pond Expansion, in Connoquenessing Township, **Butler County**, ACOE Pittsburgh District (Evans City, PA Quadrangle N: 16.95 inches; W: 5.3 inches).

To expand the existing pond having a normal pool area of 0.32 acre to a proposed normal pool area of 0.90 acre impacting 0.075 acre of PEM/PSS wetlands and to impact 130 feet of an UNT to the Little Connoquenessing Creek (CWF) approximately 250 feet northwest of the intersection of Shannon and Prospect Roads. The permittee is required to provide 0.075 acre of replacement wetlands.

ENVIRONMENTAL ASSESSMENTS

Cambria District: Environmental Program Manager, 286 Industrial Pk. Rd., Ebensburg, PA 15931-4119.

EA32-09-001. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Rd., Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project in Brush Valley Township, **Indiana County**, Pittsburgh ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes 292 linear feet of dangerous highwall. The project will include the backfilling of (1) 0.13 acre of PEM wetlands. Additionally, (2) 0.36 acre of mine drainage contaminated PEM wetlands, which meet criteria published in the *Pennsylvania Bulletin* in December, 1996, and therefore do not require mitigation, will be backfilled. (3) A minimum of 0.31 acre of existing PEM wetland that is mine drainage contaminated will be restored to provide good quality wetlands as mitigation for impacts to the noncontaminated wetlands. The project will directly impact 0.49 acre of wetland, of which 0.36 acre are mine drainage contaminated and 0.13 acre are noncontaminated. A minimum of 0.31 acre of mine drainage contaminated wetland will be restored to good water quality wetland to compensate for noncontaminated wetland impacts. (New Florence Quadrangle N: 21.9 inches, W: 16.7 inches)

ACTIONS

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0221236	Brocklehurst Mobile Home Park, Inc. 306 Fox Mine Road Jackson Center, PA 16133	Jackson Township Mercer County	UNT to Fox Run 20-A	Y
PA0090182	Concordia Lutheran Ministries 134 Marwood Road Cabot, PA 16023	Jefferson Township Butler County	UNT to Little Buffalo Creek 18-F	Y

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

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

NPDES Permit No. PA-0032999-A1, Sewage, **Department of Conservation and Natural Resources**, 400 Market Street, Rachel Carson Office Building, P. O. Box 8451, Harrisburg, PA 17105-8451. This proposed facility is located in Kidder Township, **Carbon County**.

Description of Proposed Action/Activity: Issuance of an amended NPDES Permit.

NPDES Permit No. PA-0064998, Sewage, **West Mahanoy Township**, 190 Pennsylvania Avenue, Shenandoah, PA 17976. This proposed facility is located in West Mahanoy Township, **Schuylkill County**.

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

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

NPDES Permit No. PA0246486 Amendment No. 1, Sewage, **Little Washington Wastewater Company**, The Links at Gettysburg STP, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposed facility is located in Mount Joy Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to Rock Creek in Watershed 13-D.

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

NPDES Permit No. PA0239445, Sewage, **Sugar Grove Area Sewage Authority**, R. D. 4, Box 205, Sugar Grove, PA 16350. This proposed facility is located in Sugar Grove Borough and Sugar Grove Township, **Warren County**.

Description of Proposed Action/Activity: This project is authorized to discharge to Stillwater Creek in Watershed 16-B.

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

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

WQM Permit No. 4604409, Sewerage, **West Norriton Township**, 1630 West Marshall Street, Jeffersonville, PA 19403-3236. This proposed facility is located in West Norriton Township, **Montgomery County**.

Description of Proposed Action/Activity: Rehabilitation of existing pump station.

WQM Permit No. 1500421 C-1, Sewerage, **Upper Uwchlan Township**, 140 Pottstown Pike, Chester Springs, PA 19425. This proposed facility is located in Upper Uwchlan Township, **Chester County**.

Description of Proposed Action/Activity: Collection and conveyance system to include gravity sewers, a pumping station and force main.

WQM Permit No. 1503409 Amendment No. 2, Sewerage, **East Fallowfield Township**, 2264 Strasburg Road, East Fallowfield, PA 19320. This proposed facility is located in East Fallowfield Township, **Chester County**.

Description of Proposed Action/Activity: Increased operating capacity of Robins Cove PS No. 2 from 52,775 gpd to 139,401 gpd.

WQM Permit No. 4604416, Sewerage, **Lower Moreland Township Municipal Authority**, 640 Red Lion Road, Huntingdon Valley, PA 19006-6234. This proposed facility is located in Lower Moreland Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a pumping station serving 20 EDUs and discharging into Lower Moreland Township sanitary sewer collection system.

WQM Permit No. 4604413, Sewerage, **Borough of Conshohocken Authority**, 601 East Elm Street, Conshohocken, PA 19428-1914. This proposed facility is located in Borough of Conshohocken, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of 5 buildings consisting of 375 apartments and clubhouse.

WQM Permit No. 1504413, Sewerage, **East Fallowfield Township**, 2264 Strasburg Road, East Fallowfield, PA 19320. This proposed facility is located in East Fallowfield Township, **Chester County**.

Description of Proposed Action/Activity: Construction and operation of a wastewater pump station serving 77 single family residential lots and 81 townhouse units.

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

WQM Permit No. 2104414, Sewerage, **South Middleton Township Municipal Authority**, 345 Criswell Drive, P. O. Box 8, Boiling Springs, PA 17007-0008. This proposed facility is located in South Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewerage facilities consisting of a duplex suction lift pump station and 4-inch diameter force main serving the Washco-Carlisle Crossing project.

WQM Permit No. 3604417, Sewerage, **Suburban Lancaster Sewer Authority**, 218 West Orange Street, Lancaster, PA 17603. This proposed facility is located in West Lampeter Township, **Lancaster County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewerage facilities consisting of a pump station with dual submersible pumps each rated at 160 gpm including 2,337 feet of 4-inch force main.

WQM Permit No. 0102404 Transfer 05-1, Sewerage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposed facility is located in Mount Joy Township, **Adams County**.

Description of Proposed Action/Activity: Transfer of the operation of Sewage Treatment Facilities and Pump Stations of the Links at Gettysburg.

WQM Permit No. 2180402 Amendment 04-2, Sewerage, **Hampden Township Sewer Authority**, 230 South Sporting Hill Road, Mechanicsburg, PA 17055. This proposed facility is located in Hampden Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction/Operation of Phase 2 Solids Handling.

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

WQM Permit No. WQM 1704405, Sewerage, **Dana Milliron**, 992 Bottom Road, Rockton, PA, 15856. This proposed facility is located in Union Township, **Clearfield County**.

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

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

WQM Permit No. WQG018356, Sewerage, **Mark A. Clark**, 178 Donation Road, Greenville, PA 16125. This proposed facility is located in Hempfield Township, **Mercer County**.

Description of Proposed Action/Activity: Sewage discharge for a single residence.

WQM Permit No. 2489202, Industrial Waste Amendment No. 4, **Onyx Greentree Landfill, LLC**, 635 Toby Road, Kersey, PA 15846. This proposed facility is located in Fox Township, **Elk County**.

Description of Proposed Action/Activity: This project is for the addition of a clarifier to reduce solids.

WQM Permit No. 6203418, Sewerage, **Sugar Grove Area Sewage Authority**, R. D. 4, Box 205, Sugar Grove, PA 16350. This proposed facility is located in Sugar Grove Borough and Sugar Grove Township, **Warren County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a new sewage treatment facility to serve the Sugar Grove Borough and Sugar Grove Township areas.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAI130545	Delaware County 201 W. Front St. Media, PA 19063	Delaware	Media Borough	Chester Creek, Darby Creek, Cobbs Creek, Ridley Creek	N

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011503053	Gen Terra Corporation Deerfield Subdivision 101 Marchwood Road Exton, PA 19341	Chester	Charlestown Township	UNT Pigeon Creek (HQ-TSF)
PAI011504056	St. Peter's Church in Great Valley St. Peter's Church in Great Valley Development P. O. Box 334 Paoli, PA 19301	Chester	Tredyffrin and East Whiteland Townships	Valley Creek (EV)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10N033 Phase II	Austin Burke SLIBCO 222 Mulberry St. P. O. Box 431 Scranton, PA 18503	Lackawanna	Jessup Borough	Grassy Island Creek, HQ-CWF
PAI024804019	Acquisition Management, Inc. 2141 Downyflake Lane Allentown, PA 18103	Northampton	Forks Township	Bushkill Creek, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045904002	Wellsboro Municipal Authority 28 Crafton St. Wellsboro, PA 16901	Tioga	Wellsboro Borough Charleston and Delmar Townships	Baldwin Run HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10F034R	Ronald Thompson JARO Dev. Co. Inc. 3816 Wax Myrtle Run Naples, FL 34112	Centre	Rush Township	Cold Stream HQ

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Single Residence Sewage Treatment Plants
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Chadds Ford Township Delaware County	PAG2002304057	Newlin Homes 1657 Warpath Road West Chester, PA 19382	Harvey Run (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Marple Township Delaware County	PAG2002304059	T Moore Building Company 801 Crestview Drive Springfield, PA 19064	Crum Creek (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Salford Township Montgomery County	PAG2004604119	Moulton Builders, Inc. Edgewood Terrace 301 North Broad Street Lansdale, PA 19446	Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Plymouth Township Montgomery County	PAG2004604208	Central Montgomery County Area Vocational School Center for Technical Studies 821 Plymouth Road Plymouth Meeting, PA 19462	Sawmill Run (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Gwynedd Township Montgomery County	PAG2004604202	North Penn Gulf Gasoline Service Station Dev. 1605 South Valley Forge Road Lansdale, PA 19446	Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
East Norriton Township Montgomery County	PAG2004603148	Glen Farms, LP Pimlico Farms 1030 West Germantown Pike Fairview Village, PA 19409	UNT Stony Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Red Hill Borough Montgomery County	PAG2004604065	TH Properties Preston Court 345 Main Street Harleysville, PA 19438	Macoby Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Pottstown Borough Montgomery County	PAG2004604114	Genesis Housing Corporation May Street Crossing 208 DeKalb Street Suite 212 Norristown, PA 19401	Schuylkill River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015104013	School District of Philadelphia G Street and Hunting Park Ave. Elementary School 734 Schuylkill Avenue Philadelphia, PA 19146-2397	Delaware River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015104018	Safeguard Properties Safeguard Storage Dev. 105 Maxess Road Suite 125 Melville, NY 11747	Delaware River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015104026	Philadelphia Gas Works PGW Naphtha Tanks Demolition and Removal 800 West Montgomery Avenue Philadelphia, PA 19122	Schuylkill River and Little Schuylkill River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015104028	JMD James D. Morrissey, Inc. James D. Morrissey Inc. Site 9191 Frankford Avenue Philadelphia, PA 19114	Pennypack Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Brunswick Township Schuylkill County	PAG2005404042	Benchmark Development c/o Ralf Bzura P. O. Box 311 Orwigsburg, PA 17961	UNT to the Little Schuylkill River, CWF	Schuylkill County Cons. Dist. (570) 622-3742
Lower Milford Township Lehigh County	PAG2003904036	Kenneth Schoch Schoch Homes 2695 Wassergass Rd. Hellertown, PA 18055	Saucon Creek, CWF	Lehigh County Cons. Dist. (610) 391-9583
Lynn Township Lehigh County	PAG2003904041	Roger Persing 1040 South 4th St. Allentown, PA 18103	Ontelaunee Creek, CWF	Lehigh County Cons. Dist. (610) 391-9583
Kutztown Borough and Maxatawny Township, Berks County	PAG2-0006-05-004	Lynn Ziegenfuss LRM Ziegenfuss 449A Main Street Oley, PA 19547	UNT to Sacony Creek TSF	Berks County Conservation District 1238 County Welfare Rd. P. O. Box 520, Leesport PA 19533 (610) 372-4657 ext. 209.
North Heidelberg Township, Berks County	PAG2-0006-05-005	Gery Webster 88 Oak Grove Road Morgantown, PA 19543	UNT to Spring Creek CWF	Berks County Conservation District 1238 County Welfare Rd. P. O. Box 520, Leesport PA 19533 (610) 372-4657 ext. 209.

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Albany Township, Berks County	PAG2-0006-05-006	Brian Kobularcik Metropolitan Development Group 438 Walnut Street Reading, PA 19601	Maiden Creek WWF	Berks County Conservation District 1238 County Welfare Rd. P. O. Box 520, Leesport PA 19533 (610) 372-4657 ext. 209.
Swatara Township, Lebanon County	PAG2-0038-04-038	Swatara Retirement Community 412 S. 12th Street Lebanon, PA 17042	Swatara Creek WWF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908
South Lebanon Township Lebanon County	PAG2-0038-04-040	William Smeltzer 120 Troutman Drive Myerstown, PA 17067	Quittapahilla Creek TSF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908
Bethel Township Lebanon County	PAG2-0038-05-002	Mt. Zion Road Church of the Brethren 2087 Mt. Zion Road Lebanon, PA 17046	Earlkill Run to Little Swatara Creek WWF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908
Jackson Township Lebanon County	PAG2-0038-05-001	Marvin Dueck East End Tire, L.L.C. 655 East Lincoln Avenue Myerstown, PA 17067	Tulpehocken Creek TSF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908
East Lampeter Township Lancaster County	PAG2-0036-04-098	Edward L Jackson 654 N. Strickler Rd. Manheim, PA 17545	Pequea Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Donegal Township Lancaster County	PAG2-0036-04-105	Triple H Construction 430 Springville Rd. Ephrata, PA 17522	UNT to Donegal Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Lititz Borough Lancaster County	PAG2-0036-04-108	Keller Brothers Ford 730 S. Broad St. Lititz PA 17543	Lititz Run WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Earl Township Lancaster County	PAG2-0036-04-110	BMH Associates LP 979 Oakview Dr. New Holland, PA 17557	UNT Conestoga River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Columbia Borough Lancaster County	PAG2-0036-04-121	Columbia Borough School District 98 South Sixth St. Columbia, PA 17512	Susquehanna River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Manheim Township Lancaster County	PAG2-0036-04-126	2882 Kissel Hill Rd. Partnership 25 N. Queen St. Suite. 602 Lancaster, PA 17608	Conestoga River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lancaster Township Lancaster County	PAG2-0036-05-001	Cornerstone Development Group One Market Way East York, PA 17401	UNT Conestoga River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Manheim Township Lancaster County	PAG2-0036-05-002	Blackford Development 120 Northpointe Blvd. Lancaster, PA 17601	Little Conestoga Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township Lancaster County	PAG2-0036-05-003	Richard T. Whittaker 1946 Pickering Trail Lancaster, PA 17601	UNT Pequea Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Donegal Township Lancaster County	PAG2-0036-05-004	Shah Mathias, Eastern Devel. 3255 Cape Horn Rd., Box 163 Red Lion, PA 17356	UNT Donegal Creek CWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Ephrata Township Lancaster County	PAG2-0036-05-007	Glen Bollinger 69 Maple Farm Rd. Ephrata, PA 17522	UNT Cocalico Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Manheim Township Lancaster County	PAG2-0036-05-008	Franklin & Marshall College College Ave. P. O. Box 3003 Lancaster, PA 17604	Little Conestoga Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township Lancaster County	PAG2-0036-04-098	Edward L Jackson 654 N. Strickler Rd. Manheim, PA 17545	Pequea Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Donegal Township Lancaster County	PAG2-0036-04-105	Triple H Construction 430 Springville Rd. Ephrata, PA 17522	UNT Donegal Creek CWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Lititz Borough Lancaster County	PAG2-0036-04-108	Keller Brothers Ford 730 S. Broad St. Lititz, PA 17543	Lititz Run WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Earl Township Lancaster County	PAG2-0036-04-110	BMH Associates LP 979 Oakview Dr. New Holland, PA 17557	UNT Conestoga River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Columbia Borough Lancaster County	PAG2-0036-04-121	Columbia Borough School District 98 South Sixth St. Columbia, PA 17512	Susquehanna River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Manheim Township Lancaster County	PAG2-0036-04-126	2882 Kissel Hill Rd. Partnership 25 N. Queen St. Suite. 602 Lancaster, PA 17608	Conestoga River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lancaster Township Lancaster County	PAG2-0036-05-001	Cornerstone Development Group One Market Way East York, PA 17401	UNT Conestoga River WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Manheim Township Lancaster County	PAG2-0036-05-002	Blackford Development 120 Northpointe Blvd. Lancaster, PA 17601	Little Conestoga Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township Lancaster County	PAG2-0036-05-003	Richard T. Whittaker 1946 Pickering Trail Lancaster, PA 17601	UNT Pequea Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
East Donegal Township Lancaster County	PAG2-0036-05-004	Shah Mathias, Eastern Devel. 3255 Cape Horn Rd., Box 163 Red Lion, PA 17356	UNT Donegal Creek CWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Ephrata Township Lancaster County	PAG2-0036-05-007	Glen Bollinger 69 Maple Farm Rd. Ephrata, PA 17522	UNT Cocalico Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Manheim Township Lancaster County	PAG2-0036-05-008	Franklin & Marshall College College Ave. P. O. Box 3003 Lancaster, PA 17604	Little Conestoga Creek WWF	Lancaster County CD 1383 Arcadia Rd., Room 6 Lancaster, PA 17601 (717) 299-5361
Smithfield Town Center, Southwest quadrant of the SR 22/SR 26 Interchange Huntingdon, PA	PAG2-0031-03-007	THF Huntingdon Development, L.P. 2127 Inner Belt Business Center Drive, Suite 200 St. Louis, MO 63114	UNT to the Juniata River WWF	Huntingdon County Conservation District R. D. 1, Box 7C, Rt. 26, S. Huntingdon, PA 16652
Smithfield Township, Huntingdon County				
Weaver Falls Bridge Replacement Weaver Falls Bridge, SR 3003	PAG2-0031-03-013	Department of Transportation District 9-0 1620 North Juniata Street Hollidaysburg, PA 16648	Raystown Branch of the Juniata River TSF	Huntingdon County Conservation District R. D. 1, Box 7C, Rt. 26, S. Huntingdon, PA 16652
Hopewell Township, Huntingdon County				
Columbia County Scott Township	PAG2001904009	John D. Klingerman 1388 SR 487 Bloomsburg, PA 17815	Fishing Creek WWF	Columbia County Conservation District 702 Sawmill Rd., Suite 204 Bloomsburg, PA 17815 (570) 784-1310 x 102
Union County Buffalo Township	PAG2006004013	David Shook 7879 Old turnpike Rd. Mifflinburg, PA 17844	Buffalo Creek CWF	Union County Conservation District 88 Bull Run Crossing Suite 5 Lewisburg, PA 17837 (570) 523-8782
Allegheny County Monroeville	PAG2000203026-1	Forbes Regional Hospital 2570 Haymaker Road Monroeville, PA 15146	Turtle Creek (TSF)	Allegheny County CD (412) 241-7645

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Allegheny County Pleasant Hills Borough	PAG2000203052-1	Sheetz, Inc. 5700 Sixth Avenue Altoona, PA 16602	Lewis Run (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Franklin Park Borough	PAG2000204096	Eddy Homes, Inc. 4000 Washington Rd. McMurray, PA 15317	Pine Creek (CWF)	Allegheny County CD (412) 241-7645
Allegheny County Monroeville and North Versailles Township	PAG2000204099	Department of Transportation 45 Thoms Run Road Birdgeville, PA 15017	Turtle Creek and McGrew's Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Richland Township	PAG2000204103	Frank Zottola 3401 Felecity Avenue Allison Park, PA 15101	Deer Creek (CWF)	Allegheny County CD (412) 241-7645
Allegheny County Collier Township	PAG2000204106	Collier Township Municipal Authority 2418 Hilltop Road Presto, PA 15142	Robinson Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County City of Pittsburgh	PAG2000204108	Port Authority of Allegheny County 345 Sixth Avenue Third Floor Pittsburgh, PA 15222	Allegheny River (WWF)	Allegheny County CD (412) 241-7645
Allegheny County McCandless Township	PAG2000204109	Northwood Realty Services 134 Three Degree Road Pittsburgh, PA 15237	Pine Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Jefferson Hills Borough	PAG2000204110	Turnpike Commission 2200 North Center Avenue New Stanton, PA 15672-9602	Peters Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Ross Township	PAG2000204111	F. C. Ross Associates, LLC 4 Gateway Center Suite 212 Pittsburgh, PA 15222	Girty's Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Ohio Township	PAG2000204112	Christ Church of Grove Farm 249 Duff Road Sewickley, PA 15143	Toms Run (CWF)	Allegheny County CD (412) 241-7645
Allegheny County Forward Township	PAG2000204113	Reserve Coal Properties Company 1800 Washington Rd. Pittsburgh, PA 15241	Perry Mill Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Brentwood Borough	PAG2000204114	Echo Real Estate Services Company 701 Alpha Drive Pittsburgh, PA 15238	Saw Mill Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Harmar Township	PAG2000204115	Harmar Development Co. 2801 Freepport Road Pittsburgh, PA 15238	Deer Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Edgeworth Borough	PAG2000204117	Edgeworth Dev. Assoc. LP 1300 Oliver Building Pittsburgh, PA 15222 and A.W. McCay Cont., Inc 3918 Chessrown Ave. Gibsonia, PA 15044	Ohio River (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Whitehall Borough	PAG2000204121	George Benson 4800 Clairton Blvd. Pittsburgh, PA 15236	Streets Run (WWF)	Allegheny County CD (412) 241-7645
Beaver County Economy Borough	PAG2000404018	Maronda Homes, Inc. 202 Park West Drive Pittsburgh, PA 15275	UNT to Big Sewickley Creek (TSF)	Beaver County CD (724) 774-7090

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Beaver County Marion Township	PAG2000405001	Survey Tech Corp. c/o Jack A. Ringeisen 20280 Route 19 Suite 6 Cranberry Township, PA 16066	Connoquenessing Creek (WWF)	Beaver County CD (724) 774-7090
Fayette County Dunbar, Lower Tyrone, Franklin Townships and Vanderbilt and Dawson Boroughs	PAG2002604037	Yough Sanitary Authority P. O. Box 168 Dawson, PA 15428	Youghiogheny River (WWF)	Fayette County CD (724) 438-4497
Washington County Union Township	PAG2006305005	Township of Union 3904 Finley-Elrama Rd. Finleyville, PA 15332	Monongahela River (WWF)	Washington County CD (724) 228-6774
Westmoreland County East Huntingdon Township	PAG2006504017	Wendell H. Stone Co. 606 McCormick Avenue Connellsville, PA 15425	Belson Run (WWF)	Westmoreland County CD (724) 837-5271
Butler County Middlesex Township	PAG2-0010-04-028	Hickory Knoll Farms Linda Starr 400 Isle Road Butler, PA 16001	UNT to Bull Creek-TSF	Butler County Conservation District (724) 284-5270
Elk County Fox Township	PAG2-00-24-03- 0005	Gerturde Hippchen 347 Old Kersey Road St. Marys, PA 15857	Laurel Run	Elk Conservation District (814) 776-5373
Lawrence County Wilmington Township	PAG2-00-37-04- 007	Glenn Morris Chairman New Wilmington Municipal Authority 134 High Street New Wilmington, PA 16142	UNT to Little Neshanock Creek-TSF	Lawrence County Conservation District (724) 652-4512
Warren County Conewango Township	PAG2-00-62-04- 003	ALDI, INC. Saxonburg Division 6000 North Noah Dr Saxonburg, PA 16056	UNT Conewango Creek	Warren County Conservation District (814) 563-3117

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
City of Philadelphia Philadelphia County	PAR800035	SEPTA 2705 Roberts Ave. Philadelphia, PA 19129	Schuylkill River-3F Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Middletown Township Delaware County	PAR800032	SEPTA 445 Lenni Rd. Lenni, PA 19037	Chester Creek-3G Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Upper Darby Township Delaware County	PAR800031	SEPTA 110 Victory Ave. Upper Darby, PA 19082	Cobbs Creek-3G Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Darby Borough Delaware County	PAR800018	SEPTA 103 Victory Ave. Upper Darby, PA 19082	Cobbs Creek-3G Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Plymouth Township Montgomery County	PAR800034	SEPTA 1525 Alan Wood Rd. Conshohocken, PA 19428	UNT to Plymouth Creek-3F Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Dauphin County East Hanover Township	PAR113550	U. S. Army Reserves 99th Regional Readiness Command ATTN: AFRC-CPA-EN-E 99 Soliders Way Coraopolis, PA 15108-2550	Manada Creek/CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Boyertown Borough	PAR203515	Unicast Company 241 North Washington Street Boyertown, PA 19512	Swamp Creek/TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Franklin County Antrim Township	PAR803675	Con-Way Transportation Services 3240 Hillview Avenue Palo Alto, CA 94304	Conococheague Creek/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Blair County Logan Township	PAR603561	East End Auto Parts 600 E. Sixth Ave. Road Altoona, PA 16602	Little Juniata Creek/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County East Lampeter Township	PAR203574	High Steel Structures, Inc. P. O. Box 10008 Greenfield Road and Rt. 340 Lancaster, PA 17605	UNT to Conestoga/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Juniata County Fermanagh Township	PAR603566	Steve Zeiders Steve's Used Cars R. R. 4, Box 1702 Mifflintown, PA 17059	UNT to Schweyer Run/CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Blair County Allegheny Township	PAR803586	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	UNT to Beaverdam Branch/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Cumberland County Shippensburg Borough	PAR123560	Schreiber Foods, Inc. 208 East Dykeman Road Shippensburg, PA 17257	Middle Spring Creek/CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Blair County Snyder Township	PAR603554	Elizabeth A. Stager Tyrone Auto Salvage R. D. 5, Box 50 Tyrone, PA 16686	Little Juniata River/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Huntingdon County Dudley Borough	PAR603563	Thomas McGhee McGhee's Used Cars, Inc. P. O. Box 315 Fourth Street Dudley, PA 16634	UNT to Shoup Run/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Mifflin County Decatur Township	PAR603553	Mark A. Rossman Rossman Automotive Salvage 5 Brower Road Lewistown, PA 17044	Meadow Creek/CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Decatur Township, Clearfield County	PAR604821	Roy Conklin 2453 Phillipsburg Bigler Highway Box 100 West Decatur, PA 16878	UNT to Little Laurel Run CWF	Water Management Program Manager 208 West Third Street, Williamsport, PA 17701 (570) 327 3664

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Decatur Township, Clearfield County	PAR604819	D C Enterprises 2381 Phillipsburg Bigler Highway P. O. Box 406 Phillipsburg, PA 16866	UNT To Little Laurel Run CWF	Water Management Program Manager 208 West Third Street, Williamsport, PA 17701 (570) 327 3664
Clinton Township Lycoming County	PAR604816	Robert Twigg B & C Auto Wreckers 4867 Route 15 Hwy. Montgomery, PA 17752	UNT Blackhole Creek TSF	Northcentral Regional Office Water Management Program 208 West Third Street Williamsport, PA 17701 (570) 327-3664
Cambria County City of Johnstown	PAR206145	Johnstown Redevelopment Authority 401 Washington Street 4th Floor Public Safety Building Johnstown PA 15901-1892	Conemaugh River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Beaver County City of Aliquippa	PAR216148	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	Ohio River via Jones Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Allegheny County City of Pittsburgh	PAR806159	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	Chartiers Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Westmoreland County New Stanton Borough	PAR806162	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	UNT to Sewickley Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Washington County South Strabane Township	PAR806161	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	Chartiers Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Fayette County
Menallen Township

PAR806160

United Parcel Service, Inc.
521 North Center Avenue
New Stanton, PA 15672

Redstone Creek

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

Armstrong County
North Apollo Borough

PAR806158

United Parcel Service, Inc.
521 North Center Avenue
New Stanton, PA 15672

Kiskiminetas River

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

Indiana County
White Township

PAR806157

United Parcel Service, Inc.
521 North Center Avenue
New Stanton, PA 15672

UNT of Two Lick
Creek

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

Beaver County
Rochester Township

PAR806156

United Parcel Service, Inc.
521 North Center Avenue
New Stanton, PA 15672

UNT to Beaver River

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

Cambria County
Richland Township

PAR806155

United Parcel Service, Inc.
521 North Center Avenue
New Stanton, PA 15672

Sams Run

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

General Permit Type—PAG-4

*Facility Location &
Municipality*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Berks County
Penn Township

PAG043515

Royal C. Stout
144 Plum Creek Road
Bernville, PA 19506

Plum Creek/CWF

DEP—SCRO
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4707

Union Township,
Union County

PAG045188

Oliver R. Wagner
1060 Harvard Street
Middleburg, PA 32068

West Branch
Susquehanna River,
WWF

Northcentral
Regional Office
Water Management
Program
208 West Third
Street,
Suite 101
Williamsport, PA
17701
(570) 327-3664

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Union Township Clearfield County	PAG045187	Dana Milliron 992 Bottom Road Rockton, PA 15856	Laborde Branch CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Washington County Amwell Township	PAG046206	Larry L. Day P. O. Box 5 Prosperity, PA 15329-0005	UNT to Fork Bane Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Westmoreland County Hempfield Township	PAG046210	Harold C. Lepro R. D. 11, Box 618A Greensburg, PA 15601-9141	UNT to Jacks Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Shenango Township, Mercer County	PAG048364	Janice M. and Kenneth J. DeMaria 18 East Paul Street West Middlesex, PA 16159	UNT to Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Hempfield Township, Mercer County	PAG049148	Mark A. Clark 178 Donation Road Greenville, PA 16125	UNT to Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
North Fayette Township Allegheny County	PAG056199	Tonidale Gulf Station 7021 Steubenville Pike Oakdale, PA 15071	UNT to Moon Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8 (SSN)

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Hampden Township Cumberland County	PAG083568 PAG083569	Hampden Township 230 South Sporting Hill Road Mechanicsburg, PA 17050-3097	Boyd Weary Farm West Pennsboro Township Cumberland County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Center Road Decatur Township Clearfield County	PAG-08-4819	Moshannon Valley Joint Sewer Authority 829 North 9th Street Philipsburg, PA 16866	Eugene C. Roberts Farm Decatur Township Clearfield County	Northcentral (570) 327-3655

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Platt Farm Biosolids Site Blacklick Township Indiana County	PAG086106	Redevelopment Auth. of the City of Johnstown Public Safety Building, 4th Floor Johnstown PA 15901	Platt Farm	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act.

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

Permit No. 0904510, Minor Amendment. Public Water Supply.

Applicant	Borough of Sellersville 140 E. Church Street Sellersville, PA 18960
Borough	Sellersville
County	Bucks
Type of Facility	PWS

Consulting Engineer Cowan Associates, Inc.
120 Penn-Am Drive
Quakertown, PA 18951

Permit to Construct Issued January 18, 2005

Permit No. 0904512, Minor Amendment. Public Water Supply.

Applicant	Bucks County Water and Sewer Authority 1275 Almshouse Road Warrington, PA 18976
Borough	New Hope
County	Bucks
Type of Facility	PWS
Consulting Engineer	Carroll Engineering Corporation 949 Easton Road Suite 100 Warrington, PA 1897

Permit to Operate Issued January 18, 2005

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

Permit No. 5404503, Public Water Supply.

Applicant	Borough of Schuylkill Haven 12 West Main Street Schuylkill Haven, PA 17972-1900
Borough or Township	North Manheim Township
County	Schuylkill County
Type of Facility	PWS
Consulting Engineer	Michael J. Daschbach, P. E. Entech Engineering, Inc. 4 South 4th Street P. O. Box 32 Reading, PA 19603

Permit to Construct Issued January 25, 2005

Operations Permit issued to: **Delaware Water Gap National Recreation Area**, One River Road, Bushkill, PA 18324, (PWSID 2450745) Middle Smithfield Township, **Monroe County** on January 13, 2005, for the operation of facilities approved under construction permit No. 4504504.

Permit No. Minor Amendment. Public Water Supply.

Applicant	Pennsylvania American Water Co. 800 West Hersheypark Drive Hershey, PA 17033
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Borough or Township Dickson City Borough
 County **Lackawanna County**
 Type of Facility PWS
 Consulting Engineer Scott M. Thomas, P. E.
 Pennsylvania American Water
 Co.
 800 West Hersheypark Drive
 Hershey, PA 17033
 Permit to Construct January 24, 2005
 Issued

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

Permit No. 3104503 MA, Minor Amendment, Public Water Supply.

Applicant **R. R. P. Recreation Limited Partnership**
 Municipality Lincoln Township
 County **Huntingdon**
 Type of Facility Construction of a new
 200,000-gallon water storage
 tank for the Lake Raystown
 Resort.
 Consulting Engineer Joseph Keller, P. E.
 Keller Engineers, Inc.
 P. O. Box 61
 Hollidaysburg, PA 16648
 Permit to Construct 1/27/2005
 Issued:

Permit No. 0604522 MA, Minor Amendment, Public Water Supply.

Applicant **Pennsylvania Water Company**
 Municipality Wyomissing Borough
 County **Berks**
 Type of Facility Repainting and minor repairs to
 existing Wyomissing Hills Low
 Tank. Repairs to the 575,000
 gallon tank include installation
 of a 30-inch diameter manhole
 and minor concrete repair.
 Consulting Engineer Scott M. Thomas, P. E.
 Pennsylvania American Water
 Company
 800 West Hersheypark Drive
 Hershey, PA 17033
 Permit to Construct 1/27/2004
 Issued:

Permit No. 6704515, Public Water Supply.
 Applicant **The York Water Company**
 Municipality East Manchester Township
 County **York**
 Type of Facility This PWS permit is for the
 construction of the Starview
 Booster Pump Station.

Consulting Engineer Ryan M. Ural, P. E.
 The York Water Company
 130 East Market Street
 P. O. Box 15089
 York, PA 17405-7089

Permit to Construct 1/24/2005
 Issued:

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

Permit No. 1403504—Operation Public Water Supply.

Applicant **College Township Water Authority**
 Township or Borough College Township
 County **Centre**
 Responsible Official Adam Brumbaugh
 College Township Water
 Authority
 1481 East College Avenue
 State College, PA 16801
 Type of Facility Public Water Supply—Operation
 Consulting Engineer Kim Mazur
 Entech Engineering, Inc.
 4 South Fourth Street
 P. O. Box 32
 Reading, PA 19603
 Permit Issued Date 1/28/05
 Description of Action Operation of the rehabilitated
 Lemont Pump Station with all
 associated piping and controls.

Permit No. 4104501—Construction Public Water Supply.

Applicant **Williamsport Municipal Water Authority**
 Township or Borough City of Williamsport
 County **Lycoming**
 Responsible Official Uwe E. Weindel, Executive
 Director
 Williamsport Municipal Water
 Authority
 253 West Fourth Street
 Williamsport, PA 17701
 Type of Facility Public Water
 Supply—Construction
 Consulting Engineer John Amend, P. E.
 Malcolm Pirnie, Inc.
 40 Centre Drive
 Orchard Park, NY 14127
 Permit Issued Date 1/31/05
 Description of Action Construction of the Lycoming
 well field and Third Street pump
 station.

STORMWATER MANAGEMENT

Action on plans submitted under the Storm Water Management Act (32 P. S. §§ 680.1—680.17)

Bureau of Watershed Management, P. O. Box 8555, Harrisburg, Pennsylvania 17105-8555.

Plan No. 159:39, Little Lehigh Creek Stormwater Management Plan Update as submitted by **Lehigh County**, was approved on January 19, 2005.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
West Cornwall Township	73 South Zinns Mill Road Lebanon PA 17042	Lebanon

Plan Description: The approved plan provides for a change in the method of sewage service for the Northwood Drive area. The change is to remove the Northwood Drive area from the sewer service area and into the Township's onlot sewage management district. The Mine Road area will be served by a pump station and force main tributary to the existing collection system in Quentin. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Mahoning Township	P. O. Box 99 Hillsville, PA 16132	Lawrence

Plan Description: The approved plan provides for the construction of a new sanitary sewer system and sewage treatment plant to serve areas of need from the village of Edinburg west along US Route 224 to the Ohio state line. The proposed sewage treatment plant will be located near Edinburg and discharge to the Mahoning River. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Cochranon Boro	P. O. Box 66 Cochranon, PA 16314-0066	Crawford

Plan Description: The approved plan provides for the construction of a centralized collection and treatment system to serve the entire borough. The 157,000 gpd treatment plant will discharge treated effluent to French Creek. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Former Allegro Microsystems W. G., Inc., Property, Upper Moreland Township, **Montgomery County**. Richard T. Wroblewski, PG, ERM, 350 Eagleview Blvd., Suite 200, Exton, PA 19341 on behalf of Bruce Goodman, Goodman Prop., 636 Old York Rd., Jenkintown, PA 19046 has submitted a Remedial Investigation and Final Report concerning remediation of site groundwater contaminated with barium. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Kimmel Iron and Metal Co., Inc., Manheim Township, **Lancaster County**. Marks Environmental, Inc., 140 Bollinger Road, Elverson, PA 19520, on behalf of

Franklin & Marshall College, P. O. Box 3003, Lancaster, PA 17604-3003, submitted a Final Report concerning remediation of site soils contaminated with inorganics and lead and site groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to the Site-Specific Standard.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

LTV Steel Company, Inc. Coke Plant City of Pittsburgh, **Allegheny County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Bill Widdoes, ALMONO, LP, c/o RIDC, 425 6th Avenue, Pittsburgh, PA 15219) has submitted a Risk Assessment Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The report and plan are intended to document remediation of the site to meet the Site-Specific Standard

Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Former Pittsburgh Metals Purifying Site, Ivy Woods, Clinton Township, **Butler County**. William G. Wier, PG, Civil & Env. Consultants, Inc., 333 Baldwin Rd., Pittsburgh PA 15205 (on behalf of Ivy Woods Ind. Works, 161 Deer Creek Rd., Saxonburg PA 16056) has submitted a Final Report concerning remediation of site Soil contaminated with Asbestos. The report is intended to document remediation of the site to meet 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), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk

assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

Integris Metals, City of Philadelphia, **Philadelphia County**. C. Peter Beyer, Env. Resources Mgmt., Inc., 350 Eagleview Blvd., Suite 200, Exton, PA 1934 on behalf of Ronald Giles, Integris Metal, 456 85th Ave. NW, Minneapolis, MN 55433 has submitted a Final Report concerning the remediation of site soil contaminated with TCE. The Final report demonstrated attainment of the State-wide Health Standard and was approved by the Department on January 20, 2005.

Salmon and Butler Prop. City of Philadelphia, **Philadelphia County**. Christopher Orzechowski, RT Env. Svc., Inc., 215 W. Church Rd., King of Prussia, PA 19406 has submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soil contaminated with metals and PHA; groundwater contaminated with benzene and lead. The Remedial Investigation Report and Cleanup Plan were approved by the Department on January 25, 2005.

Crown Cork and Seal Fac., City of Philadelphia, **Philadelphia County**. Peter Beyer, REM, 856 Springdale Dr., Exton, PA 19341 on behalf of Revi Chawla, St. Prop., 12700 Townsend Rd., Philadelphia, PA 19154 has submitted a Remedial Investigation Report, Remedial Assessment Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with chlorinated solvents, MTBE, other organics, No. 5 fuel oil PAH and unleaded gasoline. The Remedial Investigation Report, Remedial Assessment Report and Cleanup Plan was approved the Department on January 19, 2005.

Manhattan Bagel/Former Mobil Fac. No. GPX, Darby Township, **Delaware County**. Andrew Huber, GSC, 1AAA Dr., Suite 203, Hamilton, NJ 08691 on behalf of John J. Hoban, ExxonMobil Corp., 220 Commerce Dr., Suite 205, Ft. Washington, PA 19034 has submitted a Remedial Investigation Report concerning the remediation of site soil contaminated with unleaded gasoline and

groundwater contaminated with MTBE. The Remedial Investigation Report was approved by the Department on December 9, 2004.

Skelp Level Road, East Bradford Township, **Chester County**. Jon M. Molison, Golder Assoc., Inc., 1100 Hector Ave., Suite 225, Conshohocken, PA 19428 on behalf of Sonoco Products Co., 1 N. 2nd St., Hartsville, SC 29550 has submitted a Remedial Investigation Report, Remedial Assessment and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with arsenic. The Remedial Investigation Report, Remedial Assessment Report and Cleanup Plan were approved by the Department on January 24, 2005.

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

Progress Park, Lot No. 2, City of Lebanon, **Lebanon County**. ARM Group, Inc., 1129 West Governor Road, P. O. Box 797, Hershey, PA 17033-0797, on behalf of City of Lebanon, 400 South. 8th Street, Lebanon, PA 17042, submitted a Baseline Environmental Report concerning remediation of site soils contaminated with inorganics and PAHs, and site groundwater contaminated with PAH. The site is being remediated as a Special Industrial Area. The report was approved by the Department on January 19, 2005.

Progress Park, Lot No. 8, City of Lebanon, **Lebanon County**. ARM Group, Inc., 1129 West Governor Road, P. O. Box 797, Hershey, PA 17033-0797, on behalf of City of Lebanon, 400 South. 8th Street, Lebanon, PA 17042, submitted a Baseline Environmental Report concerning remediation of site soils contaminated with inorganics and PAHs, and site groundwater contaminated with PAH. The site is being remediated as a Special Industrial Area. The report was approved by the Department on January 19, 2005.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Pittsburgh Tube Company Facility (Former), City of Monaca, **Beaver County**. William G. Weir, Civil & Environmental Consultants, Inc. 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Beaver County Corporation for Economic Development, 250 Insurance Street, Suite 300, Beaver PA 15009, and Pittsburgh Tube Company 600 Clubhouse Drive Suite 200, Moon Township, PA 15108-3195) has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, solvents antimony, arsenic, copper and selenium. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on January 24, 2005.

West Elizabeth Lumber Property, West Elizabeth, **Allegheny County**. Timothy S. Evans, American Geosciences, Inc., 3925 Reed Blvd., Suite 400, Murrysville, PA 15668-1848 (on behalf of Michael Hoag, National Industrial Lumber Company, 489 Rosemont Road, North Jackson, OH 44451) has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with inorganics. The Remedial Investigation Report was approved by the Department on January 14, 2005.

210 Oliphant Road (David Kennedy Residence), Georges Township, **Fayette County**. David Socks, Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 has submitted a Final Report concerning remediation of site soil contaminated

with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 28, 2004.

Wimmer Scrap Facility (Former), Etna Borough, **Allegheny County**. Wendy Noe, American Geosciences, Inc., 3925 Reed Blvd., Suite 400, Murrysville, PA 15668-1848 (on behalf of Marco Pompeo, Etna Properties, LLP, 2201 Main Street, Pittsburgh, PA 15215) has submitted a Baseline Environmental Report concerning the remediation of site soil contaminated with heavy metals, and PCBs. The Baseline Environmental Report was approved by the Department on January 24, 2005.

Armstrong Lofts, City of Pittsburgh, **Allegheny County**. Scott Rasmussen, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Charles L. Hammel, III, CDC Properties, Inc., 15 27th Street, Pittsburgh, PA 15222) has submitted a Baseline Environmental Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents, inorganics, other organics, and PAHs. The Baseline Environmental Report was approved by the Department on February 25, 2004.

Phase II Monessen Riverfront Redevelopment, City of Monessen, **Westmoreland County**. Alan Halperin, D'Appolonia Engineering, 275 Center Road, Monroeville, PA 15146 (on behalf of Jay Bandieramonte, Redevelopment Authority of the County of Westmoreland, 601 Courthouse Square, Greensburg, PA 15601) has submitted Baseline Environmental Report concerning remediation of site soil contaminated with fuel oil No 6, inorganics, lead and PAHs. The Baseline Environmental Report was approved by the Department on October 18, 2004.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes Barre, PA 18711-0790.

Permit Application No. 400470. Wilkes-Barre General Hospital, 575 North River Street, Wilkes-Barre, PA 19764. A Permit Renewal approval authorizing the continued operation of a municipal waste and infectious/chemotherapeutic waste, a.k.a. ICW, incinerator at this facility located in Wilkes-Barre City, **Luzerne County**. The permit was issued by the Regional Office on December 13, 2004. The permit expires on June 4, 2014. This permit does not authorize any change to the facility's construction or operations and consolidates all relevant existing permit conditions into this single permit.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit ID No. 301307. Perma-Fix of Pittsburgh, Inc., (formerly U. S. Liquids of Pennsylvania, Inc.), 1800 Columbus Avenue, Suite 5, Pittsburgh, PA 15233. Operation of a residual waste transfer and processing facility in City of Pittsburgh, **Allegheny County**. Permit reissuance approved in the Regional Office on January 28, 2005.

AIR QUALITY

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

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

35-320-006GP7: Panel Prints, Inc. (1001 Moosic Road, Old Forge, PA 18518) on January 27, 2005, to construct and operate lithographic sheet fed printing operations at their facility in Old Forge Borough, **Lackawanna County**.

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

GP1-06-05044: Department of Public Welfare—Wernersville State Hospital (P. O. Box 300, Wernersville, PA 19565) on January 25, 2005, for Small Gas and No. 2 Oil Fired Combustion Units under GP1 in South Heidelberg Township, **Berks County**.

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

GP5-03-00205B: Great Lakes Energy Partners, LLC (P. O. Box 235, Route 85 and Northern Ave., Yatesboro, PA 16263) on January 26, 2005, to operate a compressor engine at their natural gas production facility in Cowanshannock Township, **Armstrong County**.

GP5-26-00483A: Great Lakes Energy Partners, LLC (P. O. Box 235, Route 85 and Northern Avenue, Yatesboro, PA 16263) on January 26, 2005, to operate a compressor engine and a dehydrator at their natural gas production facility in Lower Tyrone Township, **Fayette County**.

GP5-32-00333A: Great Lakes Energy Partners, LLC (P. O. Box 235, Route 85 and Northern Avenue, Yatesboro, PA 16263) on January 26, 2005, to operate a compressor engine at their natural gas production facility in Black Lick Township, **Indiana County**.

GP5-65-00879B: Great Lakes Energy Partners, LLC (P. O. Box 235, Route 85 and Northern Avenue, Yatesboro, PA 16263) on January 26, 2005, to operate a compressor engine and dehydrator at their natural gas production facility in East Huntington Township, **Westmoreland County**.

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

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

46-0036J: Visteon System LLC (2750 Morris Rd., Lansdale, PA 19446) on January 31, 2005, to operate a

urea selective catalytic in Worcester Township, **Montgomery County**.

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

06-05040A: East Penn Manufacturing Co., Inc. (P. O. Box 147, Lyon Station, PA 19536) on January 26, 2005, to modify the scrap dryer controlled by a fabric collector and HEPA filter in Richmond Township, **Berks County**.

36-03129A: Kalas Manufacturing, Inc.—Plant No. 3 (25 Main Street, Denver, PA 17517) on January 24, 2005, for construction of additional soldering pots and a baghouse in East Cocalico Township, **Lancaster County**.

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

65-00613B: International Mill Service, Inc. (1155 Business Center Drive, Horsham, PA 19044) on January 20, 2005, to install additional crushing, screening and conveying equipment to be powered by two small generators rated at 100 hp and 125 hp or less at their scrap reclamation facility in Rostraver Township, **Westmoreland County**.

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

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

09-0050C: Better Materials Corp. (P. O. Box 231, Easton, PA 18044) on January 27, 2005, to operate an asphalt batch plant in Wrightstown Township, **Bucks County**.

23-0094: Steinbeis Packaging, LLC (1515 Garnet Mine Road, Boothwyn, PA 19061) on January 20, 2005, to operate two rotogravure printing presses in Bethel Township, **Delaware County**.

46-0031B: SmithKline Beecham dba GlaxoSmithKline (1250 South Collegeville Road, Collegeville, PA 19426) on January 28, 2005, to operate two MW No. 2 fuel oil-fired generators in Upper Providence Township, **Montgomery County**.

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

13-308-104: Horsehead Corp. (900 Delaware Avenue, Palmerton, PA 18071) on January 19, 2005, to modify Waelzing/Calcine Kiln No. 1 and associated air cleaning devices at their facility in Palmerton Borough, **Carbon County**. The Plan Approval has been extended.

39-313-042: Filmtech Corp. (2121 31st Street, SW, Allentown, PA 18103) on January 27, 2005, to modify polyethylene extrusion lines and associated air cleaning devices at the facility in Allentown, **Lehigh County**. The Plan Approval has been extended.

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

55-399-005: Professional Building Systems, Inc. (72 East Market Street, Middleburg, PA 17842) on January 21, 2005, to operate a modular home manufacturing facility on a temporary basis until May 21, 2005, in Middleburg Borough, **Snyder County**. The plan approval has been extended.

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

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

26-00495: Allegheny Energy Supply Co., LLC—Gans Turbine Station (4350 Northern Pike, Monroeville, PA 15146) on January 28, 2005, in Springhill Township, **Fayette County**. The facility's major source of emissions include two simple cycle combustion turbines which primarily emit NOx and CO.

04-00702: United States Gypsum Co. (125 South Franklin, Department No. 176, Chicago, IL 60606) on January 28, 2005 in Aliquippa, **Beaver County**. The facility's major sources of emissions include a kiln, two kettles, two dryer mills, numerous miscellaneous material handling processes controlled by dust collectors and fugitive emissions from paved and unpaved roads.

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.

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

40-00001: Fairchild Semiconductor Corp. (125 Crestwood Road, Mountaintop, PA 18707) on January 25, 2005, issued a Synthetic Minor Operating Permit for the manufacturing of semiconductors and related devices at their facility in Wright Township, **Luzerne County**.

40-00053: Barletta Materials and Construction, Inc. (P. O. Box 550, Tamaqua, PA 18252) on January 16, 2005, to operate a batch asphalt plant and associated air-cleaning device at their Harwood facility in Hazle Township, **Luzerne County**.

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

28-05037: Oshkosh Truck Corp.—Jerr-Dan Hykes Road Rollback Plant (1080 Hykes Road, Greencastle, PA 17225-9699) on January 24, 2005, for their Synthetic Minor Operating Permit in Antrim Township, **Franklin County**.

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

04-00445: Veka, Inc. (100 Veka Drive, Fombell, PA 16123) on January 25, 2005, to manufacture vinyl window and door products at their Fombell Plant in Franklin Township, **Beaver County**. The main emissions from the facility are Volatile Organic Compounds and Hazardous Air Pollutants.

03-00238: Curran-Shaffer Funeral Home and Crematory, Inc. (100 Owens View Avenue, Apollo, PA 15613) on January 28, 2005, for a state only operating permit for a crematory in Kiskiminetas Township, **Armstrong County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

California District Mining Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-7100.

63841302. Maple Creek Mining, Inc. (981 Route 917, Bentleyville, PA 15314), to revise the permit for the Maple Creek Mine in Nottingham Township, **Washington County**, ACOE Pittsburgh District. (Hackett, PA Quadrangle, N: 14.6 inches; W: 10.8 inches to N: 14.3 inches; W: 10.9 inches.)

This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15), and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the regarding of approximately 750 feet of UNT to Mingo Creek to alleviate ponding conditions over the O West longwall panel.

Permit issued January 24, 2005.

63841302. Maple Creek Mining, Inc. (981 Route 917, Bentleyville, PA 15314), to revise the permit for the Maple Creek Mine in Nottingham Township, **Washington County**, ACOE Pittsburgh District. (Hackett, PA Quadrangle, N: 14.6 inches; W: 10.3 inches to N: 14.4 inches; W: 10.4 inches.)

This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15), and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the regarding of approximately 450 feet of UNT to Mingo Creek to alleviate ponding conditions over the O West longwall panel.

Permit issued January 24, 2005

63841302. NPDES Permit No. PA0090689, Maple Creek Mining, Inc. (981 Route 917, Bentleyville, PA 15314), to revise the permit for the Maple Creek Mine in Nottingham Township, **Washington County** to perform stream restoration of approximately 210 feet to UNT to

Mingo Creek over the O West longwall panel. No additional discharges. Permit issued January 24, 2005.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, (814) 472-1900.

Permit No. 11970103 and NPDES Permit No. PA0234450. T. J. Mining Inc., P. O. Box 370, Carrolltown, PA 15722, permit revision—land use change on Morchesky property from Forest to Unmanaged natural habitat in Cresson Township, **Cambria County**, affecting 6.6 acres. Receiving streams: Burgoon Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received on November 16, 2004. Application issued on January 24, 2005.

56663112 and NPDES Permit No. PA0606472. Reimer, Inc., 1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541, SMP Renewal in Stonycreek Township, **Somerset County**, affecting 431.3 acres. Receiving streams: UNT of and to Boone Run and Clear Run classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Hooversville Boro Municipal Authority Stonycreek Intake No. 1. Application received June 21, 2004. Permit issued January 20, 2005.

32990107 and NPDES Permit No. PA0235121. Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001, surface mining permit renewal for reclamation only in Rayne and Washington Townships and Ernest Borough, **Indiana County**, affecting 90.5 acres. Receiving stream: McKee Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received November 24, 2004. Permit issued January 20, 2005.

56990103 and NPDES Permit No. PA0235172. Future Industries, Inc., P. O. Box 157, Meyersdale, PA 15552-0157, surface mining permit renewal in Brothersvalley Township, **Somerset County**, affecting 222.0 acres. Receiving streams: UNTs to/and Miller's Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received November 24, 2004. Permit issued January 24, 2005.

32940110 and NPDES Permit No. PA0212962. Big Mack Leasing Company, Inc., R. D. 6, Box 231, Kittanning, PA 16201-7707, surface mining permit renewal in Young Township, **Indiana County**, affecting 27.5 acres. Receiving stream: Neal Run classified for the following use: TSF. There are no potable water supply intakes within 10 miles downstream. Application received November 22, 2004. Permit issued January 24, 2005.

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

03990107 and NPDES Permit No. PA0202622. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Permit renewal issued for continued operation and reclamation of a bituminous surface mining site located in Washington and East Franklin Townships, **Armstrong County**, affecting 263.8 acres. Receiving streams: UNT to Limestone Run to Allegheny River. Application received: December 7, 2004. Renewal issued: January 24, 2005.

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

17000107 and NPDES Permit No. PA 0242951. Shud's Coal Hounds, Inc. (5757 Green Acre Road, Houtzdale, PA 16651). Revision to an existing bituminous

surface mine-auger permit for a change in permit acres from 146.8 to 167.8 acres. The permit is located in Woodward and Bigler Townships, **Clearfield County**. Receiving streams: Upper Morgan Run and Goss Run. Application received: August 12, 2004. Permit issued: January 20, 2005.

17930117 and NPDES Permit No. PA 0219584. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849). Renewal of an existing bituminous surface mine permit in Goshen Township, **Clearfield County** affecting 329.8 acres. Receiving streams: UNT to Surveyor Run and Surveyor Run. Application received: November 4, 2004. Permit issued: January 20, 2005.

17990120 and NPDES Permit No. PA 0242756. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Transfer of an existing bituminous surface mine-auger permit from Moravian Run Reclamation Co., Inc. The permit is located in Penn Township, **Clearfield County** and affects 37.5 acres. Receiving streams: UNT to Bell Run, to Bell Run, to the West Branch of the Susquehanna River. Application received: July 27, 2004. Permit issued: January 21, 2005.

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

54830209R4 and NPDES Permit No. PA0613631. South Tamaqua Coal Pockets, Inc., (804 West Penn Pike, Tamaqua, PA 18252), renewal of an existing coal refuse reprocessing operation in West Penn Township, **Schuylkill County** affecting 37.0 acres, receiving stream: Little Schuylkill River. Application received September 29, 2004. Renewal issued January 26, 2005.

Noncoal Permits Actions

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

33041006. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16801) Authorization to extract noncoal (industrial minerals) in Washington Township, **Jefferson County** to provide fill material to the DuBois Jefferson County Airport Interchange. Receiving streams: Horm Run. Application received: December 21, 2004. Permit Issued: January 25, 2005.

25042801. Northwest Gravel Co. (10746 Ridge Road, Girard, PA 16417). Commencement, operation, and restoration of a small noncoal sand and gravel operation in Girard Township, **Erie County** affecting 5.2 acres. Receiving streams: UNT to Elk Creek. Application received: 7/1/04. Permit Issued: January 26, 2005.

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

7573SM1A1C4 and NPDES Permit No. PA0592722. Hempt Brothers, Inc., (205 Creek Road, Camp Hill, PA 17011), renewal of NPDES Permit for discharge of treated mine drainage in Dickinson Township, **Cumberland County**, receiving stream: Mountain Creek. Application received December 3, 2004. Renewal issued January 25, 2005.

35042801. James F. Stark, (303 Mountain Avenue, Chinchilla, PA 18410), commencement, operation and restoration of a bluestone quarry operation in South Abington Township, **Lackawanna County** affecting 2.0 acres. Receiving stream: Shady Lane Creek and Leggetts Creek. Application received September 3, 2004. Permit issued January 27, 2005.

**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. 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 W. Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118.

39054001. MF Ronca & Sons, (179 Mikron Road, Bethlehem, PA 18020) and Bernard J. Hasara, (1125 East Mahanoy Avenue, Mahanoy City, PA 17948), construction blasting at Lehigh County Authority Spring Creek Force Main in Lower and Upper Macungie Townships and Salisbury Township, **Lehigh County** with an expiration date of February 18, 2006. Permit issued January 26, 2005.

46054002. AMROC, (7531 Chestnut Street, Zionsville, PA 18092), construction blasting at Macoby Woods in Upper Hanover Township, **Montgomery County** with an expiration date of December 19, 2005. Permit issued January 26, 2005.

06054002. J. Roy's, Inc., (Box 125, Bowmansville, PA 17507), construction blasting at Country Club Estates Development in Exeter Township, **Berks County** with an expiration date of January 31, 2006. Permit issued January 26, 2005.

46054003. J. Roy's, Inc., (Box 125, Bowmansville, PA 17507), construction blasting at Flat Rock Dam in Lower Merion Township, **Montgomery County** with an expiration date of December 31, 2005. Permit issued January 26, 2005.

67054001. J. Roy's, Inc., (Box 125, Bowmansville, PA 17507), construction blasting at Ashcombe Farms in Dover Township, **York County** with an expiration date of January 30, 2006. Permit issued January 26, 2005.

28054004. Geological Technologies, Inc., (P. O. Box 70, Falling Waters, WV 25419), construction blasting at Orchard Estates in Waynesboro Borough and Washington Township, **Franklin County** with an expiration date of June 1, 2005. Permit issued January 26, 2005.

48054002. National Earth Services, (245 Butler Avenue, Lancaster, PA 17601) and DC Guelich Explosives Company, (P. O. Box 29, Bloomsburg, PA 17815), construction blasting at Bethlehem Landfill-Cell 4B Development in Lower Saucon Township, **Northampton County** with an expiration date of August 1, 2005. Permit issued January 26, 2005.

45054001. Labrador Construction, (P. O. Box 1379, Marshalls Creek, PA 18335) and Austin Powder, 559 Nor-Bath Boulevard, Northampton, PA 18067), construction blasting at Tranquility Woods in Smithfield Township, **Monroe County** with an expiration date of January 1, 2006. Permit issued January 26, 2005.

21054103. Brubacher Excavating, Inc., (P. O. Box 528, Bowmansville, PA 17507), construction blasting for a home in Penn Township, **Cumberland County** with an expiration date of January 20, 2006. Permit issued January 26, 2005.

21054104. Keystone Blasting Service, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for a home in North Newton Township, **Cumberland**

County with an expiration date of March 30, 2005. Permit issued January 26, 2005.

21054105. John W. Gleim, Jr., Inc., (625 Hamilton Street, Carlisle, PA 17013), construction blasting for Stonehedge Development in South Middleton Township, **Cumberland County** with an expiration date of June 1, 2005. Permit issued January 26, 2005.

22054102. Cumberland Valley Drilling & Blasting, (6820 Wertzville Road, Enola, PA 17025), construction blasting for Cedar Shopping Center in South Hanover Township, **Dauphin County** with an expiration date of January 31, 2006. Permit issued January 27, 2005.

35054103. Hayduk Enterprises, (P. O. Box 554, Dalton, PA 18414), construction blasting for a home in Roaring Brook Township, **Lackawanna County** with an expiration date of December 31, 2005. Permit issued January 27, 2005.

36054105. Gerlach's Drilling & Blasting, (172 Bender Mill Road, Lancaster, PA 17603), construction blasting for Penns Crossing in Manheim Township, **Lancaster County** with an expiration date of February 15, 2006. Permit issued January 27, 2005.

36054106. Brubacher Excavating, Inc., (P. O. Box 528, Bowmansville, PA 17507), construction blasting for PPL Transmission-Landisville in East Hempfield Township, **Lancaster County** with an expiration date of January 25, 2006. Permit issued January 27, 2005.

**FEDERAL WATER POLLUTION
CONTROL ACT SECTION 401**

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

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

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E45-461. Lake Naomi Club, Route 423, P. O. Box T, Pocono Pines, PA 18350-0620. Tobyhanna Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a pedestrian bridge having a single span of approximately 102.0 feet and a minimum underclearance of approximately 10.0 feet across Upper Tunkhannock Creek (HQ-CWF) and three minor road crossings in a de minimus area of PFO wetlands equal to 0.05 acre for the purpose of constructing a pedestrian walkway. The project begins at a point 30 feet upstream of the SR 0423 bridge and includes approximately 2,600 feet of pedestrian walkway along SR 0423, northwest of Lake Naomi (Pocono Pines, PA Quadrangle N: 19.8 inches; W: 13.8 inches). (Subbasin: 2A)

E48-346. Forks Township, 1606 Sullivan Trail, Easton, PA 18040-8398. Forks Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a channel change in a tributary to the Delaware River (CWF) for the purpose of re-establishing a trapezoidal channel having a bottom width of 20 feet, a maximum depth of 4 feet and 3H:1V sideslopes. The project will be confined to a 40-foot wide drainage easement along a 2,000 L.F. reach of stream channel located in the Frost Hollow Subdivision, approximately 0.5 mile north of Frost Hollow Road (Easton, PA-NJ Quadrangle N: 18.2 inches; W: 11.1 inches). (Subbasin: 1F)

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

E01-249: PennDOT Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Germany and Mount Joy Townships, **Adams County**, ACOE Baltimore District.

To remove the existing single-span bridge and then to construct and maintain a two-span bridge with an overall clear span of 173.96 feet on a 70° skew with an average underclearance of 5 feet over Alloway Creek (WWF), and related improvements on SR 2012, Section B04, Segment 0040, Offset 0000, located about 3.0 miles west of Littlestown Borough (Taneytown, MD-PA Quadrangle N: 21.1 inches; W: 3.0 inches) in Germany and Mount Joy Townships, Adams County.

E05-328: PennDOT Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648 in Bedford Township, **Bedford County**, ACOE Baltimore District.

To remove the existing two-span bridge and then to construct and maintain a two-span bridge with a total span of 158.5 feet with a minimum underclearance of 12.5 feet across the Raystown Branch Juniata River (TSF) on SR 0030, Section 019 to improve the roadway condition located in Wolfsburg Village (Bedford, PA Quadrangle N: 8.4 inches; W: 4.2 inches) in Bedford Township, Bedford County.

E22-457: Yingst Homes, Incorporated, 4712 Smith Street, Harrisburg, PA 17109 in West Hanover Township, **Dauphin County**.

To install and maintain: 1) a twin 35'4" span by 11'5" rise dual arch bridge to cross an UNT to Beaver Creek (WWF), locally known as Little Beaver Creek, and adjacent wetlands, 2) two crossings of UNTs to Little Beaver Creek and associated wetlands, 3) two road crossing of wetlands, 4) three utility line crossing of wetland/stream complexes, 5) one temporary wetland/stream crossing to facilitate the installation impact No. 1, and 6) eight 18-inch outfalls to watercourses, all for the purpose of constructing the 121 unit Meadows of Fort Stewart subdivision, located just east of Piketown Road south of the intersection of Piketown and Sandy Hollow Roads (Harrisburg East, PA Quadrangle N: 17.0 inches; W: 1.0 inch) in West Hanover Township, Dauphin County. The work will permanently impact 0.46 acre of wetland: 0.28 acre of palustrine emergent wetlands, 0.155 acre of palustrine forested wetland, and 0.025 acre of palustrine scrub/shrub wetland. The permittee is required to provide a minimum of 0.64 acre of replacement wetlands.

E28-309: Long-Vu Whitetails, P. O. Box 603, Greencastle, PA 17225 in Metal Township, **Franklin County**, ACOE Baltimore District.

To operate and maintain two metal footbridges across the West Branch Conococheague Creek (CWF) with hanging vinyl and synthetic rubber strip barriers suspended beneath the footbridges and a 10-foot tall 6-inch wire fence along the floodway of the creek upstream of the footbridges. The purpose for the project is for the containment of game animals on a private deer hunting preserve at two stream crossings. Authorization is also provided to modify, operate, and maintain a ford crossing at the site. The project is located in Metal Township, Franklin County (upstream bridge Burnt Cabins, PA Quadrangle N: 0.2 inch; W: 1.8 inches and the downstream bridge McConnellsburg, PA Quadrangle N: 21.6 inches; W: 2.6 inches).

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

E08-406. Borough of Wyalusing, P. O. Box 131, 102 Senate Street, Wyalusing, PA 18853-0131. Wyalusing Creek Restoration Project, in Wyalusing Borough, **Bradford County**, ACOE Baltimore District (Wyalusing, PA Quadrangle N: 8 inches; W: 0.5 inch).

To construct, operate and maintain a 6,381 linear foot stream restoration project utilizing natural channel design techniques in Wyalusing Creek. The project consists of 7 W-weirs and 10 rock J-Hook vanes constructed of a durable blocky angular rock. Allowances for structure placement of 50 linear feet upstream and downstream of the location shown on the drawings are authorized without prior notification to the Department. All modifications beyond those distances shall receive prior authorization by the Department. All structure placement, channel pattern, profile and dimension shall be conveyed on a complete set of as-built drawings within 60 days of project completion. This permit also authorizes filling of

0.52 acre of wetlands and the creation of 0.52 acre of replacement wetlands within the project area. This project is located on 1,350 feet downstream of the first bridge on T-461 from Wyalusing.

E19-246. Eric D. Long and Joan M. Long, 1198 Peffer Road, Mechanicsburg, PA 17056. Floodway Encroachment in Orange Township, **Columbia County**, ACOE Baltimore District (Bloomsburg, PA Quadrangle N: 17.4 inches; W: 0.90 inch).

To remove the existing 14 foot by 60 foot mobile home from the 100-year floodway of Fishing Creek and to construct a one story modular home 26 feet by 44 feet mounted on piers above the 100-year floodway of Fishing Creek on Lot No. 81 in Roberts Grove located off State Route 487 about 6 miles north of Interstate I-80 at the Lightstreet Exit in Orange Township, Columbia County.

The project will not impact wetlands or waterways while disturbing less than 0.1 acre of earth. Fishing Creek is a Trout Stocked Fisheries Stream. This permit was issued under Section 105.13(e) "Small Projects."

E41-544. Paul F. Glunk, 2865 Canfield Lane, Montoursville, PA 17754. Small Projects Water Obstruction and Encroachment Joint Permit, in Loyalsock Township, **Lycoming County**, ACOE Susquehanna River Basin District (Montoursville South, PA Quadrangle N: 20.81 inches; W: 9.91 inches).

To remove an existing residential structure totaling approximately 1,100 square feet and construct and maintain a 1,504 square feet residential structure 1.5 ft. above the elevation associated with the 100-year floodplain, in the floodway of the West Branch of the Susquehanna River, which is located 2.8 miles south from the intersection of Warrensville Road and Canfield Lane along Canfield Lane, in Loyalsock Township, Lycoming County. This permit was issued under Section 105.13(e) "Small Projects."

E55-200. Penn Valley Airport Authority, 100 Airport Road, Selinsgrove, PA 17870. Water Obstruction and Encroachment Permit application, in Monroe Township, **Snyder County**, ACOE Susquehanna River Basin District (Sunbury, PA Quadrangle N: 14.2 inches; W: 16 inches).

To construct and maintain 3,200 linear feet of roadway within the floodway and floodplain of Penns Creek. The project proposes to relocate a portion of SR 1014 (Mill Road) to facilitate future runway expansion at the Penns Valley Airport in Monroe Township, Snyder County. The placement of the fill will not permanently impact any jurisdictional wetlands. This permit was issued under Section 105.13(e) "Small Projects."

E55-201. Leonard Krauthem III, R. R. 5, Box 341, Middleburg, PA 17842. Water Obstruction and Encroachment Permit, in Middleburg Borough, **Snyder County**, ACOE Susquehanna River Basin District (Middleburg, PA Quadrangle N: 8.1 inches; W: 6.4 inches).

To construct and maintain 97 feet of 30-inch diameter polyethylene pipe in a tributary to "Stumps Run" along SR 0104 in Middleburg Borough, Snyder County. This project proposes to have a minimal impact on the tributary to "Stumps Run" (tributary to Middle Creek), which is listed as a WWF. The project does not propose to impact any jurisdictional wetlands. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E62-402, Leslie J. Lindemuth, 2 McGuire Run Road, Tidioute, PA16351-1208. Lindemuth bridge across McGuire Run, in Tidioute Borough, **Warren County**, ACOE Pittsburgh District (Tidioute, PA Quadrangle N: 11.6 inches; W: 3.3 inches).

The applicant proposes to operate and maintain a steel beam bridge having a clear span of 26 feet and an underclearance of 6 feet across McGuire Run on a private driveway extending northeast from McGuire Run Road approximately 1,700 feet east of Morrison Hill Road. The bridge replaced an existing structure destroyed by flooding in July, 2003 and was authorized by DEP Emergency Permit No. EP6203603.

SPECIAL NOTICES

Certification to Perform Radon-Related Activities in this Commonwealth

During January 2005, the Department of Environmental Protection, under the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder in 25 Pa. Code Chapter 240, has certified the following persons to perform radon-related activities in this Commonwealth. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in this Commonwealth and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (800) 23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Lionel Barnaby	5119 Valley Stream Lane Macungie, PA 18062	Testing
Bryan Beachy	3984 Elrama Road Finleyville, PA 15332	Testing
David Bollinger	1341 North Delaware Avenue Suite 205 Philadelphia, PA 19125	Testing
Roger Burens, Jr. Air Quality Control, Inc.	241 King Manor Drive Suite D King of Prussia, PA 19406	Testing
Paul Doering	746 Mancill Road Wayne, PA 19087	Testing
Todd Giddings & Associates	3049 Enterprise Drive State College, PA 16801	Mitigation
Ronald Heist	627 Firetower Road Muncy, PA 17756	Testing
John Kerrigan RHIS, Inc.	100 Old Kennett Road Wilmington, DE 19807	Testing
David Koloskee	4021 West 12th Street Erie, PA 16505	Testing
Rob Lunny	2370 York Road Unit A 9-C Jamison, PA 18929	Testing
Paul Malmquist	658 Center Hill Road P. O. Box 160 Upper Black Eddy, PA 18972	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Anne Niblett	3201 Addison Drive Wilmington, DE 19808	Testing
Robert Orlandini	109 Hunters Circle Exeter, PA 18643	Testing
Roger Priest	P. O. Box 200 Salfordville, PA 18958	Testing
Joseph Ruane	42 Lombardo Drive Wilkes-Barre, PA 18702	Testing
Jeffrey Seevers	9661 Ginny Lane North East, PA 16428	Testing
Howard Shanker	1341 North Delaware Avenue Suite 205 Philadelphia, PA 19125	Testing
David Sperring	4826 Thoroughbred Loop Erie, PA 16506	Testing
Wayne Stevens Anthracite Radon	R. R. 7, Box 7229 Suite 102 Moscow, PA 18444	Testing & Mitigation
James Stever	1621 Limekiln Pike Dresher, PA 19025	Mitigation
Joseph Szivos	2253 East Scenic Drive Bath, PA 18014	Testing
David Teter	224 East Mifflin Street Orwigsburg, PA 17961	Testing
Todd Tuvell	17 Crestpoint Drive New Castle, DE 19720	Testing
Robert Ulm	2920 Liberty Way Liberty Boro, PA 15133	Mitigation

ENVIRONMENTAL ASSESSMENT

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

Location: North Manheim Township, Schuylkill County. Applicant: Borough of Schuylkill Haven, 12 West Main Street, Schuylkill Haven, PA 17972-1900.

Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Borough of Schuylkill Haven proposes reconstruction with design modification of the existing PWS water treatment plant located at Tumbling Run to be rated at a capacity of 2 mgd.

The Department of Environmental Protection's (Department) review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the Environmental Assessment.

Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Loads (TMDLs) for the Little Juniata River in Blair County

Central Office: Bureau Director, Water Supply and Wastewater Management, P. O. Box 8467, Harrisburg, PA 17105-8467.

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

developed for the Little Juniata River in Blair County. The TMDL was established in accordance with the requirements of Section 303(d) of the Clean Water Act. Pennsylvania's 1996 and 1998 Section 303(d) lists included stream segments in the watershed. The listings of these segments were due to use impairments caused by nutrients and siltation.

There currently are no State or Federal in-stream numerical water quality criteria for nutrients and sediment. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. The proposed TMDL sets allowable loadings of phosphorus and sediment in the Little Juniata River Watershed. The phosphorus loadings were allocated among all land use categories as well as point sources present in the watershed. Data used in establishing these TMDLs were generated using a water quality analysis model (AVGWLF) designed by the Pennsylvania State University. STREAMPLAN-PA was used to model the point sources in the watershed.

The data and all supporting documentation used to develop the proposed TMDL are available from the Department. The proposed TMDL and information on the TMDL program can be viewed on the Department's website at www.dep.state.pa.us (PA Keyword: TMDL). To request a copy of this TMDL, contact Lee McDonnell, Department of Environmental Protection, Water Supply and Wastewater Management, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 787-9637 or lmcdonnell@state.pa.us.

The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval. Written comments will be accepted at the previously listed address and must be postmarked by March 7, 2005. A public meeting to discuss the technical merits of the TMDL will be held on February 15, 2005, at 7 p.m. at the Antis Township Building.

[Pa.B. Doc. No. 05-287. Filed for public inspection February 11, 2005, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website: www.dep.state.pa.us (DEP Keyword: Participate). The "Current Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2005.

Ordering Paper Copies of Department Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Final Guidance—Substantive Revision

DEP ID: 258-2000-764. Title: Residual Waste and Special Handling Waste Streams. Description: This policy, which substantively changes and replaces the Department's existing New Waste Streams Review Policy dated July 23, 1993, reflects the December 2000 amendments to the municipal waste regulations and the January 2001 amendments to the residual waste regulations. This policy provides the Department's procedures that permitted waste processing and waste disposal facilities must follow for submission of a Waste Analysis and Classification Plan (Form R) and the appropriate forms these facilities must file to receive Department approval to accept residual waste (Form U waste) or special handling waste for processing or disposal. The substantive changes in this policy streamline and clarify: the Form R approval process; the procedures required in accepting waste streams that conform to the Department approved Form R; the procedures required for accepting waste streams without an approved Form R or when chemical analysis of waste is not warranted; when and how to amend an approved Form R; the procedures required for accepting residual waste from small quantity waste generators and small quantity residual waste from large quantity generators; and the annual chemical analysis of waste that waste processing and waste disposal facilities must obtain from waste generators on Form 26R. The guidance contains relevant information from guidance document No. 258-2000-768, dated July 23, 1993, titled "Form R and Form U Implementation Guidance." Technical Guidance Document No. 258-2000-764 is established in accordance with section 301 of the Solid Waste Management Act (35 P. S. § 6018.301) and 25 Pa. Code §§ 271.601, 271.611—271.163, 287.51—287.55 and 287.131—287.134. Notice advertising the substantive revisions to Document No. 258-2000-764 was advertised for a 30-day public comment period at 33 Pa.B. 4229 (August 23, 2003). The Department did not receive any comments during the public comment period. Contact: Khatija Satyaswaroop, Bureau of Land Recycling and Waste Management at (717) 772-1752 or ksatyaswar@state.pa.us. Effective Date: February 12, 2005.

Notice to Rescind

DEP ID: 258-2000-768. Title: Form R and Form U Implementation Guidance. Description: Relevant information contained in this guidance, which became effective on July 23, 1993, has been incorporated into guidance No. 258-2000-764: Residual Waste and Special Handling Waste Streams, making the availability of this document no longer necessary. Contact: Khatija Satyaswaroop, Bureau of Land Recycling and Waste Management at (717) 772-1752 or ksatyaswar@state.pa.us. Effective Date: February 12, 2005.

DEP ID: 363-2134-010. Title: Earth Disturbance Permit Policies and Procedures. Description: Due to changes promulgated at 30 Pa.B. 111 (January 1, 2000) to 25 Pa. Code Chapter 102 (relating to erosion and sediment control), the information contained in this guidance document is obsolete. Specifically, the permit referenced in this guidance is no longer available from the Department, making the availability of this document no longer necessary. Contact: Kenneth Reisinger, Bureau of Watershed Management at (717) 787-6827 or kereisinge@state.pa.us. Effective Date: February 12, 2005.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-288. Filed for public inspection February 11, 2005, 9:00 a.m.]

Oil and Gas Technical Advisory Board Meeting Change

The February 17, 2005, workgroup meeting of the Oil and Gas Technical Advisory Board has been rescheduled. The meeting will be held at 10 a.m. on February 15, 2005, at Moshannon District Office, Phillipsburg, PA. This meeting is being held to discuss bonding rates for oil and gas wells.

Questions concerning this meeting can be directed to David Hogeman at (717) 772-2199 or dhogeman@state.pa.us. Information on this meeting is also available through the Public Participation Center on the Department of Environmental Protection's (Department) website: www.dep.state.us (DEP Keyword: Participate).

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact David Hogeman directly at the listed number or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-289. Filed for public inspection February 11, 2005, 9:00 a.m.]

Pennsylvania's Energy Development Authority Board Meeting

A meeting of the Pennsylvania Energy Development Authority (PEDA) Board is scheduled to be held on Wednesday, March 2, 2005, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the agenda should be directed to Jeanne Dworetzky at (717) 772-5942 or jdworetzky@state.pa.us. The agenda is also available on the PEDA website at www.dep.state.pa.us, DEP Keyword "PEDA."

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Karen Miller at (717) 772-8908 or through the Pennsylvania AT&T Relay Service at (800) 654-5984

(TDD) to discuss how the Department of Environmental Protection may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-290. Filed for public inspection February 11, 2005, 9:00 a.m.]

Request for Applications for Watershed Restoration and Protection Grants Through the Growing Greener Program

As part of the 2005 Department of Environmental Protection's (Department) Growing Greener Program (Program), applications are now being accepted for watershed restoration and protection grants. Under 27 Pa.C.S. §§ 6101—6113 (relating to Environmental Stewardship and Watershed Protection Act), the Department is authorized to allocate these grants to a variety of eligible applicants, including: counties, authorities and other municipalities; county conservation districts; watershed organizations; and other organizations involved in the restoration and protection of the environment in this Commonwealth.

For the upcoming grant round, the Department will invest in projects that seek to address nonpoint source pollution, such as abandoned mine drainage, urban and agricultural runoff, atmospheric deposition, onlot sewage systems and earth-moving activities. Eligible projects could include reducing nonpoint source pollution in watersheds where streams are impaired; designing practices and activities that support water quality trading initiatives; integrating stormwater management and flood protection into watershed management; encouraging the beneficial use of abandoned mine pool water; and integrating air deposition controls and management with mitigating water quality problems.

The deadline for submitting applications to the DEP Grants Center (Center) is March 4, 2005. Applications must be postmarked no later than March 4, 2005. If hand delivered, the package must be received by the Center by 4:30 p.m. on March 4, 2005, at the following address. Late submissions will not be considered.

Through the same application, applicants can apply for additional funding through the Department's source water protection and flood protection grant programs. Source water protection grants are available to water suppliers and municipalities to develop and implement local source water protection programs for the protection of community drinking water sources. Flood protection grants are for communities that operate and maintain State and Federal flood protection projects.

To request or download an application, or to obtain more information concerning the Program, visit the Growing Greener website: www.dep.state.pa.us/growgreen. Persons can send e-mails to GrowingGreener@state.pa.us or contact the Center at (717) 705-5400. Written correspondence should be addressed to DEP Grants Center, 15th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8776, Harrisburg, PA 17105-8776.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-291. Filed for public inspection February 11, 2005, 9:00 a.m.]

Small Systems Technical Assistance Center Advisory Board Meeting Cancellation

The Small Systems Technical Assistance Center Advisory Board's (Board) regular quarterly Board meeting scheduled for February 17, 2005, from 10 a.m. to 3 p.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA has been cancelled. The next scheduled meeting of the Board will occur at 10 a.m. on May 19, 2005. An agenda and meeting materials for the May 19, 2005, Board meeting will be available on the Department of Environmental Protection's (Department) website at www.dep.state.pa.us (DEP Keyword: Participate).

Questions concerning the cancelled meeting or the meeting scheduled for May 19, 2005, should be directed to Ray Braun at (717) 772-2186 or rbraun@state.pa.us.

Persons with a disability who require accommodations to attend the May 19, 2005, Board meeting should contact the Department at (717) 772-2186 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-292. Filed for public inspection February 11, 2005, 9:00 a.m.]

Statewide Scientific and Research Projects Informational Meeting

Under the availability of 2005 watershed restoration and protection grants under the Growing Greener Program (see 35 Pa.B. 1282 (February 12, 2005)), the Department of Environmental Protection (Department) is seeking the input of all interested parties in its intended development of scientific research and development related to the priority activities established in the Growing Greener Watershed, Source Water and Flood Protection Grant Application Package. Ideas and research projects to be discussed should enhance watershed restoration and protection and have Statewide application.

The Department will hold a meeting to discuss ideas with potential applicants on projects that meet the following Department priority goals that were listed in the Growing Greener Application Package:

- Projects that assess the relationship of impacts to designated uses and habitat from changes in stream flow.
- Projects that develop or refine measuring and assessment tools at a level effective enough to inform watershed management choices.

The meeting will take place on February 23, 2005, at 1 p.m. in the Susquehanna Room, Southcentral Regional Office Building, 909 Elmerton Avenue, Harrisburg, PA. Meeting participants should be prepared to obtain visitor passes from the security guards by showing a valid form of picture identification at the guard's desk. Questions concerning this meeting can be directed to Patricia McSparran at (717) 783-7404 or pmcsparran@state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Karen Price at (717) 772-4785 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-293. Filed for public inspection February 11, 2005, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Butler Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Butler Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 127.32 (relating to written orders).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons, V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-294. Filed for public inspection February 11, 2005, 9:00 a.m.]

Application of Crozer Chester Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Crozer Chester Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.2.A1 (relating to maximum room capacity).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, dditlow@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

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

Persons with a disability who wish to obtain a copy of a request and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 or V/TT (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-295. Filed for public inspection February 11, 2005, 9:00 a.m.]

Application of Lancaster Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lancaster Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 107.64 (relating to administration of drugs).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons, V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-296. Filed for public inspection February 11, 2005, 9:00 a.m.]

Availability of Traumatic Brain Injury Grant Funds to Support TBI Education

The Bureau of Family Health (Bureau), Division of Child and Adult Health Services is accepting applications to support education and awareness of the causes and consequences of concussion/mild-severe traumatic brain injury (TBI) among youth in junior high and high school. Funding for up to \$3,000 is available to support education and awareness of the causes of TBI as a result of sports or other activities. Activities should educate school staff (that is, teachers, athletic trainers, coaches, school nurses), community sports programs, and/or providers of recreational opportunities which could result in physical injury, appropriate prevention strategies and intervention activities in the event that youth sustain concussions which could result in mild to severe head injury.

For the purpose of this funding opportunity, a TBI is defined as an insult to the brain, not of a degenerative or congenital nature, caused by an external physical force that may produce a diminished or altered state of consciousness, which results in impairment of cognitive abilities or physical functioning or in the disturbance of behavioral or emotional functioning. These impairments may be either temporary or permanent and cause partial or total functional disability or psychosocial maladjustment.

Youth with concussions/mild head injury often do not benefit from intervention because the extent of the injury is not recognized. Currently, approximately 200 high schools and colleges in this Commonwealth are utilizing preplay neuropsychological testing to develop a "baseline" or "benchmark" of an athlete's level of cognitive functioning in the event that the youth has a concussion while participating in sports. While growth in this type of program has grown dramatically over the past 5 years, the majority of high schools in this Commonwealth are not using any kind of concussion management program and junior high/middle schools, and recreational programs have been particularly underserved. Additional screening tools are also available that can be utilized after a youth sustains a concussion/head injury to determine if further evaluation or action is needed. Available resources appear at the end of this document.

The learning objectives of the proposed education and awareness activities must incorporate education on TBI, not just head injury, and should include the following:

1. How to prevent concussions/mild head injuries.
2. How to recognize the warning signs that indicate a concussion/mild head injury has occurred.
3. How to intervene in the event that a concussion/mild head injury is suspected.

Educational and recreational settings in communities in this Commonwealth are being targeted for this effort. Through educational opportunities, teachers, coaches, athletic trainers, school nurses, camp counselors, and the like, will be better equipped to prevent, recognize, manage and provide support for youth sustaining concussions/head injuries resulting from participation in sports or other recreational activities. Project funds must be used to reimburse purchases and activities occurring prior to April 1, 2005.

Eligible applicants are public and private organizations, community-based programs and agencies in this Commonwealth as recognized by a Federal Tax ID number. Individuals may not apply. Informal groups without Federal Tax ID numbers are encouraged to partner with a sponsor organization who may apply on behalf of the group. For-profit organizations may apply. However, no applicant may take a profit from these funds. Only those organizations, programs or agencies that have not received any grant funds from the Bureau of Family Health during the current fiscal year may apply for these funds.

Applicants may include but are not limited to:

- Sports organizations (such as football, baseball, cheerleading, hockey and soccer)
- Schools
- Recreation providers
- Community organizations
- Park and recreation centers
- Camps
- Athletic directors, coaches, trainers and school nurses
- Parent groups and organizations

To apply for funding, a complete application must be postmarked and mailed to the Department of Health (Department) no later than 4 p.m. on March 18, 2005. Applications may be mailed or hand delivered. Applications may not be faxed. Late applications will not be accepted regardless of the reason. The Department expects to notify all applicants of award status by March 31, 2005. It is anticipated that nine awards of up to \$3,000 or less will be made. This is a reimbursement program. Grantees must spend their own funds first and then be reimbursed by the Department.

Application Process

Applicants must complete Attachment A "FY 2004-2005 Application" and attach a clear and concise narrative of no more than five typewritten pages single spaced that includes the following information, labeled by section:

1. The organization's justified need for the awareness and educational activity.
2. The targeted audience for the training.
3. A description of the awareness and education activities that address the learning objectives under the Purpose section of this funding opportunity, including who will do the training and training content (any training/educational material used must be described).
4. A description of how funds will be expended.
5. How the proposed activity will be evaluated or measured for a change in awareness and education on head injury and TBI, specifically.

An explanation of an authorized official of an organization who can bind the provisions of your proposal must sign and date Attachment A. Submit an original and three complete copies of the application, which includes Attachment A, a narrative addressing the previous five points, and any supporting documentation. Applications should be page-numbered and unbound. Incomplete applications will not be reviewed.

Eligible Costs

The maximum cumulative award to any one applicant (as identified by Federal Tax ID number) is \$3,000 per fiscal year. Funds may be used for reimbursement of the costs up to April 1, 2005. The budget section of the application must include a budget narrative detailing by line item how project funds will be used. Expenses eligible for reimbursement under this project include:

1. Purchase of a concussion screening program.
2. Purchase of educational materials.
3. Trainers with expertise in TBI (see resource list).
4. Consultation by the trainer for the program after the initial training.
5. Training costs.

Ineligible Costs

The following costs are not eligible for reimbursement under this project:

1. Administrative/indirect costs.
2. Purchases/activities mandated by the Americans With Disabilities Act.
3. New building construction or structural renovation of an existing space.
4. Capital expenses or equipment.

Summary Report and Invoice Procedures

To receive reimbursement of approved expenses, awardees must submit the following documentation to the Bureau by May 1, 2005:

1. A summary report of activities and evaluative efforts.
2. An attendance list, including person's position in relation to youth.
3. A plan for continuing traumatic brain injury awareness and education.
4. An invoice with expense documentation supporting line item amounts.

All funding decisions are contingent upon the availability of Fiscal Year 04/05 funds and Department approval by means of a proposal review panel. The approval will be based upon a common set of pre-established criteria, including:

1. Does the applicant justify the need for the awareness and educational program.

2. Does the audience of the proposed activity meet the intended target.

3. Does the awareness and education activities meet the learning objectives.

4. The reasonableness of proposed expenditures/purchases.

5. Can the evaluation or measures taken demonstrate a change in awareness and knowledge.

6. Will the activity proposed be of an ongoing, systemic benefit to the community.

Potential Resources

- Brain Injury Association of Pennsylvania, (866) 635-7097, www.biapa.org
- ImPACT, (877) 646-7991, website: www.impact-test.com.
- Keywords to search for products or programs: Concussion assessment instruments, brain injury, return-to-play guidelines, computerized testing, internet testing.
- Printed materials:
 - When Your Child's Head Has Been Hurt: www.tbitac.org. Alternative format can be obtained from TBI Technical Assistance Center (202) 884-6802.
 - UPMC Center for Sports Medicine Card (412) 432-3670
 - American Neurological Association Palm Card: (800) 321-7037

Applications should be mailed to the Department of Health, Bureau of Family Health, Division of Child and Adult Health Services, 7th Floor—East Wing, Health and Welfare Building, P. O. Box 90, Harrisburg, PA 17108, Attention: Becky Kishbaugh, TBI Grant Administrator.

Persons with questions regarding this notice or who wish to request a copy of the application should contact Becky Kishbaugh, (717) 783-5436, ext. 3137, rkishbaugh@state.pa.us.

Persons with a disability who require an alternative format of this notice or of the application (for example, large print, audiotape, Braille) may also contact Becky Kishbaugh at (717) 783-5436, ext. 3137 or persons who are speech or hearing impaired may use V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT)

Attachment A

Pennsylvania Department of Health—Bureau of Family Health

APPLICATION

Traumatic Brain Injury Education

Applicant Information:

- Name of Organization: _____
- FID Number: _____
- Complete Mailing Address: _____

- Contact Person: _____
- Telephone Number: (____) _____ Fax Number: (____) _____
- E-mail Address: _____

Itemized Budget:

Itemized Activity Expenses	
#1: _____	= \$ _____
#2: _____	= \$ _____
#3: _____	= \$ _____
#4: _____	= \$ _____
#5: _____	= \$ _____
#6: _____	= \$ _____
#7: _____	= \$ _____
(attach additional sheets, if necessary)	
TOTAL	= \$ _____
*May not exceed \$3,000	

Provide any additional budget justification details here:

Attach copies of the proof of the cost for every expense proposed within your itemized budget.

Authorized Applicant Signature/Title: _____

Printed Name: _____

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-297. Filed for public inspection February 11, 2005, 9:00 a.m.]

Integrated Human Immunodeficiency Virus (HIV) Planning Council; Public Meeting

The Statewide Integrated HIV Planning Council, established by the Department of Health (Department) under sections 301(a) and 317(b) of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247(b)), will hold a public meeting on Tuesday, March 1, 2005, from 10:30 a.m. to 3 p.m. at the Best Western Inn and Suites, 815 South Eisenhower Boulevard, Middletown, PA 17057.

The Department reserves the right to cancel this meeting without prior notice.

For additional information or persons with a disability who wish to attend the meetings and require an auxiliary aid, service or other accommodation to do so, contact Joseph Pease, Department of Health, Bureau of Communicable Diseases, P. O. Box 90, Room 1010, Health and Welfare Building, Harrisburg, PA 17108, (717) 783-0572 or for speech and/or hearing impaired persons, V/TT (717)

783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-298. Filed for public inspection February 11, 2005, 9:00 a.m.]

Laboratories Approved to Determine Analyses of Blood and/or Serum for Controlled Substances

The following laboratories are licensed by the Department of Health (Department) under the Clinical Laboratory Act (35 P.S. §§ 2151—2165) and/or the Federal Clinical Laboratory Improvement Act of 1967 (42 U.S.C.A. § 263a) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of blood and/or serum for the determination of controlled sub-

stances. This approval is based on demonstrated proficiency in tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in blood and/or serum.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory analyses on blood and/or serum. Laboratories approved to perform screening analyses are designated on the approval list by an "S" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to screen both blood and serum would therefore have "SBSe" listed after their laboratory name. Laboratories approved to offer confirmatory analyses will be designated on the approval list by a "C" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to perform confirmatory analyses on both serum and blood would therefore have "CBSe" listed after the name of their laboratory.

Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic blood and/or serum analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for the medicolegal purposes. They should also determine that the director of the facility is agreeable to performing analyses for forensic purposes. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The name of a laboratory is sometimes changed but the location, personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the clinical laboratory permit number does not change. If questions arise about the identity of a laboratory due to a name change, the clinical laboratory permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name of the facility changed, the clinical laboratory permit numbers of the facilities are included in the lists of approved laboratories above the name of the laboratory at the time the list was prepared.

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to M. Jeffery Shoemaker, Ph.D., Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotope, Braille) should contact Dr. Shoemaker at the previously referenced address or phone number or persons who are speech or hearing impaired may use V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

000671
ALLEG CNTY CORONERS DIV OF LABS—SBSe, CBSe
542 FORBES AVENUE
ROOM 10 COUNTY OFFICE BUILDING
PITTSBURGH, PA 15219
412-350-6873

000452
ANALYTIC BIO-CHEMISTRIES INC—SBSe, CBSe
1680-D LORETTA AVENUE
FEASTERVILLE, PA 19053
215-322-9210

000266
DEPT OF PATHOLOGY & LAB MED-HUP—SSe, CSe
3400 SPRUCE STREET
PHILADELPHIA, PA 19104
215-662-6882

000977
DRUGSCAN INC—SBSe, CBSe
1119 MEARNES RD, PO BOX 2969
WARMINSTER, PA 18974
215-674-9310

000654
GUTHRIE CLINIC PATH LAB—SSe
GUTHRIE SQUARE
SAYRE, PA 18840
570-888-5858

024655
HEALTH NETWORK LABORATORIES—SBSe, CBSe
2024 LEHIGH STREET
ALLENTOWN, PA 18103-4798
610-402-8150

020512
LABCORP OCCUPATIONAL TESTING SER—SBSe,
CBSe
1904 ALEXANDER DRIVE
PO BOX 12652
RESRCH TRINGL PARK, NC 27709
919-572-7465

028960
LABORATORY CORPORATION OF AMERICA
HOLDINGS—SBSe, CBSe
901 KEYSTONE INDUSTRIAL PARK
SUITE A
THROOP, PA 18512
570-346-1759

009003
MAYO CLINIC DEPT LAB MED & PATH—SBSe, CBSe
200 FIRST STREET SW
HILTON 514
ROCHESTER, MN 55905
507-284-3018

005574
MEDTOX LABORATORIES INC—SBSe, CBSe
402 WEST COUNTY ROAD D
ST PAUL, MN 55112
651-636-7466

000504
NATIONAL MED SERVICES INC LAB—SBSe, CBSe
3701 WELSH ROAD
WILLOW GROVE, PA 19090
215-657-4900

000520
PITTSBURGH CRIMINALISTICS LABORATORY—
SBSe, CBSe
1320 FIFTH AVENUE
PITTSBURGH, PA 15219
412-391-6118

001136
 QUEST DIAGNOSTICS NICHOLS INSTITUTE—SBSe,
 CBSe
 14225 NEWBROOK DRIVE
 PO BOX 10841
 CHANTILLY, VA 20153-0841
 703-802-6900

000482
 QUEST DIAGNOSTICS OF PA INC—SBSe, CBSe
 875 GREENTREE RD 4 PARKWAY CENTER
 PITTSBURGH, PA 15220-3610
 412-920-7600

025461
 QUEST DIAGNOSTICS VENTURE LLC—SBSe, CBSe
 875 GREENTREE ROAD
 4 PARKWAY CENTER
 PITTSBURGH, PA 15220-3610
 412-920-7631

000151
 ST JOSEPH QUALITY MEDICAL LAB—SBSe, CBSe
 215 NORTH 12TH STREET BOX 316
 READING, PA 19603
 610-378-2200

007731
 WESTERN RESERVE CARE SYSTEM—SSe, CSe
 500 GYPSY LANE
 YOUNGSTOWN, OH 44504
 216-740-3794

000018
 WVHCS HOSP DBA PENNANT LABORATORY—SSe
 575 NORTH RIVER STREET
 WILKES BARRE, PA 18764
 570-829-8111

000141
 YORK HOSPITAL—SSe
 1001 SOUTH GEORGE STREET
 YORK, PA 17405
 717-851-2345

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-299. Filed for public inspection February 11, 2005, 9:00 a.m.]

Laboratories Approved to Determine Urine Controlled Substance Content

The following laboratories are licensed by the Department of Health (Department) under the Clinical Laboratory Act (35 P.S. §§ 2151—2165) and/or the Federal Clinical Laboratory Improvement Act of 1967 (42 U.S.C.A. § 263a) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of urine for the determination of controlled substances or their biotransformation products. This approval is based on demonstrated proficiency in tests conducted by the Bureau of Laboratories of the Department. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine

amount of alcohol) as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in urine.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory urine drug analyses. Laboratories approved to perform screening tests only are designated on the approval list by an "S" after the laboratory's name. Laboratories approved to perform confirmatory testing only are designated by a "C" following the laboratory's name. Those approved to perform both screening and confirmatory analyses are designated by the letters "SC." Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic urine drug analysis services from a listed laboratory should determine that the laboratory employs techniques and procedures acceptable for the purpose. They should also determine that the director of the facility is agreeable to performing analyses for that purpose. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*. The name of a laboratory is sometimes changed but the location, personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the clinical laboratory permit number does not change. If questions arise about the identity of a laboratory due to a name change, the clinical laboratory permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name of the facility changed, the clinical laboratory permit numbers of the facilities are included in the lists of approved laboratories above the name of the laboratory at the time the list was prepared.

Questions regarding this list should be directed to M. Jeffery Shoemaker, Ph.D., Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape or Braille) should contact Dr. Shoemaker at the previously listed address or phone number. Persons who are speech or hearing impaired may use V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

000212
 ABINGTON MEMORIAL HOSPITAL—S
 1200 OLD YORK ROAD
 ABINGTON, PA 19001
 215-576-2350

027908
 ACM MEDICAL LABORATORY—SC
 160 ELMGROVE PARK
 ROCHESTER, NY 14624
 716-429-2264

023114
 ACT LAB SERVICES INC—SC
 345 DRESHER ROAD
 HORSHAM, PA 19044
 215-674-0420

- 027180
ADVANCED TOXICOLOGY NETWORK—SC
3560 AIR CENTER COVE SUITE 101
MEMPHIS, TN 38118
901-794-5770
- 000233
ALBERT EINSTEIN MEDICAL CENTER—S
5501 OLD YORK ROAD
PHILADELPHIA, PA 19141
215-456-6100
- 000040
ALIQUIPPA COMMUNITY HOSPITAL
LABORATORY—S
2500 HOSPITAL DRIVE
PATHOLOGY DEPT
ALIQUIPPA, PA 15001
724-857-1240
- 000671
ALLEG CNTY CORONERS DIV OF LABS—S
542 FORBES AVENUE
ROOM 10 COUNTY OFFICE BUILDING
PITTSBURGH, PA 15219
412-350-6873
- 000094
ALLEGHENY GEN HOSP SUBURBAN CAMPUS
LAB—S
100 SOUTH JACKSON AVENUE
BELLEVUE, PA 15202
412-734-6020
- 028233
ALLEGHENY GENERAL HOSP DEPT OF LAB MED—S
320 E NORTH AVENUE
PITTSBURGH, PA 15212
412-359-6886
- 000077
ALLEGHENY GENERAL HOSPITAL—S
1307 FEDERAL STREET
PITTSBURGH, PA 15212
412-359-3521
- 000119
ALTOONA REGIONAL HEALTH SYSTEM LAB—S
620 HOWARD AVENUE
ALTOONA, PA 16601-4899
814-946-2340
- 026620
AMMON ANALYTICAL LABORATORY—SC
1622 SOUTH WOOD AVENUE
LINDEN, NJ 07036
908-862-4404
- 000452
ANALYTIC BIO-CHEMISTRIES INC—SC
1680-D LORETTA AVENUE
FEASTERVILLE, PA 19053
215-322-9210
- 000047
ASSOCIATED CLINICAL LABORATORIES—SC
1526 PEACH STREET
ERIE, PA 16501
814-461-2400
- 000320
BARNES KASSON COUNTY HOSPITAL—S
400 TURNPIKE STREET
SUSQUEHANNA, PA 18847
570-853-3135
- 021553
BENDINER & SCHLESINGER INC—SC
47 THIRD AVENUE
NEW YORK, NY 10003
212-254-2300
- 027615
BIOLOGICAL SPECIALTY CORPORATION—S
2165 NORTH LINE STREET
COLMAR, PA 18915
215-997-8771
- 027616
BIOLOGICAL SPECIALTY CORPORATION—S
1236 NEW RODGERS RD #851
BRISTOL, PA 19007
215-245-9855
- 027617
BIOLOGICAL SPECIALTY CORPORATION—S
22 SOUTH 4TH STREET
READING, PA 19602
610-375-9862
- 022757
BIOREFERENCE LABORATORIES INC—SC
481B EDWARD H ROSS DRIVE
ELMWOOD PARK, NJ 07407
201-791-3600
- 000120
BON SECOURS-HOLY FAMILY REG HLTH—S
2500 SEVENTH AVENUE
ALTOONA, PA 16602-2099
814-949-4495
- 000033
BRADFORD REGIONAL MEDICAL CENTER—S
116-156 INTERSTATE PKWY
BRADFORD, PA 16701-0218
814-362-8247
- 000296
BRANDYWINE HOSPITAL—S
201 REECEVILLE ROAD ATTN: LABORATORY
COATESVILLE, PA 19320
610-383-8000
- 000102
BROWNSVILLE GENERAL HOSPITAL LAB—S
125 SIMPSON RD
BROWNSVILLE, PA 15417
724-785-7200
- 000301
BUTLER MEMORIAL HOSPITAL—S
911 EAST BRADY STREET
BUTLER, PA 16001
724-284-4510
- 000107
CANONSBURG GENERAL HOSPITAL—S
100 MEDICAL BOULEVARD
CANONSBURG, PA 15317
724-745-3916
- 000131
CARLISLE REGIONAL MEDICAL CENTER—S
246 PARKER ST
CARLISLE, PA 17013
717-249-1212
- 000751
CEDAR CREST EMERGICENTER—S
1101 SOUTH CEDAR CREST BOULEVARD
ALLENTOWN, PA 18103
610-433-4260

000215
CENTRAL MONTGOMERY MEDICAL CENTER—S
100 MEDICAL CAMPUS DRIVE
LANSDALE, PA 19446
215-368-2100

000132
CHAMBERSBURG HOSPITAL—S
112 NORTH SEVENTH ST
CHAMBERSBURG, PA 17201
717-267-7152

000310
CHARLES COLE MEMORIAL HOSPITAL—S
1001 EAST SECOND STREET
COUDERSPORT, PA 16915
814-274-9300

000198
CHESTER COUNTY HOSPITAL—S
701 E MARSHALL ST
WEST CHESTER, PA 19380
610-431-5182

000227
CHESTNUT HILL HOSPITAL—S
8835 GERMANTOWN AVENUE
DEPT OF PATHOLOGY
PHILADELPHIA, PA 19118
215-248-8630

000228
CHILDRENS HOSP OF PHILADELPHIA—S
ONE CHILDREN'S CENTER 34TH & CIVIC
PHILADELPHIA, PA 19104
215-590-1000

000329
CLARION HOSPITAL—S
1 HOSPITAL DRIVE
CLARION, PA 16214
814-226-9500

024916
CLINICAL SCIENCE LABORATORY INC—SC
51 FRANCIS AVENUE
MANSFIELD, MA 02048
508-339-6106

000005
COMMUNITY MEDICAL CENTER—S
1800 MULBERRY STREET
SCRANTON, PA 18510
570-969-8000

000125
CONEMAUGH VALLEY MEMORIAL HOSP—S
1086 FRANKLIN STREET
JOHNSTOWN, PA 15905-4398
814-534-9000

025256
CORPORATE HEALTH SERVICES—S
295 NORTH KERRWOOD DRIVE
HERMITAGE, PA 16148
724-346-6425

000326
CORRY MEMORIAL HOSPITAL—S
612 WEST SMITH STREET
CORRY, PA 16407
814-664-4641

000201
CROZER CHESTER MED CENTER—S
1 MEDICAL CENTER BOULEVARD
UPLAND, PA 19013
610-447-2000

000363
DE JOHN MED LABORATORY INC—S
1570 GARRETT ROAD
UPPER DARBY, PA 19082
610-626-2112

000204
DELAWARE COUNTY MEMORIAL HOSP—S
501 NORTH LANSDOWNE AVENUE
DREXEL HILL, PA 19026-1186
610-284-8100

000266
DEPT OF PATHOLOGY & LAB MED-HUP—SC
3400 SPRUCE STREET
PHILADELPHIA, PA 19104
215-662-6882

028893
DOMINION DIAGNOSTICS LLC—SC
211 CIRCUIT DRIVE
NORTH KINGSTOWN, RI 02852
401-667-0800

000194
DOYLESTOWN HOSPITAL—S
595 WEST STATE STREET
DOYLESTOWN, PA 18901
215-345-2250

000977
DRUGSCAN INC—SC
1119 MEARNS RD, PO BOX 2969
WARMINSTER, PA 18974
215-674-9310

000175
EASTON HOSPITAL—S
250 SOUTH 21ST ST
EASTON, PA 18042-3892
610-250-4140

000164
EPHRATA COMMUNITY HOSPITAL—S
169 MARTIN AVE PO BOX 1002
EPHRATA, PA 17522
717-733-0311

000031
ERHC RIDGWAY LABORATORY—S
94 HOSPITAL STREET
RIDGWAY, PA 15853
814-788-8525

000032
ERHC ST MARYS LABORATORY—S
763 JOHNSONBURG RD
SAINT MARYS, PA 15857
814-788-8525

000181
EVANGELICAL COMMUNITY HOSPITAL—S
1 HOSPITAL DRIVE
LEWISBURG, PA 17837
570-522-2510

021431
FITNESS FOR DUTY CENTER—S
PPL SUSQUEHANNA LLC
707 SALEM BLVD ACCESS (NUCAF)
BERWICK, PA 18603
570-542-3336

000085
FORBES REGIONAL HOSPITAL—S
2570 HAYMAKER ROAD
MONROEVILLE, PA 15146
412-858-2560

000192
FRANKFORD HOSP BUCKS CO CAMPUS—S
380 NORTH OXFORD VALLEY ROAD
LANGHORNE, PA 19047-8304
215-934-5227

000341
FRANKFORD HOSP TC LAB—S
RED LION & KNIGHTS ROADS
ATTN P FARANO MD
PHILADELPHIA, PA 19114
215-612-4000

000236
FRANKFORD HOSPITAL FRANK DIV—S
FRANKFORD AVE & WAKELING ST
PHILADELPHIA, PA 19124
215-831-2068

000115
FRICK HOSPITAL—S
508 SOUTH CHURCH STREET
MOUNT PLEASANT, PA 15666
724-547-1500

020644
FRIENDS HOSPITAL—S
4641 ROOSEVELT BOULEVARD
PHILADELPHIA, PA 19124-2399
215-831-4771

009163
FRIENDS MEDICAL LAB INC—SC
5820 SOUTHWESTERN BLVD
BALTIMORE, MD 21227
412-247-4417

024914
GAUDENZIA ERIE INC—S
414 WEST 5TH STREET
ERIE, PA 16507
814-459-4775

000173
GEISINGER MEDICAL CENTER—SC
N ACADEMY RD
DANVILLE, PA 17822
570-271-6338

000019
GEISINGER WYOMING VALLEY MED CTR—S
1000 E MOUNTAIN DRIVE
WILKES BARRE, PA 18711
570-826-7830

000237
GERMANTOWN COMM HLTH WILLOW TERR—S
ONE PENN BOULEVARD
PHILADELPHIA, PA 19144
215-951-8800

026799
GHHA OCCUPATIONAL HEALTH CENTER LAB—S
1000 ALLIANCE DRIVE
HAZLETON, PA 18202
570-459-1028

000152
GNADEN HUETTEN MEMORIAL HOSP—S
11TH & HAMILTON STS
LEHIGHTON, PA 18235
610-377-1300

000299
GOOD SAMARITAN HOSPITAL—S
4TH & WALNUT STS PO BOX 1281
LEBANON, PA 17042-1218
717-270-7500

000182
GOOD SAMARITAN REGIONAL MED CTR—S
700 EAST NORWEGIAN STREET
POTTSVILLE, PA 17901
570-621-4032

000238
GRADUATE HOSPITAL—S
1800 LOMBARD STREET
PHILADELPHIA, PA 19146
215-893-2240

025957
GRAHAM-MASSEY ANALYTICAL LABS—SC
60 TODD ROAD
SHELTON, CT 06484
203-926-1100

000654
GUTHRIE CLINIC PATH LAB—S
GUTHRIE SQUARE
SAYRE, PA 18840
570-888-5858

000239
HAHNEMANN UNIVERSITY HOSPITAL—S
BROAD & VINE STS MS 113
PHILADELPHIA, PA 19102
215-762-1783

000139
HANOVER HOSPITAL, INC.—S
300 HIGHLAND AVE
HANOVER, PA 17331
717-637-3711

000155
HARRISBURG HOSPITAL LABORATORY—S
SOUTH FRONT STREET
HARRISBURG, PA 17101
570-782-2832

000010
HAZLETON GENERAL HOSPITAL—S
700 EAST BROAD
HAZLETON, PA 18201
570-501-4152

000169
HEALTH NETWORK LABORATORIES—S
1627 WEST CHEW STREET
ALLENTOWN, PA 18102
610-402-2236

000549
HEALTH NETWORK LABORATORIES—S
1200 SOUTH CEDAR CREST BLVD
ALLENTOWN, PA 18103
610-402-8150

000600
HEALTH NETWORK LABORATORIES—S
2545 SCHOENERSVILLE ROAD
BETHLEHEM, PA 18017-7384
484-884-2259

024655
HEALTH NETWORK LABORATORIES—SC
2024 LEHIGH STREET
ALLENTOWN, PA 18103-4798
610-402-8150

000166
HEART OF LANCASTER REGIONAL MEDICAL
CENTER—S
1500 HIGHLANDS DRIVE
LITITZ, PA 17543
717-625-5000

000216
 HOLY REDEEMER HOSPITAL—S
 1648 HUNTINGDON PIKE
 MEADOWBROOK, PA 19046
 215-947-3000

000130
 HOLY SPIRIT HOSPITAL—SC
 503 N 21ST STREET
 CAMP HILL, PA 17011-2288
 717-763-2206

000052
 INDIANA REGIONAL MEDICAL CENTER—S
 HOSPITAL ROAD PO BOX 788
 INDIANA, PA 15701-0788
 724-357-7167

022201
 INTERNATIONAL MEDICAL SYSTEMS LABS—S
 660 THOMAS ROAD
 EUGENIA HOSPITAL
 LAFAYETTE HILL, PA 19444
 610-292-0613

000135
 J C BLAIR MEMORIAL HOSPITAL—S
 1225 WARM SPRINGS AVENUE
 HUNTINGDON, PA 16652
 814-643-8645

000054
 JAMESON MEMORIAL HOSPITAL—S
 1211 WILMINGTON AVENUE
 NEW CASTLE, PA 16105
 724-656-4080

000240
 JEANES HOSPITAL—S
 7600 CENTRAL AVE
 PHILADELPHIA, PA 19111
 215-728-2347

000038
 JEFFERSON REGIONAL MED CTR—S
 565 COAL VALLEY ROAD
 BIBRO BLDG 4TH FLOOR
 PITTSBURGH, PA 15236
 412-469-5723

000200
 JENNERSVILLE REGIONAL HOSPITAL—S
 1015 WEST BALTIMORE PIKE
 WEST GROVE, PA 19390
 610-869-1080

000312
 JERSEY SHORE HOSPITAL—S
 1020 THOMPSON STREET
 JERSEY SHORE, PA 17740
 570-398-0100

000532
 KENSINGTON HOSPITAL—S
 136 WEST DIAMOND STREET
 PHILADELPHIA, PA 19122
 215-426-8100

026008
 KROLL LABORATORY SPECIALISTS—SC
 1111 NEWTON STREET
 GRETNA, LA 70053
 504-361-8989

021306
 LAB CORP OCCUPATIONAL TEST SRVCS—SC
 1120 STATELINE ROAD WEST
 SOUTHAVEN, MS 38671
 886-827-8042

020512
 LABCORP OCCUPATIONAL TESTING SER—SC
 1904 ALEXANDER DRIVE
 PO BOX 12652
 RESRCH TRINGL PARK, NC 27709
 919-572-7465

001088
 LABCORP OF AMERICA HOLDINGS—SC
 69 FIRST AVE PO BOX 500
 RARITAN, NJ 08869
 908-526-2400

022715
 LABONE INC—SC
 10101 RENNER BOULEVARD
 LENEXA, KS 66219-9752
 913-888-1770

028960
 LABORATORY CORPORATION OF AMERICA
 HOLDINGS—SC
 901 KEYSTONE INDUSTRIAL PARK
 SUITE A
 THROOP, PA 18512
 570-346-1759

000165
 LANCASTER GENERAL HOSPITAL—S
 555 N DUKE ST PO BOX 3555
 LANCASTER, PA 17604
 717-299-5511

000167
 LANCASTER REGIONAL MED CENTER—S
 250 COLLEGE AVENUE
 PO BOX 3434
 LANCASTER, PA 17604
 717-291-8022

000114
 LATROBE AREA HOSPITAL—S
 121 W SECOND AVENUE
 LATROBE, PA 15650
 724-537-1550

000138
 LEWISTOWN HOSPITAL—S
 400 HIGHLAND AVENUE
 LEWISTOWN, PA 17044
 717-248-5411

000030
 LOCK HAVEN HOSPITAL—S
 24 CREE DRIVE
 LOCK HAVEN, PA 17745
 570-893-5000

000639
 MAGEE-WOMENS HOSPITAL OF UPMC HEALTH
 SYSTEM—S
 300 HALKET STREET
 PITTSBURGH, PA 15213
 412-647-4651

000213
 MAIN LINE CLIN LABS BRYN MAWR CP—S
 130 BRYN MAWR AVENUE
 BRYN MAWR, PA 19010
 610-526-3554

000242
MAIN LINE CLIN LABS LANKENAU CP—S
100 EAST LANCASTER AVENUE
WYNNEWOOD, PA 19096
610-645-2615

000199
MAIN LINE CLIN LABS PAOLI MEM CP—S
255 WEST LANCASTER AVENUE
PAOLI, PA 19301
610-648-1000

000004
MARIAN COMMUNITY HOSPITAL—S
100 LINCOLN AVENUE
CARBONDALE, PA 18407
717-281-1042

027684
MARWORTH—S
BOX 36 LILLY LAKE ROAD
WAVERLY, PA 18471
570-563-1112

009003
MAYO CLINIC DEPT LAB MED & PATH—SC
200 FIRST STREET SW
HILTON 514
ROCHESTER, MN 55905
507-284-3018

000049
MEADVILLE MED CTR-LIBERTY ST—S
751 LIBERTY STREET
MEADVILLE, PA 16335
814-336-3121

005574
MEDTOX LABORATORIES INC—SC
402 WEST COUNTY ROAD D
ST PAUL, MN 55112
651-367-466

000023
MEMORIAL HOSPITAL LAB—S
1 HOSPITAL DRIVE
TOWANDA, PA 18848
570-265-2191

000203
MERCY FITZGERALD HOSPITAL—S
1500 LANSDOWNE AVENUE
DARBY, PA 19023
610-237-4262

000247
MERCY HEALTH LAB/MHOP—S
54TH & CEDAR AVENUE
PHILADELPHIA, PA 19143
215-748-9181

000219
MERCY HEALTH LAB/MSH—S
2701 DEKALB PIKE
NORRISTOWN, PA 19401
610-278-2090

000336
MERCY HOSPITAL—S
746 JEFFERSON AVE
SCRANTON, PA 18510
570-348-7100

000017
MERCY HOSPITAL LABORATORY—S
25 CHURCH STREET
PO BOX 658
WILKES BARRE, PA 18765
570-826-3100

000079
MERCY HOSPITAL NORTH SHORE LAB—S
1004 ARCH STREET
PITTSBURGH, PA 15212
412-323-5766

000082
MERCY HOSPITAL OF PITTSBURGH—S
PRIDE & LOCUST STREETS
PITTSBURGH, PA 15219
412-232-7831

000113
MERCY JEANNETTE HOSPITAL—S
600 JEFFERSON AVENUE
JEANNETTE, PA 15644
724-527-9330

000245
METHODIST HOSP DIVISION/TJUH INC—S
1900 S. BROAD STREET
PHILADELPHIA, PA 19145
215-952-9059

000128
MINERS MEDICAL CENTER—S
290 HAIDA AVENUE
PO BOX 689
HASTINGS, PA 16646
814-948-7171

028907
MIRMONT TREATMENT CENTER—S
100 YEARSLEY MILL ROAD
LIMA, PA 19063
610-744-1400

000108
MONONGAHELA VALLEY HOSPITAL INC—S
1163 COUNTRY CLUB ROAD
MONONGAHELA, PA 15063
724-258-1021

000217
MONTGOMERY HOSPITAL LAB—S
POWELL & FORNANCE STS
NORRISTOWN, PA 19401
610-270-2173

000214
MOSS REHAB EINSTEIN AT ELKINS PARK—S
60 EAST TOWNSHIP LINE ROAD
ELKINS PARK, PA 19027
215-663-6102

000025
MOUNT NITTANY MEDICAL CENTER—S
1800 PARK AVENUE
STATE COLLEGE, PA 16803
814-234-6117

000035
MUNCY VALLEY HOSPITAL—S
215 EAST WATER ST
MUNCY, PA 17756
570-546-8282

- 000304
NASON HOSPITAL—S
NASON DRIVE
ROARING SPRING, PA 16673
814-224-6215
- 000504
NATIONAL MED SERVICES INC LAB—SC
3701 WELSH ROAD
WILLOW GROVE, PA 19090
215-657-4900
- 000248
NAZARETH HOSPITAL—S
2601 HOLME AVE
PHILADELPHIA, PA 19152
215-335-6245
- 027246
NORCHEM DRUG TESTING LABORATORY—SC
1760 EAST ROUTE 66, SUITE 1
FLAGSTAFF, AZ 86004
928-526-1011
- 029067
NORTHWEST TOXICOLOGY—S
1141 EAST 3900 SOUTH
SALT LAKE CITY, UT 84124
801-293-2300
- 000099
OHIO VALLEY GENERAL HOSPITAL—S
25 HECKEL RD
MCKEES ROCKS, PA 15136
412-777-6161
- 000807
OMEGA MEDICAL LABORATORIES INC—SC
2001 STATE HILL ROAD SUITE 100
WYOMISSING, PA 19610
610-378-1900
- 000250
PARKWAY CLINICAL LABORATORIES—S
3494 D PROGRESS DRIVE
BENSALEM, PA 19020
215-245-5112
- 000316
PENN STATE MILTON S HERSHEY MED CTR—S
500 UNIVERSITY DRIVE
DEPT OF PATHOLOGY & LAB MEDICINE
HERSHEY, PA 17033
717-531-8353
- 022533
PENNSYLVANIA DEPT OF HEALTH—SC
110 PICKERING WAY
LIONVILLE, PA 19353
610-280-3464
- 000251
PENNSYLVANIA HOSP OF THE UNIV OF PA HLTH—S
800 SPRUCE STREETS
PHILADELPHIA, PA 19107
215-829-3541
- 000197
PHOENIXVILLE HOSPITAL LABORATORY—S
140 NUTT RD DEPT OF PATHOLOGY
PHOENIXVILLE, PA 19460-0809
610-983-1612
- 000157
PINNACLEHLTH/COMM GEN OSTEO HOSP—S
4300 LONDONDERRY RD PO BOX 3000
HARRISBURG, PA 17109
717-657-7214
- 000520
PITTSBURGH CRIMINALISTICS LABORATORY—SC
1320 FIFTH AVENUE
PITTSBURGH, PA 15219
412-391-6118
- 000022
POCONO MEDICAL CENTER LAB—S
206 EAST BROWN STREET
EAST STROUDSBURG, PA 18301
570-476-3544
- 000221
POTTSTOWN HOSPITAL COMPANY, LLC—S
1600 EAST HIGH STREET
POTTSTOWN, PA 19464
610-327-7000
- 000183
POTTSVILLE HOSP AND WARNE CLINIC—S
420 SOUTH JACKSON STREET
POTTSVILLE, PA 17901
570-621-5262
- 000516
PRINCETON BIOMEDICAL LABS INC—S
2921 NEW RODGERS ROAD
BRISTOL, PA 19007
215-785-5200
- 021648
PSYCHEMEDICS CORPORATION—SC
5832 UPLANDER WAY
CULVER CITY, CA 90230
800-522-7424
- 000300
PUNXSUTAWNEY AREA HOSPITAL—S
81 HILLCREST DRIVE
PUNXSUTAWNEY, PA 15767
814-938-4500
- 028675
QUEST DIAGNOSTICS—SC
506 E STATE PKWY
SCHAUMBURG, IL 60173
847-885-2010
- 009620
QUEST DIAGNOSTICS CLIN LABS INC—SC
7600 TYRONE AVENUE
VAN NUYS, CA 91405
818-376-6195
- 000315
QUEST DIAGNOSTICS CLINICAL LABS INC—S
900 BUSINESS CENTER DRIVE
HORSHAM, PA 19044
215-957-9300
- 027461
QUEST DIAGNOSTICS INC—SC
400 EGYPT ROAD
NORRISTOWN, PA 19403
610-631-4219
- 001136
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SC
14225 NEWBROOK DRIVE
PO BOX 10841
CHANTILLY, VA 20153-0841
703-802-6900
- 000482
QUEST DIAGNOSTICS OF PA INC—SC
875 GREENTREE RD 4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
412-920-7600

025461
QUEST DIAGNOSTICS VENTURE LLC—SC
875 GREENTREE ROAD
4 PARKWAY CENTER
PITTSBURGH, PA 15220-3610
412-920-7631

024249
QUINTILES LABORATORIES LTD—SC
5500 HIGHLANDS PARKWAY SUITE 600
SMYRNA, GA 30082
770-434-8492

000150
READING HOSPITAL & MED CTR—S
6TH AND SPRUCE STREETS
WEST READING, PA 19611
610-988-8080

025348
REDWOOD TOXICOLOGY LABORATORY—SC
3650 WESTWIND BOULEVARD
SANTA ROSA, CA 95403
707-577-7958

000206
RIDDLE MEMORIAL HOSPITAL—S
BALTIMORE PIKE HIGHWAY 1
MEDIA, PA 19063
610-566-9400

000243
ROXBOROUGH MEMORIAL HOSPITAL—S
5800 RIDGE AVE
PHILADELPHIA, PA 19128
215-487-4394

029214
S.E.D MEDICAL LABORATORIES—SC
55601 OFFICE BLVD NE
ALBUQUERQUE, NM 87109
505-727-6209

000171
SACRED HEART HOSPITAL—S
4TH & CHEW STS
ALLENTOWN, PA 18102
610-776-4727

000087
SAINT CLAIR MEMORIAL HOSPITAL—S
1000 BOWER HILL RD
PITTSBURGH, PA 15243
412-561-4900

000174
SAINT LUKES HOSPITAL—S
801 OSTRUM ST
BETHLEHEM, PA 18015
610-954-4558

000328
SAINT MARY MEDICAL CENTER—S
LANGHORNE-NEWTOWN RD
LANGHORNE, PA 19047
215-710-2162

024496
SCIENTIFIC TESTING LABS INC—SC
450 SOUTHLAKE BOULEVARD
RICHMOND, VA 23236
804-378-9130

028471
SECON A DIVISION OF CIVIGENICS—S
260 LA RUE FRANCE
LAFAYETTE, LA 70508
337-291-9501

029038
SECON OF NEW ENGLAND—SC
415 MAIN STREET
4TH FLOOR
WORCESTER, MA 01608
508-831-0703

000101
SEWICKLEY VALLEY HOSPITAL LAB—S
BLACKBURN RD & FITCH DRIVE
SEWICKLEY, PA 15143
412-741-6600

000064
SHARON REGIONAL HEALTH SYSTEM—S
740 EAST STATE STREET
SHARON, PA 16146
724-983-3911

000039
SOLDIERS & SAILORS MEM HOSP—S
CENTRAL AVE
WELLSBORO, PA 16901
570-723-0133

000297
SOMERSET HOSPITAL CENTER FOR HEALTH—S
225 S CENTER AVE
SOMERSET, PA 15501
814-443-5000

022376
SPECIALTY LABORATORIES—S
2211 MICHIGAN AVENUE
SANTA MONICA, CA 90404
310-828-6543

000260
ST CHRISTOPHERS HOSP FOR CHILDREN—S
3601 A STREET
PHILADELPHIA, PA 19134
215-427-5337

000151
ST JOSEPH QUALITY MEDICAL LAB—SC
215 NORTH 12TH STREET BOX 316
READING, PA 19603
610-378-2200

000261
ST JOSEPH'S HOSPITAL-DIV NPHS—S
16TH ST & GIRARD AVE
PHILADELPHIA, PA 19130
215-787-9000

000318
ST LUKES HOSP ALLENTOWN CAMPUS—S
1736 HAMILTON STREET
ALLENTOWN, PA 18104
610-770-8300

029015
STERLING REFERENCE LABORATORIES—SC
624 MARTIN LUTHER KING JR WAY
TACOMA, WA 98405
253-552-1551

000187
SUNBURY COMMUNITY HOSP & OUTPATIENT
CTR—S
350 N 11TH ST
SUNBURY, PA 17801
570-286-3333

000207
TAYLOR HOSPITAL DIV OF CCMC—S
175 E CHESTER PIKE
RIDLEY PARK, PA 19078
610-595-6450

024997
TECHNOW INC—S
31 INDUSTRIAL HIGHWAY
ESSINGTON, PA 19029
610-362-0610

000249
TEMPLE EAST INC NE—S
2301 EAST ALLEGHENY AVENUE
PHILADELPHIA, PA 19134
215-291-3671

000193
TEMPLE LOWER BUCKS HOSPITAL LAB—S
501 BATH ROAD
BRISTOL, PA 19007
215-785-9200

000235
TEMPLE UNIV HOSPITAL EPISCOPAL CAMPUS—S
100 EAST LEHIGH AVENUE
PHILADELPHIA, PA 19125-1098
215-707-0977

000265
TEMPLE UNIVERSITY HOSPITAL—S
3401 N BROAD ST
PHILADELPHIA, PA 19140
215-707-4353

000205
THE MEDICAL CENTER BEAVER PA—S
1000 DUTCH RIDGE ROAD
BEAVER, PA 15009-9700
724-728-7000

000104
THE UNIONTOWN HOSPITAL LABORATORY—S
500 WEST BERKELEY STREET
UNIONTOWN, PA 15401
724-430-5143

000241
THOMAS JEFFERSON UNIVERSITY HOSP—S
125 SOUTH 11TH ST 204 PAVILION
PHILADELPHIA, PA 19107
215-955-6374

000051
TITUSVILLE AREA HOSPITAL—S
406 WEST OAK STREET
TITUSVILLE, PA 16354
814-827-1851

023608
UHS OF FAIRMOUNT INC—S
561 FAIRTHORNE AVENUE
PHILADELPHIA, PA 19128
215-487-4078

000061
UNITED COMMUNITY HOSPITAL—S
631 NORTH BROAD STREET EXT
GROVE CITY, PA 16127
724-450-7125

000258
UNIVERSITY OF PENNA MED CTR-
PRESBYTERIAN—S
51 NORTH 39TH ST 5TH FLR RM 530
DEPARTMENT OF PATHOLOGY & LAB
PHILADELPHIA, PA 19104-2640
215-662-3435

000121
UPMC BEDFORD MEMORIAL—S
10455 LINCOLN HIGHWAY
EVERETT, PA 15537
814-623-3506

000096
UPMC BRADDOCK—S
400 HOLLAND AVENUE
BRADDOCK, PA 15104
412-636-5291

000059
UPMC HORIZON GREENVILLE—S
110 NORTH MAIN STREET
GREENVILLE, PA 16125
724-588-2100

000057
UPMC HORIZON SHENANGO—S
2200 MEMORIAL DRIVE
FARRELL, PA 16121
724-981-3500

000126
UPMC LEE REGIONAL HOSPITAL—S
320 MAIN STREET
JOHNSTOWN, PA 15901
814-533-0130

000098
UPMC MCKEESPORT LABORATORY—S
1500 FIFTH AVENUE
MCKEESPORT, PA 15132
412-664-2233

000058
UPMC NORTHWEST—S
100 FAIRFIELD DRIVE
SENECA, PA 16346
814-676-7120

005784
UPMC PASSAVANT LABORATORY CRANBERRY—S
ONE ST FRANCIS WAY
CRANBERRY TOWNSHIP, PA 16066
724-772-5370

000083
UPMC PRESBYTERIAN SHADYSIDE CP PUH—SC
ROOM 5929 MAIN TOWER CHP
200 LOTHROP STREET
PITTSBURGH, PA 15213-2582
412-648-6000

000091
UPMC SAINT MARGARET HOSPITAL—S
815 FREEPORT ROAD
PITTSBURGH, PA 15215
412-784-4000

000092
UPMC SHADYSIDE—S
5230 CENTRE AVENUE
GROUND FLOOR WEST WING
PITTSBURGH, PA 15232
412-623-5950

000093
UPMC SOUTH SIDE—S
2000 MARY STREET
PITTSBURGH, PA 15203
412-488-5731

027225
US DRUG TESTING LABORATORIES INC—SC
1700 SOUTH MOUNT PROSPECT ROAD
DES PLAINES, IL 60018
847-375-0770

000335
VALLEY FORGE MED CTR & HOSP—S
1033 W GERMANTOWN PIKE
NORRISTOWN, PA 19403
610-539-8500

000622
WARMINSTER HOSPITAL—S
225 NEWTOWN ROAD
WARMINSTER, PA 18974
215-441-6700

000066
WARREN GENERAL HOSPITAL—S
2 CRESCENT PARK
WARREN, PA 16365
814-723-3300

000133
WAYNESBORO HOSPITAL—S
501 E MAIN STREET
WAYNESBORO, PA 17268
717-765-3403

000095
WESTERN PENNSYLVANIA HOSPITAL—S
4800 FRIENDSHIP AVE
PITTSBURGH, PA 15224
412-578-5779

007731
WESTERN RESERVE CARE SYSTEM—SC
500 GYPSY LANE
YOUNGSTOWN, OH 44504
216-740-3794

000112
WESTMORELAND REGIONAL HOSPITAL—S
532 W PITTSBURGH ST
GREENSBURG, PA 15601
724-832-4365

000037
WILLIAMSPORT HOSP & MED CENTER—S
777 RURAL AVENUE
WILLIAMSPORT, PA 17701-3198
570-321-2300

000268
WOMAN'S MEDICAL HOSPITAL—S
3300 HENRY AVENUE
PHILADELPHIA, PA 19129
215-842-7306

000018
WVHCS HOSP DBA PENNANT LABORATORY—SC
575 NORTH RIVER STREET
WILKES BARRE, PA 18764
570-829-8111

000141
YORK HOSPITAL—S
1001 SOUTH GEORGE STREET
YORK, PA 17405
717-851-2345

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-300. Filed for public inspection February 11, 2005, 9:00 a.m.]

Request for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions)

The Patriot, A Choice Community
495 W. Patriot Street
Somerset, PA 15501

The request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the division and address previously listed.

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid service or other accommodation to do so should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 05-301. Filed for public inspection February 11, 2005, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Range of Fees Charged by Utilization Review Organizations and Peer Review Organizations for Services Performed under the Workers' Compensation Act

Under 34 Pa. Code § 127.667(b) (relating to compensation policy), the Department of Labor and Industry, Bureau of Workers' Compensation gives notice of the range of fees charged by Utilization Review Organizations (URO) and Peer Review Organizations (PRO) for services performed under the Workers' Compensation Act (77 P. S. §§ 1—1041.4 and 2501—2506) during 2004.

<i>URO/PRO</i>	<i>Range of Fees</i>	
	<i>Min. \$</i>	<i>Max. \$</i>
Alico Services, LTD	350.00	750.00
American Review Systems	252.90	1,250.04
C.A.B. Medical Consultants	225.00	730.00
Caduceus-Lex Medical Auditing, Inc.	255.00	715.00
CEC, Inc.	175.00	895.00
Corvel Corporation	104.60	2,522.83
DLB Services	240.21	240.21
First Managed Care Option	0.00	1,127.36
Hajduk & Associates	205.00	755.00
Health Care Dimensions, Inc.	79.20	2,166.40
Industrial Rehabilitation Associates c/o RJP Enterprises, Inc.	150.00	675.00
KVS Consulting Services	238.91	846.93
LRC Disability Management Consultants	135.00	1,790.00
McBride & McBride Associates	250.00	750.06
Peer, Inc.	0.00	685.00
Procura Management, Inc.	200.00	700.00
Quality Assurance Reviews	200.00	795.00
Rehabilitation Planning, Inc.	100.00	786.00
Solomon Associates, Inc.	265.20	834.34
T & G Reviews, Inc.	225.00	795.00
TxReviews, Inc.	98.84	695.00
Uniontown Medical Rehabilitation, P.C.	300.00	1,321.21
West Penn IME, Inc.	162.00	1,570.00

STEPHEN M. SCHMERIN,
Secretary

[Pa.B. Doc. No. 05-302. Filed for public inspection February 11, 2005, 9:00 a.m.]

DEPARTMENT OF REVENUE

Cigarette Tax Notice

Under section 227-A of The Fiscal Code (72 P.S. § 227-A), the Department of Revenue (Department) announces the lowest cost of the stamping agent, wholesaler and retailer, respectively, effective January 17, 2005, as follows:

	<i>Premium Brands (a.k.a. Kings & Regulars)</i>
Base Cost per 1,000	\$143.20
Cost of the Stamping Agent (for sales to wholesalers)	\$ 42.86
Cost of the Wholesaler (for sales to retailers)	\$ 44.58
Cost of the Retailer (for sales to retail customers)	\$ 47.25

The Department considers these costs as presumptive minimum costs. Cigarette stamping agents, wholesalers and retailers are prohibited from selling cigarettes at a price lower than their respective presumptive minimum costs. These costs are listed on a per carton basis, 10 packs of cigarettes per carton, 20 cigarettes per pack. To determine the presumptive minimum price per pack of cigarettes, an individual should divide the costs listed by 10 and round to the nearest hundredth of a percent. For

example, the presumptive minimum price of a pack of cigarettes sold by a retailer to a consumer is \$4.73 for premium brands (\$47.25/10).

Cigarette dealers who either sell cigarettes under a different packaging setup (that is, eight packs per carton) or sell cigarettes that do not qualify as premium or generic brands (that is, subgeneric, foreign or specialty cigarettes) are prohibited from selling cigarettes at a price lower than the cost of the stamping agent, cost of the wholesaler or cost of the retailer, respectively, as further defined and explained at 61 Pa. Code Part I, Subpart B, Article III (relating to cigarette and beverage taxes).

Cigarette dealers wishing to prove a cost different from the Department's presumptive costs must follow the procedures listed under 61 Pa. Code Chapter 76 (relating to unfair sales of cigarettes).

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 05-303. Filed for public inspection February 11, 2005, 9:00 a.m.]

Pennsylvania Bonus Crossword 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 Bonus Crossword.

2. *Price:* The price of a Pennsylvania Bonus Crossword instant lottery game ticket is \$3.00.

3. *Play Symbols:* Each Pennsylvania Bonus Crossword instant lottery game ticket will feature a "Your Letters" area, a crossword puzzle play area for the "Bonus Crossword" game and a "Bonus Word" play area for the "Bonus Word" game. Each game is played separately. The play symbols and their captions located in the "Your Letters" area and the "Bonus Word" area are: the letters A through and including Z. The play symbols and their captions located in the "Bonus Crossword" puzzle play area are: the letters A through and including Z and a black square.

4. *Prize Symbols:* The prize symbols and their captions located in the "Bonus Word" play area are: \$3⁰⁰ (THR DOL), \$6⁰⁰ (SIX DOL), \$9⁰⁰ (NIN DOL), \$15\$ (FIFTN), \$30\$ (THIRTY), \$90\$ (NINTY) and \$300 (THR HUN).

5. *Prizes:* The prizes that can be won in this game are \$3, \$6, \$9, \$15, \$30, \$90, \$300 and \$30,000.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania Bonus Crossword instant lottery game.

7. *Determination of Prize Winners:*

(a) The determination of the prize winners for the "Bonus Crossword" game are:

(1) Holders of tickets where the player completely uncovers 11 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$30,000.

(2) Holders of tickets where the player completely uncovers 10 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$300.

(3) Holders of tickets where the player completely uncovers 9 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$90.

(4) Holders of tickets where the player completely uncovers 8 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$30.

(5) Holders of tickets where the player completely uncovers 7 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$15.

(6) Holders of tickets where the player completely uncovers 6 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$9.

(7) Holders of tickets where the player completely uncovers 5 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$6.

(8) Holders of tickets where the player completely uncovers 4 words, using only the letters found in the "Your Letters" area, on a single ticket, shall be entitled to a prize of \$3.

(9) A prize will be paid only for the highest Pennsylvania Bonus Crossword instant lottery game prize won on the ticket if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

(b) The determination of the prize winners for the "Bonus Word" portion of the "Bonus Crossword" game are:

(1) Holders of tickets where the player completes the "Bonus Word," using only the letters found in the "Your Letters" area, and a prize symbol of \$300 (THR HUN) appears in the prize area below the "Bonus Word" on a single ticket, shall be entitled to a prize of \$300.

(2) Holders of tickets where the player completes the "Bonus Word," using only the letters found in the "Your Letters" area, and a prize symbol of \$90\$ (NINTY) appears in the prize area below the "Bonus Word" on a single ticket, shall be entitled to a prize of \$90.

(3) Holders of tickets where the player completes the "Bonus Word," using only the letters found in the "Your Letters" area, and a prize symbol of \$30\$ (THIRTY) appears in the prize area below the "Bonus Word" on a single ticket, shall be entitled to a prize of \$30.

(4) Holders of tickets where the player completes the "Bonus Word," using only the letters found in the "Your Letters" area, and a prize symbol of \$15\$ (FIFTN) appears in the prize area below the "Bonus Word" on a single ticket, shall be entitled to a prize of \$15.

(5) Holders of tickets where the player completes the "Bonus Word," using only the letters found in the "Your Letters" area, and a prize symbol of \$9⁰⁰ (NIN DOL) appears in the prize area below the "Bonus Word" on a single ticket, shall be entitled to a prize of \$9.

(6) Holders of tickets where the player completes the "Bonus Word," using only the letters found in the "Your Letters" area, and a prize symbol of \$6⁰⁰ (SIX DOL) appears in the prize area below the "Bonus Word" on a single ticket, shall be entitled to a prize of \$6.

(7) Holders of tickets where the player completes the "Bonus Word," using only the letters found in the "Your Letters" area, and a prize symbol of \$3⁰⁰ (THR DOL), appears in the prize area below the "Bonus Word" on a single ticket, shall be entitled to a prize of \$3.

8. *Game Play Instructions for the "Bonus Crossword" game are:*

(a) The player shall scratch the "Your Letters" area to reveal 18 letters. For each of the 18 letters revealed in the "Your Letters" area, the player shall rub the same letter each time it is found in the "Bonus Crossword" puzzle play area.

(b) When a player reveals four or more words in the "Bonus Crossword" puzzle play area, the player is entitled to win a prize as described in Section 7(a).

(c) For purposes of this game, a word must contain at least three letters and cannot be formed by linking letters diagonally or by reading the letters from the bottom to the top.

(d) Letters combined to form a word must appear in an unbroken horizontal or vertical string of letters in the "Bonus Crossword" puzzle play area. An unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces.

(e) Every single letter in the unbroken string must be revealed in the "Your Letters" area and be included to form a word.

(f) The possible complete words for each ticket in the game are shown on the "Bonus Crossword" puzzle play area of the ticket. The player must match all of the letters in a possible complete word in order to complete the word.

9. *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>Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 4,800,000 Tickets</i>
4 WORDS	\$3	14.29	336,000
\$3 BONUS	\$3	14.29	336,000
5 WORDS	\$6	25	192,000
+			
4 WORDS	\$6	100	48,000
\$6 BONUS	\$6	100	48,000
6 WORDS	\$9	100	48,000

<i>Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 4,800,000 Tickets</i>
\$3 BONUS +			
5 WORDS \$6 BONUS	\$9	200	24,000
+			
4 WORDS \$9 BONUS	\$9	200	24,000
7 WORDS \$6 BONUS	\$9	100	48,000
+	\$15	100	48,000
6 WORDS \$9 BONUS	\$15	200	24,000
+			
5 WORDS \$15 BONUS	\$15	200	24,000
8 WORDS \$15 BONUS	\$15	100	48,000
+	\$30	200	24,000
7 WORDS \$30 BONUS	\$30	500	9,600
9 WORDS \$90 BONUS	\$30	333.33	14,400
10 WORDS \$300 BONUS	\$90	1,935	2,480
11 WORDS \$300 BONUS	\$90	1,905	2,520
	\$300	24,000	200
	\$300	24,000	200
	\$30,000	960,000	5

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

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Bonus Crossword 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 Bonus Crossword 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.

12. *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), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *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 Bonus Crossword or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 05-304. Filed for public inspection February 11, 2005, 9:00 a.m.]

Pennsylvania Dazzling Diamonds 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 Dazzling Diamonds.

2. *Price:* The price of a Pennsylvania Dazzling Diamonds instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania Dazzling Diamonds 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 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWININ) and 30 (THIRTY). 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 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWININ), 30 (THIRTY), Ring Symbol (RING) and 10X Symbol (10TIMES).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15\$ (FIFTN), \$20\$

(TWENTY), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$250,000 (TWOHUNFTYTHO), and \$500,000 (FIVHUNTHO).

5. *Prizes:* The prizes that can be won in this game are \$5, \$10, \$15, \$20, \$25, \$50, \$100, \$200, \$500, \$1,000, \$250,000 and \$500,000. A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 6,000,000 tickets will be printed for the Pennsylvania Dazzling Diamonds instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500,000 (FIVHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500,000.

(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 symbol of \$250,000 (TWOHUNFTYTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X Symbol (10TIMES), and a prize symbol of \$100 (ONE HUN) appears under the 10X Symbol (10TIMES) on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize 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.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$500 (FIV HUN) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X Symbol (10TIMES), and a prize symbol of \$50\$ (FIFTY) appears under the 10X Symbol (10TIMES) on a single ticket, shall be entitled to a prize of \$500.

(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 symbol of \$200 (TWO HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$200 (TWO HUN) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$200.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X Symbol (10TIMES), and a prize symbol of \$20\$ (TWENTY) appears under the 10X Symbol (10TIMES) on a single ticket, shall be entitled to a prize of \$200.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$100 (ONE HUN) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X Symbol (10TIMES), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the 10X Symbol (10TIMES) on a single ticket, shall be entitled to a prize of \$100.

(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 symbol of \$50\$ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$50\$ (FIFTY) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X Symbol (10TIMES), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the 10X Symbol (10TIMES) on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize 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.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$25\$ (TWY FIV) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$25.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20\$ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(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 symbol of \$15\$ (FIFTN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$15\$ (FIFTN) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$15.

(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 symbol of \$10^{.00} (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$10^{.00} (TEN DOL) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$10.

(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 symbol of \$5^{.00} (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

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 of 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets</i>	
\$5 × 2	\$10	27.27	220,000
\$10 w/Ring	\$10	33.33	180,000
\$10	\$10	27.27	220,000
\$5 × 3	\$15	100	60,000
\$15 w/Ring	\$15	75	80,000
\$15	\$15	100	60,000
\$5 × 4	\$20	150	40,000
\$10 × 2	\$20	60	100,000
\$20	\$20	30	200,000
\$5 × 5	\$25	150	40,000
\$5 × 3 + \$10	\$25	150	40,000
\$15 + \$10	\$25	150	40,000
\$25 w/Ring	\$25	150	40,000
\$25	\$25	150	40,000
\$5 × 10	\$50	300	20,000
\$10 × 5	\$50	600	10,000
\$25 × 2	\$50	600	10,000
\$5 w/10X	\$50	200	30,000
\$50 w/Ring	\$50	600	10,000
\$50	\$50	300	20,000
\$5 × 10			
+			
\$10 × 5	\$100	600	10,000
\$10 × 10	\$100	600	10,000
\$10 × 5 + \$50	\$100	600	10,000
\$20 × 5	\$100	600	10,000
\$25 × 4	\$100	600	10,000
\$50 × 2	\$100	600	10,000
\$10 w/10X	\$100	600	10,000
\$100 w/Ring	\$100	600	10,000
\$100	\$100	300	20,000
\$20 × 10	\$200	8,000	750
\$25 × 8	\$200	8,000	750
\$15 × 10			
+			
\$10 × 5	\$200	8,000	750
\$20 w/10X	\$200	8,000	750
\$200 w/Ring	\$200	8,000	750
\$200	\$200	8,000	750
\$50 × 10	\$500	24,000	250
\$100 × 5	\$500	30,000	200
\$50 w/10X	\$500	30,000	200
\$500 w/Ring	\$500	30,000	200
\$500	\$500	24,000	250
\$100 × 10	\$1,000	120,000	50
\$200 × 5	\$1,000	120,000	50
\$100 w/10X	\$1,000	120,000	50
\$1,000	\$1,000	120,000	50
\$250,000	\$250,000	1,200,000	5
\$500,000	\$500,000	1,200,000	5

Ring = Win the prize automatically.
 10X = Win 10 times the prize automatically.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Dazzling Diamonds 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 Dazzling Diamonds, prize money from winning Pennsylvania Dazzling Diamonds 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 Dazzling Diamonds 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), 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 Dazzling Diamonds or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 05-305. Filed for public inspection February 11, 2005, 9:00 a.m.]

Pennsylvania Emerald 8'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 Emerald 8's.

2. *Price:* The price of a Pennsylvania Emerald 8's instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania Emerald 8'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), 9 (NINE) and 88 (EGTEGT).

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$7⁰⁰ (SVN DOL), \$8⁰⁰ (EGT DOL), \$14\$ (FORTN), \$24\$ (TWY FOR), \$80\$ (EIGHTY), \$180 (ONEHUNETY) and \$8,000 (EGT THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$7, \$8, \$14, \$24, \$80, \$180 and \$8,000. The player can win up to 6 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 14,400,000 tickets will be printed for the Pennsylvania Emerald 8's instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$8,000 (EGT THO) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$8,000.

(b) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$180 (ONEHUNETY) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$180.

(c) Holders of tickets with a play symbol of 88 (EGTEGT), and a prize symbol of \$80\$ (EIGHTY) appearing in the "PRIZE" area below that 88 (EGTEGT) play symbol, on a single ticket, shall be entitled to a prize of \$160.

(d) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$80\$ (EIGHTY) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$80.

(e) Holders of tickets with a play symbol of 88 (EGTEGT), and a prize symbol of \$24\$ (TWY FOR) appearing in the "PRIZE" area below that 88 (EGTEGT) play symbol, on a single ticket, shall be entitled to a prize of \$48.

(f) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$24\$ (TWY FOR) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$24.

(g) Holders of tickets with a play symbol of 88 (EGTEGT), and a prize symbol of \$8⁰⁰ (EGT DOL) appearing in the "PRIZE" area below that 88 (EGTEGT) play symbol, on a single ticket, shall be entitled to a prize of \$16.

(h) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$14\$ (FORTN) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$14.

(i) Holders of tickets with a play symbol of 88 (EGTEGT), and a prize symbol of \$7⁰⁰ (SVN DOL) appearing in the "PRIZE" area below that 88 (EGTEGT) play symbol, on a single ticket, shall be entitled to a prize of \$14.

(j) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$8⁰⁰ (EGT DOL) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$8.

(k) Holders of tickets with a play symbol of 88 (EGTEGT), and a prize symbol of \$4⁰⁰ (FOR DOL) appearing in the "PRIZE" area below that 88 (EGTEGT) play symbol, on a single ticket, shall be entitled to a prize of \$8.

(l) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$7⁰⁰ (SVN DOL) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$7.

(m) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$4⁰⁰ (FOR DOL) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$4.

(n) Holders of tickets with a play symbol of 88 (EGTEGT), and a prize symbol of \$2⁰⁰ (TWO DOL) appearing in the "PRIZE" area below that 88 (EGTEGT) play symbol, on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$2⁰⁰ (TWO DOL) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(p) Holders of tickets with a play symbol of 88 (EGTEGT), and a prize symbol of \$1⁰⁰ (ONE DOL) appearing in the "PRIZE" area below that 88 (EGTEGT) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets with a play symbol of 8 (EIGHT), and a prize symbol of \$1⁰⁰ (ONE DOL) appearing in the "PRIZE" area below that 8 (EIGHT) play symbol, 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>Get:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. Of Winners Per 14,400,000 Tickets</i>
\$1	\$1	9.38	1,536,000
\$1 x 2	\$2	50	288,000
\$1 w/88	\$2	42.86	336,000
\$2	\$2	50	288,000
\$1 x 4	\$4	600	24,000
\$2 x 2	\$4	600	24,000
\$2 w/88	\$4	300	48,000
\$4	\$4	300	48,000
\$2 x 4	\$8	300	48,000
\$4 x 2	\$8	300	48,000
\$4 w/88	\$8	150	96,000
\$8	\$8	150	96,000
\$2 x 5 + \$4	\$14	1,500	9,600
\$7 x 2	\$14	1,500	9,600
\$7 w/88	\$14	750	19,200
\$14	\$14	1,500	9,600
\$2 x 5 + \$14	\$24	1,500	9,600
\$4 x 6	\$24	1,500	9,600
\$8 x 3	\$24	1,500	9,600
\$8 w/88 + \$8	\$24	1,500	9,600
\$24	\$24	1,500	9,600
\$24 x 3 + \$8	\$80	40,000	360
\$24 w/88 + \$8 x 4	\$80	34,286	420
\$80	\$80	34,286	420
\$180	\$180	120,000	120
\$80 w/88 + \$4 x 5	\$180	240,000	60
\$8,000	\$8,000	720,000	20

88 = Double the prize shown.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Emerald 8'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 Emerald 8's, prize money from winning Pennsylvania Emerald 8'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 Emerald 8'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), 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 Emerald 8's or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 05-306. Filed for public inspection February 11, 2005, 9:00 a.m.]

Pennsylvania Sapphire 7'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 Sapphire 7's.

2. *Price:* The price of a Pennsylvania Sapphire 7's instant lottery game ticket is \$5.

3. *Play Symbols:*

(a) Each Pennsylvania Sapphire 7's instant lottery game ticket will contain seven play areas known as Game 1, Game 2, Game 3, Game 4, Game 5, Game 6, and Game 7. Each game is played separately.

(b) The play symbols and their captions located in the "YOUR NUMBERS" and "WINNING NUMBER" areas for Game 7; in the play areas for Game 1, Game 3 and Game 5 are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVEN), and 12 (TWELVE).

(c) The play symbols and their captions located in the "YOUR SYMBOLS" and "LUCKY SYMBOL" play areas for Game 2 are:

Money Bag Symbol (MNYBG), Pot of Gold Symbol (PTGLD), Rabbit Foot Symbol (RBTFT), Horse Shoe Symbol (SHOE), Star Symbol (STAR) and Diamond Symbol (DIMND).

(d) The play and prize symbols and their captions located in the "FAST CASH BONUS" area for Game 6 are: \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$77\$ (SVY SVN), \$117 (HUNSVNTN) and NO BONUS (TRY AGAIN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the play area for Game 4 are: \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$27\$ (TWY SVN), \$77\$ (SVY SVN), \$117 (HUNSVNTN), \$777 (SNHNSVYSN), \$7,777 (7X4) and \$77,777 (7X5). The prize symbols and their captions located in the prize area in Game 1, Game 2, Game 3, Game 5 and Game 7 are: \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$27\$ (TWY SVN), \$77\$ (SVY SVN), \$117 (HUNSVNTN), \$777 (SNHNSVYSN), \$7,777 (7X4) and \$77,777 (7X5).

5. *Prizes:* The prizes that can be won in Game 1, Game 2, Game 3, Game 4, Game 5 and Game 7 are \$5, \$7, \$10, \$15, \$17, \$20, \$27, \$77, \$117, \$777, \$7,777 and \$77,777. The prizes that can be won in Game 6 are \$7, \$10, \$15, \$17, \$20, \$77 and \$117. A player can win up to 6 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 5,040,000 tickets will be printed for the Pennsylvania Sapphire 7's instant lottery game.

7. *Determination of Prize Winners:*

(a) Determination of prize winners for Game 1 and Game 3 are:

(1) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$77,777 (7X5) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$7,777 (7X4) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$7,777.

(3) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$777 (SNHNSVYSN) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$777.

(4) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$117 (HUNSVNTN) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$117.

(5) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$77\$ (SVY SVN) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$77.

(6) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$27\$ (TWY SVN) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$27.

(7) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$20\$ (TWENTY) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$17\$ (SVNTN) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$15\$ (FIFTN) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$10⁰⁰ (TEN DOL) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$7⁰⁰ (SVN DOL) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets with two 7 (SEVEN) play symbols in the same play area and a prize symbol of \$5⁰⁰ (FIV DOL) appearing in the "PRIZE" area for that Game, on a single ticket, shall be entitled to a prize of \$5.

(b) Determination of prize winners for Game 2 are:

(1) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$77,777 (7X5) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$7,777 (7X4) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$7,777.

(3) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$777 (SNHNSVYSN) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$777.

(4) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$117 (HUNSVNTN) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$117.

(5) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$77\$ (SVY SVN) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$77.

(6) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$27\$ (TWY SVN) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$27.

(7) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$20\$ (TWENTY) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$17\$ (SVNTN) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$15\$ (FIFTN) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$7⁰⁰ (SVN DOL) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR SYMBOL" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(c) Determination of prize winners for Game 4 are:

(1) Holders of tickets with three matching prize play symbols of \$77,777 (7X5) in the play area, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets with three matching prize play symbols of \$7,777 (7X4) in the play area, on a single ticket, shall be entitled to a prize of \$7,777.

(3) Holders of tickets with three matching prize play symbols of \$777 (SNHNSVYSN) in the play area, on a single ticket, shall be entitled to a prize of \$777.

(4) Holders of tickets with three matching prize play symbols of \$117 (HUNSVNTN) in the play area, on a single ticket, shall be entitled to a prize of \$117.

(5) Holders of tickets with three matching prize play symbols of \$77\$ (SVY SVN) in the play area, on a single ticket, shall be entitled to a prize of \$77.

(6) Holders of tickets with three matching prize play symbols of \$27\$ (TWY SVN) in the play area, on a single ticket, shall be entitled to a prize of \$27.

(7) Holders of tickets with three matching prize play symbols of \$20\$ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets with three matching prize play symbols of \$17\$ (SVNTN) in the play area, on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets with three matching prize play symbols of \$15\$ (FIFTN) in the play area, on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets with three matching prize play symbols of \$10⁰⁰ (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets with three matching prize play symbols of \$7⁰⁰ (SVN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets with three matching prize play symbols of \$5⁰⁰ (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(d) Determination of prize winners for Game 5 are:

(1) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$77,777 (7X5) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$7,777 (7X4) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$7,777.

(3) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$777 (SNHNSVYSN) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$777.

(4) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$117 (HUNSVNTN) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$117.

(5) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$77\$ (SVY SVN) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$77.

(6) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$27\$ (TWY SVN) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$27.

(7) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$20\$ (TWENTY) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$17\$ (SVNTN) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$15\$ (FIFTN) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$10⁰⁰ (TEN DOL) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$7⁰⁰ (SVN DOL) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$5⁰⁰ (FIV DOL) appearing in the "PRIZE" area for the Game, on a single ticket, shall be entitled to a prize of \$5.

(e) Determination of prize winners for Game 6 are:

(1) Holders of tickets with a \$117 (HUNSVNTN) play symbol in the "FAST CASH BONUS" area, on a single ticket, shall be entitled to a prize of \$117.

(2) Holders of tickets with a \$77\$ (SVY SVN) play symbol in the "FAST CASH BONUS" area, on a single ticket, shall be entitled to a prize of \$77.

(3) Holders of tickets with a \$20\$ (TWENTY) play symbol in the "FAST CASH BONUS" area, on a single ticket, shall be entitled to a prize of \$20.

(4) Holders of tickets with a \$17\$ (SVNTN) play symbol in the "FAST CASH BONUS" area, on a single ticket, shall be entitled to a prize of \$17.

(5) Holders of tickets with a \$15\$ (FIFTN) play symbol in the "FAST CASH BONUS" area, on a single ticket, shall be entitled to a prize of \$15.

(6) Holders of tickets with a \$10⁰⁰ (TEN DOL) play symbol in the "FAST CASH BONUS" area, on a single ticket, shall be entitled to a prize of \$10.

(7) Holders of tickets with a \$7⁰⁰ (SVN DOL) play symbol in the "FAST CASH BONUS" area, on a single ticket, shall be entitled to a prize of \$7.

(f) Determination of prize winners for Game 7 are:

(1) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$77,777 (7X5) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$77,777.

(2) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$7,777 (7X4) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$7,777.

(3) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$777 (SNHNSVYSN) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$777.

(4) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$117 (HUNSVNTN) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$117.

(5) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$77\$ (SVY SVN) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$77.

(6) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$27\$ (TWY SVN) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$27.

(7) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$20\$ (TWENTY) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$17\$ (SVNTN) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$15\$ (FIFTN) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBER" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(11) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$7⁰⁰ (SVN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(12) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

<i>Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In.:</i>	<i>Approximate No. of Winners Per 5,040,000 Tickets</i>
\$5	\$5	9.84	512,400
\$7	\$7	300	16,800
\$7 (FAST CASH)	\$7	21.43	235,200
\$5 × 2	\$10	85.71	58,800
\$10	\$10	300	16,800
\$10 (FAST CASH)	\$10	600	8,400
\$5 × 3	\$15	600	8,400
\$10 + \$5	\$15	600	8,400
\$15	\$15	600	8,400
\$15 (FAST CASH)	\$15	300	16,800
\$10 + \$7	\$17	300	16,800
\$17 (FAST CASH)	\$17	46.15	109,200
\$17	\$17	120	42,000
\$5 × 4	\$20	200	25,200
\$10 × 2	\$20	300	16,800
\$20	\$20	300	16,800
\$20 (FAST CASH)	\$20	200	25,200
\$17 (FAST CASH)+ \$20 × 3	\$77	200	25,200
\$27 + \$10 × 5	\$77	300	16,800
\$77	\$77	300	16,800
\$77 (FAST CASH)	\$77	200	25,200
\$17 (FAST CASH)+ \$20 × 5	\$117	17,143	294
\$10 × 4 + \$77	\$117	17,143	294
\$20 × 2 + \$77	\$117	17,143	294
\$117	\$117	17,143	294
\$117 (FAST CASH)	\$117	17,143	294
\$777	\$777	240,000	21
\$7,777	\$7,777	360,000	14
\$77,777	\$77,777	720,000	7

Game 1 & Game 3—Get 2 “7” symbols, win prize shown.

Game 2—When any of “YOUR SYMBOLS” match the “LUCKY SYMBOL” win prize shown under the matching symbol.

Game 4—Get three like amounts, win that prize.

Game 5—Get three “7” symbols in a row, column or diagonal, win prize shown.

Game 6—(FAST CASH BONUS) Reveal prize amounts between \$7 and \$117 and win that prize.

Game 7—When any of “YOUR NUMBERS” match the “WINNING NUMBER,” win prize shown under the matching number.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Sapphire 7'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 Sapphire 7's, prize money from winning Pennsylvania Sapphire 7'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 Sapphire 7'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), 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 Sapphire 7's or through normal communications methods.

GREGORY C. FAJT
Secretary

[Pa.B. Doc. No. 05-307. Filed for public inspection February 11, 2005, 9:00 a.m.]

Realty Transfer Tax; Revised 2003 Common Level Ratio Real Estate Valuation Factors

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 2003. These factors are the mathematical reciprocals of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from July 1, 2004, to June 30, 2005, except as indicated. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (61 Pa. Code § 91.102 (relating to acceptance of documents)).

<i>County</i>	<i>Revised Common Level Ratio Factor</i>
* Montour	8.52
** Philadelphia	3.66

* Adjusted by the Department of Revenue to reflect assessment ratio change effective January 1, 2005.

** Revised based on State Tax Equalization Board appeal decision.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 05-308. Filed for public inspection February 11, 2005, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Bucks County

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

The Department of Transportation (Department) plans to replace the existing Kellers Church Road Bridge over Deep Run in Bedminster Township, Bucks County. The project includes minor approach roadway widening in conjunction with replacing the Kellers Church Road Bridge on the same location. The project will require right-of-way from the National Register-eligible Landis Property.

The design for the new Kellers Church Road Bridge structure will be sensitive to the aesthetics of the surrounding area. The new structure will feature aesthetic concrete treatments on the parapet walls and will be very similar in length and height to the original bridge.

The Deputy Secretary for Highway Administration 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 effects. No adverse environmental effect is likely to result from the replacement of the Kellers Church Road Bridge.

GARY L. HOFFMAN, P. E.,
Deputy Secretary for Highway Administration

[Pa.B. Doc. No. 05-309. Filed for public inspection February 11, 2005, 9:00 a.m.]

Finding Chester County

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

The Department of Transportation (Department) plans to replace the SR 1012, Section C01 Bridge over Trout Creek in Tredyffrin Township, Chester County. Temporary occupancies will also be required on the National Register eligible East Watch property and the Richards Road Open Space, which is a publicly owned recreation facility.

The subject project will use approximately 15.3 hectares (37.8 acres) of the National Park Service property within the designated boundaries of the Delaware Water Gap National Recreation Area.

The environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed and all reasonable steps have been taken to minimize the effects. To minimize the harm to the Section 2002 protected property impacted by the project, the bridge will be recorded as a State-Level recordation following Historic American Engineering Record guidelines as per recommendation by the State Historic Preservation Officer. The replacement bridge will be designed sympathetically to the historic nature of the area. Stone from the existing bridge or a comparable stone will be used along the outside of the structure and along the inside of the parapet. Stream stabilization will be included in the final construction plans.

The Deputy Secretary for Highway Administration 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 effects.

GARY L. HOFFMAN, P. E.,
Deputy Secretary for Highway Administration

[Pa.B. Doc. No. 05-310. Filed for public inspection February 11, 2005, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
57-236	Pennsylvania Public Utility Commission Practice and Procedure Before the Commission 34 Pa.B. 5895 (October 30, 2004)	12/29/04	1/28/05
18-398	Department of Transportation Driver's License Examination 34 Pa.B. 6420 (December 4, 2004)	1/3/05	2/2/05
7-393	Environmental Quality Board Hazardous Waste Management System; Proposed Exclusion for Identification and Listing Hazardous Waste 34 Pa.B. 6421 (December 4, 2004)	1/3/05	2/2/05

**Pennsylvania Public Utility Commission Regulation
No. 57-236 (IRRC No. 2441)**

**Practice and Procedure Before the Commission
January 28, 2005**

We submit for your consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The Pennsylvania Public Utility Commission (PUC) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on December 29, 2004. If the final-form regulation is not delivered within two years of the close of the public comment period, the regulation will be deemed withdrawn.

1. Electronic filing.—Need; Reasonableness.

The PUC is proposing to add requirements related to electronic filing of documents, but is not authorizing the use of electronic filing. We question the need for and reasonableness of imposing requirements prior to implementing an electronic filing system.

The Office of Small Business Advocate (OSBA) and the Practitioners' Group (representing six utility practice law firms) have also raised concerns regarding electronic filing. The commentators note that technical aspects of an electronic filing system, such as the ability of parties to open and process large files, the handling of signature requirements and the establishment of a "tamper-proof" format, would need to be addressed before implementing electronic filing.

We agree that the proposed addition of electronic filing requirements is premature. We recommend that the PUC delete proposed electronic filing requirements until it is ready to put an electronic filing system in place. We have identified the following sections of the proposed regulation that relate to electronic filing:

- Section 1.11(a)(4)
- Section 1.24(b)(2)(i)(A)
- Section 1.25(a)
- Section 1.32(d)
- Section 1.35(a)(2)
- Section 1.37(c)
- Section 1.53(b)(3)
- Section 1.54(b)(3)

- Section 1.56(a)(5)
- Section 1.59(b)(1)(ii)
- Section 5.306

These sections should be deleted or amended, as appropriate, to eliminate implicit or explicit references to electronic filing.

2. Filing by fax.—Reasonableness.

The regulation precludes parties from filing documents by facsimile (fax) transmission. Other agencies allow filing by fax to meet the filing deadline, provided that an original is filed within a reasonable time thereafter. Has the PUC considered this approach?

3. Section 1.8. Definitions.—Clarity.

The following terms are used in the regulation, but are not defined: adversarial proceedings; nonadversarial proceedings; informal proceedings; agency; political subdivision; and government entity. Clarity would be improved by defining these terms in the final-form regulation. For any of these terms that are defined elsewhere in statute or regulations, the PUC could cross-reference those existing definitions.

4. Section 1.11. Date of filing.—Reasonableness; Clarity.

Under Subsection (a)(3), the PUC is deleting the date "shown by the United States Postal Service [USPS] stamp on the envelope" as a means of determining the date a document is filed with the PUC. Instead the date on a USPS Form 3817 certificate of mailing will be used. The impact of this change could be significant for consumers who file individual complaints and may not be familiar with Form 3817. As a result of this provision, consumer complaints may be filed incorrectly resulting in the need to re-file. We suggest the PUC retain the USPS stamp on the envelope as a means of determining the filing date.

Also under Subsection (a)(4), the PUC refers to "4:30 p.m. local time." For clarity, the reference to "local time" should be changed to "Eastern Standard Time."

5. Section 1.33. Incorporation by reference.—Reasonableness.

In Subsection (b), the PUC is deleting the 20-year time frame for documents that cannot be incorporated by reference without ascertaining that the PUC has the document in its files. As a result of this deletion, a party would have to determine the status of a referenced document in every instance. OSBA commented that it

would be burdensome to make this determination for every referenced document. We agree and suggest that the PUC continue to provide a time period during which parties can assume a document is still in the PUC files. If 20 years is too long, a shorter time frame may be established.

6. Section 1.38. Rejection of filings.—Statutory authority; Legislative intent; Clarity; Reasonableness; Need; Feasibility

This section provides that the PUC may reject the filing if the filing utility is “otherwise delinquent in its regulatory obligations.” We have three concerns.

First, this provision appears to preclude a utility from bringing or defending an action before the PUC if it has failed to satisfy any obligation imposed by regulation. We question the statutory authority for this provision.

Second, we believe that this provision is contrary to legislative intent. Subchapter A of the Public Utility Code explicitly outlines the procedures to be followed in bringing matters before the PUC. There is no indication that the legislature intended to foreclose these channels for obtaining relief to utilities who may not be in full compliance with regulations.

Third, we question the meaning of “delinquent in its regulatory obligations.” If the PUC believes it has the statutory authority for this provision, and that this provision is consistent with legislative intent, it should explain what is meant by this phrase.

7. Section 1.42. Mode of payment of fees.—Clarity.

Subsection (a) states, in part, “The Secretary’s Bureau *should* be contacted prior to submitting payment in a form other than money order or check.” (Emphasis added.) The term “should” is nonregulatory language which indicates that this provision is optional. If the PUC intends to require a party to contact the Secretary’s Bureau when submitting payment in an alternate form, the final-form regulation should replace the term “should” with “shall.”

8. Section 3.501. Certificate of public convenience as a water supplier or wastewater collection, treatment or disposal provider.—Reasonableness; Need; Feasibility; Protection of public health; Consistency with existing regulations.

Subsection (a) currently provides a list of requirements which an applicant for a certificate of public compliance must satisfy. The PUC is deleting this list. In lieu of retaining these requirements in the regulation, the PUC will include them on the forms which applicants must complete.

The Department of Environmental Protection (DEP) has objected to the deletion of application requirements from this provision. The basis for DEP’s objection is that by transferring the requirements from the regulation to forms, they will no longer constitute binding norms with the full force and effect of law.

We share DEP’s concern. Forms are subject to change at the discretion of the PUC, with no opportunity for notice and regulatory oversight. Therefore, the requirements for applications should remain in the regulation.

9. Section 5.14. Applications requiring notice.—Reasonableness; Clarity.

Existing Subsection (b), lists the applications for which notice will be published. PUC is proposing to delete this

list and retain only a general reference to applications for authority under the act.

The Practitioners’ Group believes that the existing list of applications which require notice provides certainty and consistency and should be retained. We agree and suggest the PUC retain the list in Subsection (b).

We have an additional concern. A new Paragraph (c) provides that the deadline for filing protests to applications is governed by Section 5.53. This section provides that the time for filing a protest shall be as stated in the application. If no deadline is specified, the time will be 60 days. We recommend that, for consistency, the PUC establish a standard time for the filing of protests which will be followed in all cases, unless there is good cause to allow a different time frame.

10. Section 5.24. Satisfaction of formal complaints.—Clarity.

Subsection (b) allows a respondent to certify to the PUC that it has satisfied a complaint if the complainant has either acknowledged satisfaction to the respondent or if the complainant no longer wishes to pursue the complaint. We recommend that the certification be in writing.

11. Section 5.53. Time of filing.—Reasonableness; Feasibility; Clarity.

This section states that a protest must be filed within the time specified in the published notice of the application. If the published notice does not contain a specified time, a party has 60 days to file a protest. We have two concerns.

First, as noted previously, this section lacks consistency because the regulated community does not have a reasonable expectation of when a protest must be filed. The final-form regulation should be amended to establish a uniform time period for filing a protest.

Second, this section does not specify how or where the notice must be published. To be consistent with other provisions of this rulemaking, we recommend that publication must be in the *Pennsylvania Bulletin*.

12. Section 5.62. Answers seeking affirmative relief or raising new matter.—Clarity.

Subsection (b) provides that an answer may raise new matter. The PUC should specify whether a notice to plead must be included in new matter. This may be important in view of the fact that Section 5.63(b) provides that failure to file a timely reply to new matter may be deemed an admission of the facts raised.

13. Section 5.74. Filing of petitions to intervene.—Clarity; Reasonableness; Feasibility.

The Office of Consumer Advocate expressed the concern that Subsection (b)(1) would create a default deadline for statutory notices of intervention in consumer complaint cases. This would result in dramatic departure from current practice and would work to the detriment of customers in need of assistance. The PUC should clarify its intent in this section.

14. Section 5.101. Preliminary objections.—Need; Clarity; Feasibility.

Subsection (a) substitutes the phrase “preliminary motion” with “preliminary objection,” as the latter phrase is more commonly used. Subsection (b) deletes the requirements that a preliminary objection be filed with an answer and that all preliminary objections be raised together.

The Practitioners' Group has raised the possibility that a party with substantial resources could use the new procedures to tie up a proceeding indefinitely. We share this concern, and request that the PUC revise this section to prevent that from happening.

We have an additional concern that the difference in the times for filing will result in confusion and missed deadlines. Subsection (c) states that a party may file an amended pleading within 20 days following service of preliminary objections. Subsection (d) states that an answer to a preliminary objection shall be filed within 10 days of the date of service. Subsection (f)(1) allows a party who files a stricken preliminary objection to file an amended pleading in 10 days. However, Subsection (f)(2) provides that a party who filed a preliminary objection which has been overruled has 20 days to plead over. The PUC should justify the difference in timelines or provide a standard time frame in most if not all instances.

15. Section 5.342. Answers or objections to written interrogatories by a party.—Clarity.

Subsection (d) provides timelines in which answers and objections must be served. The timelines contained in Subsection (d) and (d)(1) are contradictory. What timelines would a party be required to follow?

16. Miscellaneous clarity issues.

- The Practitioners' Group commented that the last sentence in Section 1.15(b) could be deleted if a revision is made to the first sentence in this subsection. Specifically, the phrase "timely filed with the Commission" should be replaced with "filed at least 5 days prior to the hearing date." We agree and suggest the PUC make this change.
- In Section 1.21(d)(2), the phrase "an appropriate individual" is unclear. The final-form regulation should more specifically identify the individuals who may represent parties in informal proceedings.
- In Section 1.36(a), the PUC should change the term "permitted" in the last sentence to "utilized."
- There is a typographical error in Section 1.53(b)(1). The word "by" should be inserted between "made" and "mailing."
- In Section 3.2, parallel construction should be employed. The codification of Subsection (a) should be restored. Proposed Paragraph (1) should be contained in Subsection (a). Proposed Paragraph (2) should be Subsection (b) and the Paragraphs (i) through (iv) should be codified (1) through (4). Subsequent subsections should be recodified accordingly.
- Section 3.502(b) requires a protest to be filed in "appropriate and legally sufficient form." This requirement is vague. The final-form regulation should contain cross-references to the applicable regulatory standards.
- Section 5.22(a)(7) references a "writing." The final-form regulation should either define this term in this subsection or delete the term and specifically identify what documents are subject to the requirements of this subsection.
- The first sentence of Section 5.22(c) references, "the act, a regulation or order of the Commission." The second sentence of this section states that the complaint must reference, "the regulation or order." To be consistent, the second sentence should also reference "the act."

- Section 5.41(c) requires copies to be served "in compliance with Commission direction." Clarity would be improved by cross-referencing specific service requirements contained in the regulations.
- In Section 5.52(a) the word "shall" should be shown in brackets.
- In Section 5.75(d), the word "permitted" should be replaced with "prohibited" to be consistent with the PUC's proposed wording changes in this subsection.
- In Section 5.91(a), the phrase "insofar as appropriate" is vague and unnecessary. It should be deleted.
- In Section 5.101(d), the word "motion" in the second sentence should be changed to "objection" to be consistent with the PUC's proposed terminology changes throughout Section 5.101.
- The phrase "in the public interest" is used in Section 5.232(d)(2). The PUC needs to clarify what this phrase means.
- In Section 5.235(a), the word "shall" in the second sentence should not be bracketed. The word "be," immediately following "shall," should be bracketed.
- Section 5.324(a) allows discovery of "facts known and opinions held by an expert." However, Section 5.323(a) precludes disclosure of opinions as part of discovery. In the final-form regulation, this inconsistency between these two sections should be rectified.
- Based on discussions with the PUC, we understand that Section 5.245, relating to failure to appear, proceed or maintain order in proceedings, also applies to interveners. The final-form regulation should be amended to reflect this fact.
- Section 5.401(b)(2)(iii) contains a typographical error. The word "By" should be deleted.
- Under Section 5.502(d), two commentators questioned if the PUC intended to delete the language related to "initial briefs." The PUC should clarify its intent in the final-form regulation.
- In the third sentence of Section 5.533(c), the existing word "shall" which appears after "exception" and before "exceptions shall" should be bracketed.
- In the last sentence of Section 5.535(a), the word "shall" should be bracketed, and the word "must" should be in bold type.

**Department of Transportation Regulation No.
18-398 (IRRC NO. 2450)**

Driver's License Examination

February 2, 2005

We submit for your consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The Department of Transportation (Department) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on January 3, 2005. If the final-form regulation is not delivered within two years of the close of the public comment period, the regulation will be deemed withdrawn.

Section 75.2. Definitions.—Consistency with the statute; Clarity.

Both the proposed regulation and the enabling legislation, Act 76 of 2004 (75 Pa.C.S.A. § 1508.1(b)), define the term “chiropractor.” However, the definition in the proposed regulation differs from the statutory definition. The major difference is that the statutory definition contains the phrase “scope of practice” while the regulatory definition does not. For consistency, the final-form regulation should replace the proposed regulatory definition with either the statutory definition verbatim or a reference to it.

Environmental Quality Board Regulation No. 7-393 (IRRC No. 2451)

Hazardous Waste Management System; Proposed Exclusion for Identification and Listing Hazardous Waste

February 2, 2005

We submit for your consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The Environmental Quality Board (EQB) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on January 3, 2005. If the final-form regulation is not delivered within two years of the close of the public comment period, the regulation will be deemed withdrawn.

1. General.—Protection of the public health, safety and welfare.

The public commentators advocate continuing existing methods for recovery of metals prior to the disposal of Electric Arc Furnace Dust (EAFD). Will delisting EAFD result in placing recoverable materials in landfills? If so, why is delisting 300,000 cubic yards of EAFD per year in the public interest?

2. Section 261a.32. Hazardous wastes from specific sources.—Clarity.

Paragraph (3) Changes in Operating Conditions

The phrase “approved EAFD generators” is used in Subparagraph (3)(i). Who are “approved EAFD generators” and how do they obtain approval?

Subparagraph (3)(i) uses the phrase “significantly changes” twice. There could be disagreement over what constitutes a “significant change.” How will the petitioner know when this limit is reached? How will the Department enforce this provision?

The last sentence of Subparagraph (3)(i) requires notice, but does not specify when. The regulation should state the time limit in which the petitioner must notify the Department.

Paragraph (4) Data Submittals

Subparagraph (v) requires data to be maintained on site. As long as the data is available for inspection, why must the data be maintained on site?

Paragraph (5) Reopener Language

Subparagraph (i) requires reporting to the Department if “any constituent identified in paragraph (1) is at a level in the leachate higher than the Toxicity Characteristic (40 CFR 261.24)” A commentator observed that nickel is listed in Paragraph (1) but is not listed in 40 CFR 261.24. The EQB should review these lists and address any discrepancies.

Subparagraph (i) also requires reporting to the Department based on “specific facility action levels.” The regulation should state where these levels are listed.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 05-311. Filed for public inspection February 11, 2005, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Discontinuing Experimental Abbreviated Dispute Resolution Process

Public Meeting held
January 13, 2005

Commissioners Present: Wendell F. Holland, Chairperson; Robert K. Bloom, Vice Chairperson; Glen R. Thomas; Kim Pizzigrilli

Joint Petition of Nextlink Pennsylvania, Inc., et al., for Adoption of Partial Settlement Resolving Pending Telecommunications Issues; Doc. No. P-00991648

Joint Petition of Bell Atlantic-Pennsylvania, Inc., et al., for Resolution of Global Telecommunications Proceedings; Doc. No. P-00991649

Interim Guidelines for Abbreviated Dispute Resolution Process; Doc. No. M-00021685

Tentative Order

Discontinuing Experimental Abbreviated Dispute Resolution Process

By the Commission:

In Appendix E to our *Global Order*¹, the Commission adopted interim guidelines for an Abbreviated Dispute Resolution Process (ADRP) on an experimental basis to determine if the guidelines would further this Commission’s mission to promote competitive markets by expediting resolution of certain disputes between competing telecommunications carriers. The guidelines have been once revised in an attempt to make the process more efficient and to better fulfill its purpose.² The revised ADRP remained experimental, subject to further review.

At Public Meeting held November 7, 2002, the Commission sought public comment on the revised ADRP.³ The request for comment was published November 23, 2002 at 32 Pa.B. 5822. Comments were filed by Verizon Pennsylvania Inc., Verizon North Inc., and XO Pennsylvania, Inc.

Summary of ADRP (as Revised)

As of July 13, 2000, when the revised ADRP was adopted, the ADRP is set forth in a preamble and 13 enumerated paragraphs (“rules”). A summary is provided below.

The preamble sets forth the Commission’s concern that the mediation, arbitration, and emergency relief regulations in place at the time the *Global Order* was issued may not have fully addressed the need for prompt resolution of disputes between competing telecommunica-

¹ *Joint Petition of Nextlink, et al., and Joint Petition of Bell Atlantic, et al.*, Order (entered Sep. 30, 1999), Docket Nos. P-00991648 and P-00991649 (*Global Order*).

² *Id.*, Order (entered July 13, 2000).

³ *Tentative Order Requesting Comments on Revising the Abbreviated Dispute Resolution Process*, Order (entered Nov. 13, 2002), Docket No. M-00021685.

tions carriers, competitive, incumbent or otherwise. Thus, the Commission implemented the ADRP.

Rule 1 addresses the scope of the ADRP. The scope is limited to disputes between telecommunications carriers⁴ involving action or inaction of a telecommunications entity that (1) allegedly compromises the ability of a party to provide uninterrupted service, (2) unreasonably precludes the provisioning of scheduled service, (3) allegedly violates a provision of an existing interconnection agreement, (4) contains allegations of predatory pricing, or (5) involves collocation space limitation disputes, including allegations of false claim of space exhaustion.⁵ The ADRP is not designed to be a substitute for any dispute resolution processes that may be specified in the parties' interconnection agreements; nor is it designed to handle disputes that involve generic policy issues, consumer complaints against the carriers, or requests for damages.

Rule 2 requires good faith negotiations between the parties for at least 30 calendar days before a petition is referred to ADRP, with limited exception.

Rule 3 concerns collocation space limitation disputes. It requires the aggrieved party to first submit written notice to the Bureau of Fixed Utility Services explaining the dispute. Commission technical staff will then tour the facility, with representatives of the parties, and listen to the arguments while viewing the evidence. Staff will then submit written findings of fact and conclusions to the parties. If the staff determination does not resolve the dispute, then an ADRP petition will be brought to the Office of Administrative Law Judge.

Rule 4 describes the minimum standards for the petition. It encourages joint petitions, if possible as a product of the negotiation phase. The petition filed must include specifics of the action or inaction alleged. Copies of all documents within the petitioner's possession that are likely to bear significantly on the issues raised must be attached. Service upon the Office of Consumer Advocate, Office of Small Business Advocate, the Commission's Office of Trial Staff (collectively "Public Advocates") and, if not a joint petition, upon the opposing party is required. It also requires the petition to be clearly identified by bold typeface above the normal caption line on the first page as follows: "Dispute Resolution Petition: Answer Due Within 7 Days."

Rule 5 requires an original and two copies of the petition to be filed with the Secretary's Bureau. In addition to the respondent and Public Advocates, the Chief Administrative Law Judge should also be served on the same day. The Secretary will assign an individual docket number to each petition.

Rule 6 establishes that an Administrative Law Judge (ALJ) will be assigned to the petition within four calendar days of the filing and service. A prehearing conference will be scheduled at the earliest possible date to determine whether the petition qualifies for ADRP and, if so, to determine the schedule for the proceeding.

Rule 7 provides seven calendar days for the respondent to file an answer with the Secretary, including copies of

⁴ Circumstances may exist where the respondent is other than a telecommunications carrier. For example, the respondent might be a County. See *Petition of Allegiance Telecom of Pennsylvania For Resolution of Dispute Pursuant to the Abbreviated Dispute Resolution Process, Opinion and Order* (entered Sep. 4, 2001), Docket No. P-00011882 (using the ADRP to resolve dispute arising from Delaware County's refusal to allow access to the Master Street Address Guide database).

⁵ *Pennsylvania P. U. C. v. Verizon Pa., Inc.*, Opinion and Order (entered June 8, 2001) at 68-69, Docket No. R-00994697 (providing for expedited Commission review, through the ADRP, of any CLEC claim regarding allegations of a false claim of space exhaustion).

all documents in respondent's possession that are likely to bear significantly on the issues raised in the petition.

Rule 8 establishes that the Public Advocates may participate in the proceeding but may not conduct formal discovery and are precluded from opposing the voluntary withdrawal of a petition due to consummation of a settlement between the parties.

Rule 9 provides that the presiding ALJ will conduct an on-the-record evidentiary hearing. Parties are given the opportunity to file briefs prior to adjudication. An Initial Decision resolving the dispute is due within 30 calendar days of the filing of the petition, unless the ALJ extends the time frame for good cause shown recognizing that an expeditious result is in the public interest.

Rule 10 encourages parties to exchange information informally. Parties may seek leave to conduct such limited formal discovery as deemed reasonable and necessary by the presiding ALJ.

Rule 11 allows parties to file exceptions to the Initial Decision within seven calendar days of issuance. Reply exceptions are due within five calendar days after exceptions are filed. If no exceptions are filed and if two Commissioners do not request review within 15 days of issuance, the Initial Decision will become a final order by operation of law. If exceptions are filed or if Commission review is requested, the matter is assigned to the Office of Special Assistants for preparation of a recommendation for Commission consideration at the earliest possible Public Meeting.

Rule 12 confirms that the parties may, at any time during the ADRP proceeding, request the services of a Commission mediator consistent with the Commission's mediation policy statement at 52 Pa. Code §§ 69.391-69.394. Any time lost to unsuccessful mediation is not counted against the ALJ's time to issue an Initial Decision.

Rule 13 clarifies that the ADRP is not intended to replace or preclude any other procedures or remedies otherwise available to any party under law, and a party's participation in the ADRP shall not be considered a waiver of any available substantive or procedural rights.

Summary of Comments

Verizon Pennsylvania Inc. and Verizon North Inc. (collectively Verizon) filed joint comments. Verizon recommends certain improvements to the process. First, Verizon suggests that electronic mail should be the preferred method of service because e-mail service of documents is faster, easier and cheaper than first class mail and other forms of service. Verizon proposes that facsimile service be used where documents are paper and not available in electronic formats. Second, Verizon suggests that the due date for responsive pleadings be changed from seven calendar days to seven business days to ensure fairness and eliminate any advantage to an opposing party that decides to file a pleading late in the day on a Friday, especially a Friday before a holiday weekend.⁶ Third, Verizon suggests that the ADRP should include the opportunity for a respondent to file preliminary motions instead of going directly to a hearing. Fourth, Verizon suggests that Rule 6 should be revised to provide for telephonic prehearing conferences. Finally, Verizon suggests that the preamble be modified, placing emphasis on resolution of disputes between telecommunications carriers "that have the potential to impact service immedi-

⁶ Verizon applies its suggestion to Rule 7 (Answer) and to Rule 11 (Exceptions and Reply Exceptions).

ately” rather than the current emphasis on carrier disputes “that impact on the development of local telephone competition.”

XO Pennsylvania, Inc. (XO) strongly recommends that the ADRP and interim guidelines be retained and enhanced. XO states that the ADRP is a useful procedural vehicle for facilitating interconnection, collocation and reciprocal compensation disputes as well as other related disputes that are subject to this Commission’s jurisdiction. The traditional processes—formal complaints or petitions for emergency orders—have been time consuming for both the litigating parties and the Commission resulting in a delay in obtaining relief that resulted in a denial of relief.

XO recommends enhancing the ADRP by revising the interim guidelines in two respects. One proposed enhancement concerns collocation;⁷ the other concerns time intervals for issuance of final orders. Regarding collocation, XO respectfully suggests that the Commission amend the interim guidelines acknowledging that its technical staff will avail itself of the appropriate legal expertise during the course of any collocation investigation and that any relevant legal analysis will be part of the staff’s report and conclusions regarding a given collocation space limitation dispute. Regarding time intervals, XO respectfully suggests that the Commission amend the interim guidelines adopting finite time intervals for the issuance of its final orders when exceptions and/or commissioner requests for review apply to an ALJ’s ADRP Initial Decision. XO does not suggest what the time interval should be.⁸

Inventory of Commission Processes Available for Dispute Resolution

Pursuant to the Commission’s powers and duties set forth in the Public Utility Code (66 Pa.C.S. §§ 101—3316), the Commission makes a number of dispute resolution processes available. An inventory of available processes with a brief description of each of them is set forth below.

Processes Open Across All Fixed Utility Groups

1. *Formal Proceedings.* 52 Pa. Code §§ 5.1—5.633, includes provisions for pleadings (subchapter A), hearings (subchapter B), interlocutory review (subchapter C), discovery (subchapter D), evidence & witnesses (subchapter E), presiding officers (subchapter F), briefs (subchapter G), exceptions (subchapter H), reconsideration (subchapter I), reports on compliance (subchapter J), and, appeals to court (subchapter K). These are our traditional formal complaint and petition procedures, providing for an on-the-record proceeding that results in an adjudication that may be appealed to an appropriate court.⁹ Generally, a

⁷ Collocation space limitation disputes are one of the enumerated types of ADRP-qualified disputes. Collocation disputes must first be analyzed by appropriate Commission technical staff prior to any request for ADRP. The aggrieved party shall first submit written notice to the Bureau of Fixed Utility Services explaining the dispute. Commission technical staff will tour the facility, with representatives of the parties, and listen to arguments while viewing the evidence. Staff will then submit written findings of fact and conclusions to the parties. If the staff determination does not resolve the dispute, then an ADRP petition is filed. The staff report may be introduced as evidence by either party if properly introduced and authenticated. Interim Guideline Rule 3, reproduced in 32 Pa.B. at 5824.

⁸ A similar comment was made by the FirstEnergy Companies in the context of formal petitions generally. The FirstEnergy Comments at L-00020156 suggest that the Commission should render a decision on or before seven months after a petition is filed, borrowing from the statutory 7-month timelines established in 66 Pa.C.S. § 1308(d) for traditional base rate cases. Presumably, in an abbreviated process, the time interval would be shorter or at least not longer than the statutory deadline.

⁹ In some instances, a Commission order establishes a time limit for completion of the case. This has been done in cases involving the implementation of Chapter 30 of the Public Utility Code. See, e.g., *Re: Commonwealth Telephone Company of Pennsylvania, Petition and Plan for Alternative Form of Regulation Under Chapter 30*, Order (entered Jan. 17, 1997) at 134, as implemented in *Final Alternative Regulation Plan of Commonwealth Telephone Company* at 21, Docket No. P-00961024 (establishing a 105-day time frame for a Commission decision).

complaint may be filed by a person complaining of an act done or omitted to be done by a person subject to the Commission’s jurisdiction in violation, or claimed violation, of an appropriate statute, regulation or order. Generally, petitions may be filed when relief is sought on some subject matter within the Commission’s jurisdiction, for example, to remove uncertainty about an obligation, or to seek Commission action with respect to an existing or prospective regulation. The assigned bureau varies based on the nature of the proceeding.

2. *Mediation Process.* 52 Pa. Code §§ 69.391—69.397. Mediation is a flexible program designed to facilitate the amicable resolution of disputes between the parties. The mediator renders neither a formal nor informal decision, rather, the mediator encourages the parties to seek negotiated settlements. Mediation is available in all qualified contested proceedings or proceedings which could be contested, as determined by the Office of Administrative Law Judge. If the parties do not reach settlement, the matter may be brought to resolution through formal proceedings.

3. *Emergency Relief.* 52 Pa. Code §§ 3.1—3.12. In a situation that presents a clear and present danger to life or property, or is uncontested, a petition for emergency relief may be filed. Requests for an interim emergency order under § 3.2 are assigned to the Office of Administrative Law Judge for disposition in accordance with due process requirements. Requests for ex parte emergency relief under § 3.6 may be brought to the Commission’s attention through a written pleading or through informal contact. Such requests are directed to the Office of Executive Director for appropriate internal assignment and management. All ex parte orders must be ratified at the next scheduled public meeting.

4. *Informal Complaint Resolution.* The Commission’s Bureau of Consumer Services (BCS) has an informal complaint process to resolve retail customer issues in all fixed utility types, pursuant to 66 Pa.C.S. § 308(d). For most retail telecommunications customer issues, including local service provider (LSP) billing accuracy, application, basic service suspension and other credit and collection issues, BCS has authority to issue informal decisions.¹⁰ These decisions can be appealed by filing timely notice of intent to appeal with the Secretary of the Commission. Timely notice for telecommunications informal complaints is ten days from the date the BCS decision is issued. 52 Pa. Code § 64.162.¹¹

Occasionally, BCS addresses wholesale telecommunications issues. The issues might include procedures for dealing with end-users in a potential embargo or termination of a LSP, proper notice to the alleged delinquent LSP, and LSP disputes about migration of service (they include releasing accounts, porting numbers, interfering stations and similar issues). The informal process is not particularly effective at resolving wholesale billing disputes, but has been somewhat effective at facilitating acceptable payment terms between the parties. We note, however, that BCS has refrained from issuing informal decisions on complaints between certificated carriers.

Additional Processes—Those Open to Telecommunications Carriers

The following additional processes are also available specifically for resolution of telecommunications disputes.

¹⁰ For further information on Commission policy regarding BCS payment arrangements, see *Stammel v. PG Energy*, Opinion and Order (entered May 21, 2003), Docket No. C-20027994.

¹¹ Compare 52 Pa. Code § 56.172 (providing 20-day appeal period for other fixed utility types).

They are set forth chronologically, based on the entry date of the Commission order initiating the process.

5. *Interconnection Agreement Mediation and Arbitration. Implementation of the Telecommunications Act of 1996*, Order (entered June 3, 1996), as clarified by Order on Reconsideration (entered Sep. 6, 1996) at Docket No. M-00960799. This process was adopted following passage of the federal Telecommunications Act of 1996, 47 U.S.C. §§ 151, et seq., to ensure that the Commission meets all of its responsibilities under the federal Act and to give regulated companies the benefit of established policies to meet the Act's requirements. Where parties are unable to resolve issues arising from a carrier request for interconnection, service or network elements, the Commission will resolve all open issues through arbitration (or mediation, upon request). The lead bureau is Office of Administrative Law Judge. In formal proceedings, the assigned ALJ issues either an initial decision or a recommended decision, subject to review by the Commission upon exception or Commissioner request.

6. *"Opt In" Expedited Process. Petition of Global NAPs South, Inc. for Arbitration of Interconnection Rates, Terms and Conditions and Related Relief*, Order (entered May 27, 1999) at 17-18, Docket No. A-310771; *In re: Application of CCCPA, Inc., d/b/a CONNECT! for Approval of an Interconnection Agreement Between CONNECT! and Bell Atlantic-Pa., Inc.*, Order (entered May 27, 1999) at 16-17 at Docket No. A-310740. This process is designed to expeditiously secure interconnection agreement rights under 47 U.S.C. § 252(i) and 47 C.F.R. § 51.809. The lead bureau is the Office of Administrative Law Judge. The assigned ALJ issues either an initial decision or a recommended decision, subject to review by the Commission upon exception or Commissioner request.

7. *Master Street Address Guide Arbitration. Petition of Bell Atlantic-Pennsylvania, Inc. for a Declaratory Order Relating to Provision of Master Street Address Guides to Competitive Local Exchange Carriers*, Supplemental Final Order (entered May 17, 2000), Docket No. P-00971203. This process establishes a statewide process for resolving Master Street Address Guide disputes, disputes that are related to the provisioning of 9-1-1 service. A principal arbitrator with subject matter expertise is assigned; the arbitrator is likely to be assigned from the Bureau of Fixed Utility Services. The arbitrator issues an informal determination resolving the dispute within five business days of a party conference. There is a five business day appeal period to the Commission. If no appeal is taken, the informal decision becomes a final Commission order as evidenced by a Secretarial letter.

8. *Telco Monthly Meeting Forum ("OP-12") Determinations. Re: Structural Separation of Bell Atlantic-Pennsylvania, Inc. Retail and Wholesale Operations*, Order (entered Apr. 11, 2001) at ordering para. 12, Docket No. M-0001353. Regular meetings are hosted by the Office of Executive Director, with appropriate waivers, to address operational and performance issues with Verizon. An example of the type of issue addressed in the forum would be whether errors exist on wholesale bills and what can be done to eliminate the root cause of any existing errors. Settlements or informal determinations may be reached as a result of these meetings. If an informal determination issues, parties may object by providing formal notice to the Commission, in which case the parties retain all rights to a formal proceeding and traditional burdens of proof are not shifted. Because an informal determination may issue, this process differs from mediation. Issues are submitted for consideration by

contacting the Office of Executive Director, as assisted by Law Bureau and Bureau of Fixed Utility Services, in accordance with procedures instituted pursuant to a Secretarial Letter issued June 7, 2002 at M-00001353. The request for resolution is not filed with or docketed by the Secretary.

9. *Pennsylvania Carrier Working Group Deliberations. Re: Performance Measures Remedies*, Final Opinion and Order on Performance Measures and Remedies for Wholesale Performance for Verizon Pennsylvania Inc. (entered Dec. 10, 2002) at ordering para. 20, Docket No. M-00011468 (establishing Pennsylvania Carrier Working Group). The Commission constituted this group to aid the Commission's work in evaluating whether Verizon discriminates between their retail and wholesale customers in the local marketplace. This group provides an informal avenue for LECs and Public Advocates to work out and recommend to the Commission modifications to the established objective measures of Verizon's wholesale performance and self-executing remedies, thereby, reducing or eliminating contested proceedings. An example of the type of issue addressed by the group is how to measure objectively whether retail bills are more accurate than wholesale bills. This group differs from the Telco Monthly Meeting Forum in that this group is focused on comparing retail and wholesale performance, whereas the monthly forum focuses exclusively on correcting any inadequacy in Verizon's wholesale services. The lead bureaus are the Bureau of Fixed Utility Services and Law Bureau. Any recommended modification may be initiated upon petition of one or more parties or via staff recommendation.

Discussion

The Commission has encouraged use of the ADRP. See, e.g., *Petition of Sprint Commun. Co., L. P. for an Arbitration Award of Interconnection Rates, Terms and Conditions Pursuant to 47 U.S.C. § 252(b) and Related Arrangements with Verizon Pennsylvania Inc.*, Opinion and Order (entered Oct. 12, 2001) at 63, Docket No. A-310183F0002 (stating that the best course of action would be for the parties to file a joint ADRP petition); *Further Pricing of Verizon Pennsylvania Inc.'s Unbundled Network Elements*, Interim Opinion and Order (entered June 8, 2001) at 78, Docket No. R-00005261 (encouraging the parties to utilize the ADRP). The Commission has recognized, however, that the process has some limitations. See *Petition of Yipes Transmission, Inc. for Arbitration Pursuant to Section 252(b) of Telecommunications Act of 1996 to Establish an Interconnection Agreement with Verizon Pa., Inc.*, Opinion and Order (entered Oct. 12, 2001) at 29-32, Docket No. A-310964 (observing, without deciding, that ADRP may be inadequate as a regulatory response to the resolution of disputes taking place in a competitive and dynamic marketplace). It has also been observed that the process has not always been properly invoked. See *Petition of Core Commun., Inc. for Resolution of Dispute with Verizon Pa. Inc. Pursuant to the Abbreviated Dispute Resolution Process*, Initial Decision at n. 2, Docket No. A-310922F7000 (concluding that petition filed pursuant to the ADRP did not qualify for such treatment). Questions about the proper use of the process have resulted in discontinuation of the ADRP petition in favor of a conventional formal proceeding. See, e.g., *Petition of Verizon Pennsylvania Inc. for Resolution of a Dispute with CTSI, LLC Pursuant to the Abbreviated Dispute Resolution Process*, Opinion and Order (entered July 9, 2004) at 10-11, Docket No. P-00042088.

Verizon and XO submitted comments identifying recommendations for further revisions. However, given the

limited use of ADRP as well as the fact that only two companies responded to our request for comments, we question whether ADRP is serving a useful purpose.

Therefore, we tentatively conclude that the ADRP should be discontinued. Our experience with the process suggests that there is no justifiable need for continuing the process. The lack of demand and limited interest, the confusion over the proper use of the process, the recommendations for change from commenters, and the availability of a number of other formal and informal processes are the basis for our conclusion.

Our aim of providing an expedited path for resolution of certain issues might be better accomplished in other ways. Thus, rather than re-revise the ADRP, we tentatively conclude that the ADRP experiment should be discontinued at this time.

Interested parties are invited to comment before this determination becomes final. Any comment filed should address certain questions set forth below. The existing ADRP shall remain available pending a final order.

Request for Public Comment

Interested parties are invited to comment on our tentative conclusion to discontinue the experimental ADRP process. Any commenter who takes the position that the process should be retained should provide an answer to the following questions:

1. Have you been a party in an ADRP proceeding? Please identify the proceeding.

2. Under what general circumstances would you expect to be a party in an ADRP proceeding?

3. What is the advantage of the ADRP over other available processes?

4. Why are other available processes insufficient to adequately address the issues that fall within the scope of the ADRP?

5. What changes, if any, would you recommend to the ADRP?

6. If retained, should the ADRP (or revision thereof) be codified? Why?

Comments are due within 30 days of publication in the *Pennsylvania Bulletin*. Comments shall be filed only at Docket No. M-00021685; *Therefore,*

It Is Ordered:

1. A copy of this Tentative Order shall be delivered for publication to the *Pennsylvania Bulletin*.

2. Comments to our tentative conclusion to discontinue the Abbreviated Dispute Resolution Process are due within 30 days of publication in the *Pennsylvania Bulletin*. Any commenter who takes the position that the process should be retained should answer to the numbered questions set forth in the body of this Order.

3. Comments shall be filed only at Docket No. M-00021685.

JAMES J. MCNULTY,
Secretary

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