

ENVIRONMENTAL REGISTER

No. 417

November 28, 1990

BOARD ADOPTS SITE-SPECIFIC FOR CITY OF PANA IN R84-44

On November 8, 1990, the Board adopted a Final Opinion and Order (7-0) that amends the phosphorus effluent limitations contained in 35 Ill. Adm. Code 304 to give the Pana waste water treatment plant an effluent standard of 2.83 m/l phosphorus as total P.

The Board determined that Pana's effluent phosphorus discharge would not contribute to the cultural eutrophication of Lake Carlyle to which it discharged. The Joint Committee on Administrative Rules (JCAR) issued a Certificate of No Objection on October 11, 1990.

Copies of this Opinion and Order are available upon written request of the Clerk of the Board. The text of the regulatory changes will appear shortly in the Illinois Register.

UIC UPDATE

The Board proposed an update of its underground injection control rules to correspond with amendments adopted by USEPA which appeared in the Federal Register during the period January 1, 1990 through August 31, 1990.

On June 1, 1990, USEPA promulgated the restrictions on land disposal of Third Third Scheduled Wastes. That rulemaking included restrictions under both the RCRA and UIC programs. The present Board rulemaking deals only with the portion of that proceeding

which impacts the Illinois UIC program. Docket R90-11 will deal with those portions impacting the Illinois RCRA program.

The federal rulemaking primarily completes the list of Third Third Wastes prohibited from underground injection (40 CFR 148.16, corresponding to 35 Ill. Adm. Code 738.116). It also adds First Third Wastes (40 CFR 148.14, corresponding to 35 Ill. Adm. Code 738.114) and Second Third Wastes (40 CFR 148.15, corresponding to 35 Ill. Adm. Code 738.115) and adds an exception from the general prohibition against underground injection for certain characteristic wastes (40 CFR 148.1, corresponding to 35 Ill. Adm. Code 738.101).

BOARD AND STAFF ACTIVITIES

Attorney Assistant Tim Dwyer and Scientific and Technical Staff Member Anand Rao visited the testing laboratories of the Jardine Water Treatment Plant on October 23, 1990 and the Amoco Oil Corporation's Research Center on November 13, 1990 to view cross connection control devices.

Attorney Assistants Margaret Fliss and Tim Dwyer, Staff Attorney Elizabeth Handzel and Scientific and Technical Staff Member Anand Rao visited the Jardine Water Purification Plant on November 15, 1990. Engineer John Spatz guided the staff members on an informative tour of the intake structures, screening process, mixing basins, filters and control centers of the plant.

FINAL ACTIONS - NOVEMBER 8, 1990 BOARD MEETING

- PCB 87-38 Dept. of the Army v. IEPA - The Board granted petitioner's motion to amend its September 17, 1987 Order extending the final compliance deadline to December 1, 1991 concerning petitioner's Rock Island facility. Board Member J.D. Dumelle dissented.
- PCB 88-139 John Sexton Contractors Co. v. IEPA - This matter was dismissed on petitioner's motion.
- PCB 88-156
PCB 88-268
Consolidated The Ensign Bickford Co. et al v. IEPA - The Board denied petitioner's motion for modification of its August 10, 1989 Order concerning open burning of explosive contaminated waste at its Union County facility.
- PCB 89-154 People of the State of Illinois v. Roll Service, Inc. The Board accepted the Stipulation and Settlement Agreement in which respondent did not admit the alleged violations but agreed to pay a civil penalty of \$3,500 concerning its Cook County facility. Board Members J.D. Dumelle and J. Theodore Meyer dissented.
- PCB 90-100 City of Ottawa v. IEPA - The Board accepted the Agency Recommendation and granted petitioner variance extension, with conditions, from the Board's public water supplies regulations concerning Standards for Issuance and Restricted Status relating to the combined radium-226 and radium-228 standard in drinking water for its LaSalle County facility. Board Members J.D. Dumelle and Bill Forcade dissented.
- PCB 90-103 People of the State of Illinois v. J.D. Plating Works, Inc., an Illinois corp. - This matter was dismissed for want of jurisdiction and the docket closed.
- PCB 90-118 Land and Lakes Co. v. IEPA - The Board affirmed Special Condition 3 of Land and Lakes' Experimental Supplemental Permit for its Will County facility. Board Chairman J. Marlin and Board Members J. Anderson and J. Theodore Meyer dissented.
- PCB 90-131 City of Aurora v. IEPA - The Board accepted the Agency Recommendation and granted petitioner variance, with conditions, from the Board's public water supplies regulations concerning Standards for Issuance and Restricted Status relating to the combined radium-226 and radium 228 standard in drinking water for its Kane County facility. Board Member Bill Forcade dissented.
- PCB 90-203 McWhorter/Valspar Corp. v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Kane County facility.
- PCB 90-204 Taracorp Industries, Inc., v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Madison County facility.
- PCB 90-205 Cargill, Inc. v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Kane County facility.
- PCB 90-206 Quality Metal Finishing Company v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Ogles County facility.
- PCB 90-207 AT&T/Montgomery Works v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Kendall County facility.
- PCB 90-208 Taracorp Industries, Inc., v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Madison County facility.
- PCB 90-209 Rockford/Counselor, v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Winnebago County facility.
- PCB 90-210 Ensign-Bickford Co. v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Union County facility.

- PCB 90-211 Rockford/Counselor v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Winnebago County facility.
- PCB 90-212 Dresher, Inc. v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance from the Board's waste disposal regulations relating to 90-day on-site limitations for hazardous wastes at its Cook County facility.
- PCB 90-213 Indian Refining v. IEPA - The Board accepted the Agency Recommendation and granted petitioner provisional variance, with conditions, from the Board's air pollution regulations relating to sulfur dioxide limitation for its Lawrence County facility.
- AC 89-288 IEPA v. Multi-County Landfill - The Board granted the Agency's motion to withdraw its Administrative Citation concerning Section 21(p)(5) of the Act, found respondent violated Section 21(p)(7) of the Act and imposed a fine of \$500.
- AC 90-84 County of Jackson v. Everett Allen, d/b/a Allen Waste Management - The Board found respondent violated Section 21(p)(11) of the Act and imposed a fine of \$500.
- AC 90-85 St. Clair County v. City of Centreville - The Board found respondent violated Section 21(q)(3) of the Act and imposed a fine of \$500.

NEW CASES NOVEMBER 8, 1990 BOARD MEETING

- PCB 90-179 Acme Finishing Co., Inc. v. IEPA - Petitioner seeks review of denial of permits for its Cook/DuPage facility. Accepted for hearing.
- PCB 90-182 Ronald E. Tex and Susan D. Tex v. Samuel Scott Coggeshall et al. - Complainants allege violations of the Board's noise regulations at respondent's Adams County facility. Held until 11/29/90.
- PCB 90-187 Herman W. Prescott v. City of Sycamore - Complainant alleges violations of the Act concerning public water supply regulations at respondent's DeKalb County facility. Held until 11/29/90.
- PCB 90-195 Caterpillar, Inc. v. IEPA - Petitioner seeks permit review for its Peoria County facility. Accepted for hearing.
- PCB 90-196 Heico, Inc. v. IEPA - Petitioner seeks review of certain Agency imposed conditions in the RCRA closure plan permit for its LaSalle County facility. Accepted for hearing.
- PCB 90-197 The Celotex Corp. v. IEPA - Petitioner seeks permit review for its Adams County facility. Accepted for hearing.
- PCB 90-198 Commonwealth Edison Co. v. IEPA - Petitioner seeks permit review for its Lake County facility. Accepted for hearing.
- PCB 90-199 Dept. of the Army v. IEPA - Petitioner seeks variance from the Board's water pollution regulations and waiver of filing fee concerning its St. Clair/Madison County facility. Accepted for hearing.
- PCB 90-200 Vito Zivoli and Stella Podczerwinski v. Somebody's Bar Restaurant - Complainant alleges violations of the Act and Board noise regulations at respondent's Cook County facility. Held for duplicitous/frivolous determination.
- PCB 90-201 David L. Dravis et al v. M&D AG, et al. - Complainant alleges violations of the Act concerning noise pollution at respondent's Whiteside County facility. Held for duplicitous/frivolous determination.
- PCB 90-202 People of the State of Illinois v. Bridgestone/Firestone, Inc. - Complainant alleges violations of the Act and Board air pollution regulations at respondents Macon County facility. Hearing mandatory.
- PCB 90-203 McWhorter/Valspar Corp. v. IEPA - See Final Actions.
- PCB 90-204 Taracorp Industries, Inc. v. IEPA - See Final Actions.
- PCB 90-205 Cargill, Inc. v. IEPA - See Final Actions.
- PCB 90-206 Quality Metal Finishing Co. v. IEPA - See Final Actions.
- PCB 90-207 AT&T/Montgomery Works v. IEPA - See Final Actions.

- PCB 90-208 Taracorp Industries, Inc. v. IEPA - See Final Actions.
- PCB 90-209 Rockford/Counselor v. IEPA - See Final Actions.
- PCB 90-210 Ensign-Bickford Co. v. IEPA - See Final Actions.
- PCB 90-211 Rockford/Counselor v. IEPA - See Final Actions.
- PCB 90-212 Dresher, Inc. v. IEPA - See Final Actions.
- PCB 90-213 Indian Refining v. IEPA - See Final Actions.

CALENDAR *

- November 28 9:30 a.m. P-A National Steel Corporation (Granite City Division) v. EPA - PCB 90-114, Courthouse, Second Floor, Granite City Hall, 2000 Edison Ave., Granite City.
- November 29** **Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.**
- November 29 10:00 a.m. L-V Gallatin National Company v. EPA - PCB 90-183, Fellowship Hall, Reform Church, Main & Church Streets, Fairview.
- November 29 11:00 A-C EPA v. Steve Gilbert - AC 90-56, Mansfield Fire Department, 100 S. Washington St., Mansfield.
- November 30 9:30 a.m. A-C EPA v. Johnson Blackwell - AC 90-72, Carlyle City Hall, Second Floor, 850 Franklin, Carlyle.
- December 4 9:00 a.m. R Groundwater Quality Standards (35 Ill. Adm. Code 620) - R89-14, State of Illinois Center, 100 W. Randolph St., Room 9-040, Chicago.
- December 5 10:00 a.m. A-V Monsanto Company v. EPA - PCB 90-44, City Council Chambers, City Hall, 2897 Falling Springs Rd., Sauget.
- December 6 10:00 a.m. A-E People of the State of Illinois v. Allied-Hastings Barrel and Drum Service, Inc. - PCB 90-60, State of Illinois Center, 100 W. Randolph St., Suite 11-500, Chicago.
- December 6 9:30 a.m. A-E People of the State of Illinois v. G & K Investments Inc., Gary Cross and Kevin Leesman - PCB 90-140, Logan County Courthouse, 601 Broadway, Lincoln.
- December 6 10:00 a.m. A-C EPA v. George Ribble - AC 90-81, Macoupin County Courthouse, County Board Room, East First North Street, Carlinville.
- December 6 10:00 a.m. W-V Village of Sauget v. EPA - PCB 90-181, Sauget City Hall, City Council Chambers, 2897 Falling Springs Rd., Sauget.
- December 10 9:30 a.m. P-A ESG Watts, Inc. v. EPA - PCB 90-95, County Office Building, County Board Room, Third Floor, 1504 Third Ave., Rock Island.
- December 10 9:30 a.m. P-A ESG Watts, Inc. v. EPA - PCB 90-144, County Office Building, County Board Room, Third Floor, 1504 Third Ave., Rock Island.
- December 10 10:00 a.m. N-E Village of Matteson v. World Music Theatre, Jam Productions Ltd., Discovery South Group, Ltd., and Gierczyk Development, Inc. - PCB 90-146, Village Hall, Village of Matteson, 3625 W. 215th St., Matteson.
- December 11 9:30 a.m. P-A ESG Watts, Inc. v. EPA - PCB 90-95, County Office Building, County Board Room, Third Floor, 1504 Third Ave., Rock Island.
- December 11 9:30 a.m. P-A ESG Watts, Inc. v. EPA - PCB 90-144, County Office Building, County Board Room, Third Floor, 1504 Third Ave., Rock Island.
- December 11 N-E Village of Matteson v. World Music Theatre, Jam Productions Ltd., Discovery South Group,

10:00 a.m.		<u>Ltd. and Gierczyk Development, Inc.</u> - PCB 90-146, Village Hall, Village of Matteson, 3625 W. 215th St., Matteson.
December 11 10:00 a.m.	N-E	<u>Joseph P. Comer and Michelle S. Comer, d/b/a Flamingo Lake v. Gallatin National Co. and Senator Roger A. Keats, President</u> - PCB 90-145, Fellowship Hall, The Reformed Church, Main & Church Streets, Fairview.
December 12 11:00 a.m.	A-C	<u>EPA v. ESG Watts, Inc.</u> - AC 90-26, Municipal Building, Room 203, Seventh & Monroe Sts., Springfield.
December 12 10:00 a.m.	A-E	<u>EPA v. Container Corporation of America</u> - PCB 90-180, Carol Stream Village Hall, Conference Room, 500 North Gary St., Carol Stream.
December 13 9:00 a.m.	UST-FRD	<u>Williamson Adhesives, Inc. v. EPA</u> - PCB 90-168, State of Illinois Center, 100 W. Randolph St., Suite 11-500, Chicago
December 14 9:00 a.m.	UST-FRD	<u>Williamson Adhesives, Inc. v. EPA</u> - PCB 90-168, State of Illinois Center, 100 W. Randolph St., Suite 11-500 Chicago.
December 14 10:00 a.m.	P-A	<u>Natural Gas Pipeline Company of America v. EPA</u> -PCB 87-150, City of Kankakee, Council Chambers, Second Floor, 385 East Oak St., Kankakee.
December 14 10:00 a.m.	A-C	<u>EPA v. Al Springman</u> - AC 90-79, Jersey County Courthouse, Courtroom B, Jerseyville.
December 17 9:30 a.m.	W-E	<u>EPA v. Hopper Paper Division, Georgia Pacific Corporation and Taylorville Sanitary District</u> PCB 90-184, City Council Chambers, 115 N. Main St., Taylorville.
December 17 9:30 a.m.	P-A	<u>American Steel & Wire Corporation v. EPA</u> - PCB 90-188, Will County Courthouse, 14 W. Jefferson St., Courtroom 403, Joliet.
December 18 10:00 a.m.	A-E	<u>People of the State of Illinois v. Sure-Tan, Inc.</u> - PCB 90-62, State of Illinois Center, 100 W. Randolph St., Suite 11-500, Chicago.
December 18 10:00 a.m.	A-S	<u>Petition of the Quantum Chemical Corporation, USI Division, for an Adjusted Standard, 35 Ill. Adm. Code 720.130</u> - AS 90-7, Grundy County Courthouse, Room 16, 111 East Washington St., Morris.
December 18 9:30 a.m.	P-A	<u>City of Charleston v. EPA</u> - PCB 90-190, City Council Chamber Room, 520 Jackson St., Charleston.
December 20		Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.
December 20 10:00 a.m.	N-E	<u>Carl Madoux, Alice Madoux, Glenn Moody & Margaret Moody v. B & M Steel Service Center, Inc.</u> - PCB 90-148, Alton City Hall, 101 East 3rd Street, Alton.
December 21 9:30 a.m.	A-E	<u>IEPA v. Columbia Quarry Company</u> - PCB 90-161, County Conference Room, St. Clair County Building, 5th Floor, 10 Public Square, Belleville.
December 21 10:00 a.m.	N-E A-E	<u>Carl Madoux, Alice Madoux, Glenn Moody & Margaret Moody v. Straders Logging and Lumber Mill</u> - PCB 90-149, Alton City Hall, 101 East 3rd Street, Alton.
December 27 10:00 a.m.	P-A	<u>Olin Corporation v. EPA</u> - PCB 89-178, In a Room in the City Hall, 101 E. 3rd Street, Alton.
January 3 10:00 a.m.	A-E	<u>EPA v. Nesco Steel Barrel Company</u> - PCB 90-37, Granite City Township Building, 2060 Delmar Ave., Granite City.
January 8 9:00 a.m.	P-A	<u>Douglas Furniture v. EPA</u> - PCB 90-22, State of Illinois Center, 100 W. Randolph St., Suite 11-500 Chicago.
January 8 10:00 a.m.	A-C	<u>EPA v. James Gilmer & EPA v. Archer-Daniels-Midland</u> , - AC 89-289 & AC 89-290 (consolidated), Douglas County Courthouse, County Board Room, 401 South Center St., Tuscola.
January 24	A-E	<u>People of the State of Illinois v. Robert A. Prophter, d/b/a Bob Prophter Construction</u>

10:00 a.m. Company - PCB 90-18, County Board Room, 707 Etna Road, Ottawa.

February 20 P-A Envotech-Illinois Inc., v. EPA - PCB 90-138, Montgomery County Courthouse, Hillsboro.
 10:00 a.m.

* Times and locations of hearings and meetings appearing in the Environmental Register are subject to cancellation or rescheduling without notice. Confirmation of that information may be obtained from the Clerk of the Board at 312/814-6931.

** The Pollution Control Board meetings listed in the calendar (highlighted) are unlike the other hearings listed in that, while they are open to the public, public participation is generally not allowed, except upon the granting of a motion for oral argument.

CALENDAR CODE:

A-C	ADMINISTRATIVE CITATION	A-E	AIR ENFORCEMENT
A-S	ADJUSTED STANDARD	A-V	AIR VARIANCE
CSO	COMBINED SEWER OVERFLOW EXCEPTION	L-E	LAND ENFORCEMENT
L-S-R	LANDFILL SITING REVIEW	L-V	LAND VARIANCE
N-E	NOISE ENFORCEMENT	N-V	NOISE VARIANCE
P-A	PERMIT APPEAL	PWS-E	PUBLIC WATER SUPPLY ENFORCEMENT
PWS-V	PUBLIC WATER SUPPLY VARIANCE	R	REGULATORY PROCEEDING
SO ₂	SO ₂ ALTERNATIVE STANDARDS	SWH-E	SPECIAL WASTE HAULING ENFORCEMENT
SWH-V	SPECIAL WASTE HAULING VARIANCE	T	THERMAL DEMONSTRATION RULE (35 ILL. ADM. CODE 302.211(F))
T-C	TAX CERTIFICATIONS	T-S	TRADE SECRETS
W-E	WATER ENFORCEMENT	W-V	WATER VARIANCE
WWS	WATER-WELL SETBACK EXCEPTION		
UST-FRD	UNDERGROUND STORAGE TANK FUND REIMBURSEMENT DETERMINATION		