



# ENVIRONMENTAL REGISTER



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## **RULEMAKING UPDATE**

**Board Adopts Request for Public Comments and/or Proposals on Agricultural-Related Pollution (Management of Livestock Waste): Amendments to 35 Ill. Adm. Code 501 through 504, R98-11**

On September 4, 1997, the Board opened docket R98-11 to solicit public comments and/or proposals to assist the Board in identifying and reconciling any inconsistencies between the Board's regulations (35 Ill. Adm. Code 506) adopted pursuant to the Livestock Management Facilities Act (Livestock Act) (516 ILCS 77/1 (1996)) and previously existing regulations concerning agricultural-related pollution adopted by the Board (35 Ill. Adm. Code 501 through 504).

The Livestock Act, effective May 21, 1996, set forth an outline for the proper design, construction, operation, and management of livestock management facilities and associated waste handling structures. It further provided for education and certification of livestock managers, research, proper disposal of livestock waste, and financial responsibility for closure of lagoons. The Livestock Act directed the Department of Agriculture to seek input from the Livestock (*Cont'd on p.2*)

## **APPELLATE UPDATE**

**International Union, United Automobile, Aerospace and Agricultural Implement Workers of America and UAW Local 974; and Citizens for a Better Environment v. Illinois Pollution Control Board, Illinois Environmental Protection Agency, and Caterpillar, Inc.**, No. 3-96-0931 (3rd Dist. September 10, 1997) (unpublished order under Illinois Supreme Court Rule 23), petition for rehearing denied, October 9, 1997

On September 10, 1997, the Third District Appellate Court affirmed the Board's decision in the aforementioned case. In the Board's August 1, 1996, opinion and order, the Board found that Caterpillar, Inc. (Caterpillar) was in violation of several of the State's Resource Conservation and Recovery Act (RCRA) regulations as well as a groundwater violation pursuant to the Illinois Environmental Protection Act (Act). See International Union et al. v. Caterpillar (August 1, 1996), PCB 94-240. Concurrently, the Board found that Caterpillar had properly managed the excavated soil, which contained hazardous waste. The Board concluded that no civil penalty or other remedy was warranted because Caterpillar was fully in compliance with the RCRA requirements for approximately one year prior to the filing of this citizens' enforcement action. The Board further reasoned that a penalty was unwarranted because Caterpillar had committed to a RCRA closure plan and was remediating its groundwater contamination problem as agreed to with the Illinois Environmental Protection Agency (IEPA).

The Caterpillar site, which was the subject of this appeal, was located at Caterpillar's East Peoria, Illinois facility. During excavation of the site in November 1990, workers complained of odors, lightheadedness, nausea, and headaches. Caterpillar's environmental personnel thereafter (*Cont'd on p.5*)

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## **RULEMAKING UPDATE**

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Management Facilities Advisory Committee to propose rules to the Board for implementation of the Livestock Act. On May 15, 1997, the Board adopted such rules for implementation by the Department of Agriculture. See In the Matter of: Livestock Waste Regulations 35 Ill. Adm. Code 506 (May 15, 1997), R97-15(A), published at 21 Ill. Reg. 6851 (June 6, 1997).

In adopting R97-15(A) for second notice, the Board noted that it had in place regulations specific to livestock waste management facilities. The Board acknowledged that the pre-existing regulations were promulgated long before the agricultural changes and trends noted by the legislature in adopting the Livestock Act. Accordingly, the Board and several participants observed that the adoption of rules pursuant to the Livestock Act may create inconsistencies with existing Board regulations. The Board agreed that any inconsistencies created should be reconciled and stated that a new rulemaking docket would be opened to address these inconsistencies at the appropriate time. See In the Matter of: Livestock Waste Regulations 35 Ill. Adm. Code 506 (March 20, 1997), R97-15(A) & (B), slip op. at 4 n. 7. Consequently, on September 4, 1997, the Board opened this docket to address any inconsistencies in the Board's pre-existing agricultural-related pollution rules (35 Ill. Adm. Code 501 through 504).

All comments and questions regarding this rulemaking may be directed to Cynthia Ervin at 217/524-8509, e-mail address: cervin@pcb084r1.state.il.us ♦

### **B**oard Adopts First Notice Proposal in Fast Track Air Rulemaking regarding Major Stationary Sources Construction and Modification (New Source Review Rules): Amendments to 35 Ill. Adm. Code 203, R98-10

On September 4, 1997, the Board adopted for first notice a proposal to amend 35 Ill. Adm. Code 203, the New Source Review (NSR) rules, docketed by the Board as R98-10. On September 2, 1997, the Illinois Environmental Protection Agency (IEPA) filed this proposal for rulemaking to amend the NSR rules. This rulemaking proposes to revise particular sections in 35 Ill. Adm. Code 203 so that the language more closely reflects the terminology used in Sections 182(c)(7) and (8) of the Clean Air Act. 42 U.S.C. § 7511(c)(7), (8) (1996). The proposal affects existing sources in ozone nonattainment areas that are subject to the "special rules" for modifications found at Sections 182(c)(7) and (8) of the Clean Air Act, *i.e.*, existing sources making "major" modifications at sources in serious and severe ozone nonattainment areas. (This would, as a practical matter, currently affect only the

Chicago ozone nonattainment area. See 35 Ill. Adm. Code 218.103.)

The Board had adopted the "special rules" as portions of Sections 203.206, 203.207, and 203.301 in its rulemaking entitled In the Matter of: Amendments to New Source Review Rules, 35 Ill. Adm. Code 203 (April 22, 1993), R92-21. These rules were based on the IEPA's understanding of the United States Environmental Protection Agency's (USEPA) preliminary guidance on Sections 182(c)(7) and (8) of the Clean Air Act. The current proposal amends the Board's rules to be consistent with the USEPA's more recent interpretation of the "special rules" in its 1996 NSR rule proposal. 61 Fed. Reg. 38249 (July 23, 1996). The proposed rules change the method of handling internal emission offsets, which may allow a source to "net-out" of NSR rule requirements or at least avoid imposition of some Best Available Control Technology and Lowest Achievable Emission Rate requirements. The IEPA asserts that these proposed rules also will impact some calculations under the proposed Emissions Reduction Market System (ERMS). See In the Matter of: Emissions Reduction Market System: 35 Ill. Adm. Code 205 (July 10, 1997), R97-13. The ERMS program is an element of Illinois' "Rate of Progress" plan required by Section 182(c)(2)(B) of the Clean Air Act.

This proposal was filed pursuant to Section 28.5 of the Environmental Protection Act (Act). 415 ILCS 5/28.5 (1996). Pursuant to that section, the Board is required to proceed within set timeframes toward the adoption of the regulation. The Board has no discretion to adjust these timeframes under any circumstances.

Pursuant to Section 28.5 of the Act (415 ILCS 5/28.5 (1996)), the Board held the first hearing on Friday, October 17, 1997, at 10:00 a.m. in Room 9-040, James R. Thompson Center, 100 W. Randolph St., Chicago, at which time the IEPA presented its testimony and was subjected to cross-questioning regarding its proposal. The second hearing, if requested, will be held on November 24, 1997, at 10:00 a.m. in Room 9-040, James R. Thompson Center, 100 W. Randolph St., Chicago, at which time any interested parties may testify regarding the proposal and will be subjected to cross-questioning. The third hearing, if requested by the IEPA, will be held on December 9, 1997, at 10:00 a.m. in Suite 11-500, Conference Room, James R. Thompson Center, 100 W. Randolph St., Chicago, at which time the IEPA may rebut any testimony given at the second hearing. Please note that the second hearing has been relocated from the Conference Room in Suite 11-500 to Room 9-040 at the James R. Thompson Center. While the first hearing is mandatory, the second and third hearings may be canceled without notice. Please contact the Board at 312/814-3620 to confirm the times and locations of the hearings as well as whether the second and third hearings will be held.

All comments regarding this rulemaking may be directed to Amy Muran Felton at 312/814-7011, e-mail address: amuranfe@pcb084r1.state.il.us ♦

**Board Dismisses Rulemaking on Toxic Air Contaminants (35 Ill. Adm. Code 232): Environmental Effects Consideration, R90-1(B)**

On September 4, 1997, the Board dismissed this rulemaking, docketed by the Board as R90-1(B). Docket R90-1 was opened January 2, 1990, to address the Illinois Environmental Protection Agency's (IEPA) proposal to create a list of toxic air contaminants (TACs) as required by Section 9.5(e) of the Illinois Environmental Protection Act (Act) (415 ILCS 5/9.5(e) (1996)). After hearings, by order of September 26, 1991, the Board adopted a first notice proposal in R90-1(A). In that same order, the Board created subdocket R90-1(B) to address the question of developing environmental effects criteria for selecting TACs. See In the Matter of: Toxic Air Contaminants List (35 Ill. Adm. Code 232) September 26, 1991, R90-1, slip op. at 14. Final rules were adopted in R90-1(A) on September 3, 1992.

No such proposal has been filed in R90-1(B) by the IEPA. The IEPA's July 1997 regulatory agenda submittal to the Board for *Illinois Register* publication (21 Ill. Reg. 11299 (August 8, 1997)) did not contain any listing for this item. Consequently, the Board dismissed this docket; however, the Board provided that should the IEPA file a proposal in this matter, it would be assigned a new docket number.

All comments regarding this rulemaking may be directed to Amy Muran Felton at 312/814-7011, e-mail address: amuranfe@pcb084r1.state.il.us ♦

**Board Proposes First Notice Order In the Matter of: Wood Furniture Coating: Amendments to 35 Ill. Adm. Code 211, 218, and 219, R 97-31**

On September 18, 1997, the Board proposed for first notice publication in the *Illinois Register* amendments to 35 Ill. Adm. Code 211, 218, and 219 regarding wood furniture coating operations. The Illinois Environmental Protection Agency proposed the amendments, docketed by the Board as R97-31, requesting that the Board amend its ozone air quality control regulations in response to the issuance by the United States Environmental Protection Agency of a Control Technique Guideline governing wood furniture coating operations. The amendments consist of changes in the values and units of measurements for volatile organic material content of top coats and sealers and the establishment of new work practice standards. Most of the Board's existing regulations governing wood furniture coating operations would not be affected by the adoption of this proposal. The proposed effective date of the amendments is March 15, 1998. Hearings were held in Edwardsville on August 5, 1997,

and in Chicago on August 13, 1997. A 45-day comment period will begin following publication in the *Illinois Register*, during which interested persons may file public comments with the Clerk of the Board.

All comments and questions regarding this rulemaking may be directed to Audrey Lozuk-Lawless at 312/814-6923; e-mail address: alozukla@pcb084r1.state.il.us ♦

**Board Adopts First Notice Order In the Matter of: Site-Specific Petition of Mobil Oil Corporation for Relief from 35 Ill. Adm. Code 304.122, Ammonia Nitrogen Effluent Standards, R 97-28**

On September 18, 1997, the Board adopted for first notice amendments in the *Illinois Register* in the matter of the site-specific petition of Mobil Oil Corporation for relief from 35 Ill. Adm. Code 304.122 regarding ammonia nitrogen effluent standards, docketed by the Board as R97-28. Following publication in the *Illinois Register*, a 45-day comment period began, during which interested persons may file public comments with the Clerk of the Board.

On April 24, 1997, Mobil Oil Corporation (Mobil) filed a petition for rulemaking, requesting that the Board's effluent regulations, as applicable to Mobil's refinery near Joliet, be amended to provide site-specific ammonia nitrogen effluent standards for Mobil's discharge to the Des Plaines River. A public hearing in this matter was held in Bolingbrook, Illinois on July 2, 1997. In opposition to Mobil's request, the Attorney General contended that the Board should not grant Mobil its requested adjusted standard because Mobil had failed to identify that breakpoint chlorination is a generally recognized and accepted treatment for ammonia in wastewater effluent. In its first notice opinion, the Board noted that the scientific evidence offered by the Attorney General in support of its assertion is insufficient to warrant requiring Mobil to install breakpoint chlorination as a prerequisite to granting the requested site-specific petition. The Attorney General also asserted that the Board should sunset Mobil's site-specific rule. In its first notice opinion and order, the Board indicated that it agreed with the Attorney General's concerns and ordered that the site-specific rule granted to Mobil will sunset after ten years.

Any comments or questions regarding this rulemaking may be directed to Audrey Lozuk-Lawless at 312/814-6923; e-mail address: alozukla@pcb084r1.state.il.us ♦

**B**oard Grants Motions for Leave to File Comments  
**In the Matter of: Conforming Amendments for  
 the Great Lakes Initiative: 35 Ill. Adm. Code  
 302.101, 302.105, 302.Subpart E, 303.443, and 304.222,  
 R 97-25**

On September 18, 1997, the Board granted several pending motions for leave to file comments, to supplement the record, and to accept language changes in In the Matter of: Conforming Amendments for Great Lakes Initiative: 35 Ill. Adm. Code 302.101, 302.105, 302.Subpart E, 303.443, 304.222, docketed by the Board as R97-25. The Board reserved ruling on the motions filed to establish a subdocket in this rulemaking.

Based on target dates established in the Board's order of May 15, 1997, it was originally anticipated that the record in this matter would close on September 4, 1997. As the last of the public comments were not received until September 12, 1997, the Board has been unable to adhere to its projected schedule. The Board anticipates that upon review of the record and comments, a second notice order will be adopted as expeditiously as possible.

All comments and questions regarding this rulemaking may be directed to Marie Tipsord at 312/814-4925; e-mail address: mtipsord@pcb084r1.state.il.us ♦

**B**oard Consolidates Dockets and Sets Forth Reasons  
**for Delay in Adoption of Resource Conservation  
 and Recovery (July 1, 1996 through December 31,  
 1996, January 1, 1997 through June 30, 1997) and  
 Underground Injection Control (January 1, 1997  
 through June 30, 1997) Updates, R 97-21, R 98-3, R  
 98-5 (consolidated)**

On September 18, 1997, the Board consolidated dockets R97-21, R98-3, R98-5 In the Matter of: Resource Conservation and Recovery Act and Underground Injection Control Updates and set forth reasons for its delay in adopting these identical-in-substance regulations. Because segments of R97-21, R98-3, and R98-5 are closely related, the Board consolidated these dockets to allow more rapid adoption of all of the amendments.

On October 17, 1996, and May 1, 1997, the Board adopted an order setting forth the reasons for the Board's delay as follows:

"Due to the present and recent-past demands on Board resources and personnel, including those associated with completing the two prior updates, R95-4/R95-6 and R95-20, the Board has been unable to commence the amendments in dockets R96-10 and R97-5 in such a way that it has been able to complete rulemaking activities within one year. The amendments involved in dockets R96-4/R95-6 and R95-20 represented significant efforts on the part of the Board, given the magnitude of the amendments and competing priorities for the Board and its staff. Those amendments, the magnitude of the amendments involved in consolidated dockets R96-10/R97-3/R97-5, and other competing priorities have resulted in unavoidable delay."

The present delay in the current update docket is the result of the delays experienced in the previous 500-page consolidated update docket. Due to the complexity of the hazardous waste regulations and the fact that many provisions that are under revision in the present docket are also involved in the prior update docket, the Board finds that it is impractical to have two sets of amendments to these rules simultaneously pending.

The Board anticipates assembling a proposal for public comment for consideration in November or December 1997.

All questions and comments regarding this rulemaking may be directed to Michael McCambridge at 312/814-6924; e-mail address: mmccambr@pcb084r1.state.il.us ♦

## **APPELLATE UPDATE**

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performed testing at the excavation site which disclosed the existence of chemicals consistent with those present at a former dry-cleaning operation that had been discontinued by Caterpillar in 1976. Based on this finding, Caterpillar entered the IEPA's pre-notice program for the cleanup of the contaminated soil. The excavated, contaminated soil was stored in two other buildings which were managed under a RCRA closure plan. Caterpillar had a RCRA Part A interim status permit for the facility, which expired in November 1992.

On appeal, International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, and UAW Local 974, and Citizens for a Better Environment (collectively UAW and CBE) contended that the Board erred when it decided that Caterpillar did not need to file a Part B permit application in order to fully comply with RCRA. UAW and CBE further argued that the Board improperly found that Caterpillar could amend its Part A permit application and that the Board improperly relied on Caterpillar's participation in the IEPA's pre-notice program in determining whether Caterpillar violated RCRA. UAW and CBE also asserted that the Board should have imposed penalties against Caterpillar and that the Board should have allowed the second motion to reconsider filed by UAW and CBE.

In the cross-appeal, Caterpillar argued that the contaminated soil excavated and managed by Caterpillar was not a hazardous waste, and that Caterpillar was not in violation of the groundwater provision found at Section 12(a) of the Act. 415 ILCS 5/12(a) (1996). Caterpillar also argued that the Board should have imposed sanctions against UAW and CBE for discovery violations.

The Third District Appellate Court affirmed the Board's decision in its entirety in an unpublished rule 23 order. The court found that Caterpillar did not need to submit a Part B permit application for the contaminated soil stored in Building X, which was one of two buildings that housed the excavated soil removed from the contaminated area. Because UAW and CBE failed to cite any case law supporting the proposition that a Part B permit was required under the exact circumstances of this case, the court agreed that the Board's decision was reasonable and not contrary to the applicable regulations. The court also concurred with the Board's reasoning that after Caterpillar's Part A application of interim status terminated in 1992, and it entered into an IEPA-approved closure plan under RCRA, a Part B permit was not necessary. Accordingly, the court concluded that the Board reasonably found that Caterpillar could amend its Part A permit while continuing with its closure plan after the termination of interim status.

The court further agreed with the Board that Caterpillar appropriately participated in the pre-notice program under the auspices of the IEPA. Although UAW and CBE argued that the Board should have ordered a penalty against Caterpillar, the court disagreed, relying on the Board's broad discretionary powers in imposing civil penalties. In its unpublished opinion, the court also concluded that, while the Board considered the Section 33(c) factors (415 ILCS 5/33(c) (1996)) in making its decision to impose a penalty, the Board need not issue a distinct finding as to each enumerated factor of Section 33(c). The court also agreed with the Board that the Section 42(h) factors (415 ILCS 5/42(h) (1996)) need only be considered when a fine is actually imposed against a party. Finally, the court decided that the Board acted appropriately in denying UAW and CBE's second motion to reconsider since the Board's rules did not allow for multiple motions to reconsider.

In Caterpillar's cross-appeal, the court agreed with the Board that the evidence was sufficient to support a determination that the soil was contaminated with hazardous wastes. The court concurred with the Board in its reasoning which found that the IEPA had correctly applied the "contained-in" rule to the contaminated soil. With regard to the groundwater violation under Section 12(a) of the Act, the court agreed that the evidence showed chemicals in the groundwater. In conclusion, the court disagreed with Caterpillar's request for attorney fees as a sanction against UAW and CBE since the court had recently held that the Board lacked such authority in ESG Watts, Inc. v. Pollution Control Board, 286 Ill. App. 3d 325, 338-39, 676 N.E.2d 299, 308-09 (3rd Dist. 1997). Finding no reason to reverse or remand, the Third District Appellate Court affirmed the Board's order in its entirety.

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## **FEDERAL ACTIONS**

### **United States Environmental Protection Agency Solicits Statements of Interests from Communities Interested in being Designated Brownfields Showcase Communities**

On August 20, 1997, the United States Environmental Protection Agency (USEPA) solicited statements of interest from communities interested in being designated as Brownfields showcase communities. 62 Fed. Reg. 44274 (August 20, 1997). In its solicitation, the USEPA acknowledged that the following federal agencies are participating in the selection and implementation of the Brownfields showcase communities: Department of Agriculture; Department of Commerce; Department of Defense; Department of Education; Department of Energy; Department of Health and Human Services; Department of Housing and Urban Development; Department of the Interior; Department of Justice; Department of Labor; Department of Transportation; Department of the Treasury; Department of Veterans Affairs; General Services Administration; and the Small Business Administration.

Brownfields are abandoned, idled, or underused industrial and commercial properties where expansion or redevelopment is complicated by real or perceived contamination. The Brownfields initiative was launched to empower states, local governments, and other stakeholders in economic redevelopment to work together to assess, clean up, and sustainably reuse brownfields. Communities have asked for more interaction among all levels of government, the private sector, and non-governmental organizations. In response, federal agencies have joined together to strengthen and improve their collaborative efforts to clean up and reuse contaminated property.

The goals of the Brownfields showcase communities project are to: promote environmental protection, restoration, economic redevelopment, job creation, community revitalization, and public health protection, through the assessment, cleanup, and sustainable reuse of brownfields; link federal, state, local, and non-governmental action supporting community efforts to restore and reuse brownfields; and develop national models demonstrating the positive results of public and private collaboration in addressing Brownfields challenges.

For additional information regarding this program, please contact the USEPA, 401 M Street, SW, Washington, DC 20460. ♦

### **Approval of 60-Day Extension of Public Comment Period for the Lake Calumet and McCook, Illinois Particulate Matter Nonattainment Areas; Proposed Disapproval of Granite City, Illinois as Particulate Matter Attainment Area**

On September 9, 1997, the United States Environmental Protection Agency (USEPA) announced a 60-day extension of the public comment period for a state implementation plan (SIP) affecting Illinois. 62 Fed. Reg. 47399 (September 9, 1997). Comments on this proposal will now be accepted through October 20, 1997, at USEPA, Region 5, 77 W. Jackson Blvd., Chicago, Illinois 60604. On July 22, 1997, the USEPA published a proposed rule proposing limited approval and limited disapproval of the Granite City portion of a SIP revision request which was submitted by Illinois on November 14, 1995, May 9, 1996, June 14, 1996, and February 3, 1997, to meet commitments related to the conditional approval of Illinois' May 15, 1992, SIP submittal for the Lake Calumet (southeast Chicago), McCook, and Granite City, Illinois, particulate matter (PM) nonattainment areas. 62 Fed. 39199 (July 22, 1997). The proposed limited approval and limited disapproval action entails approval of the regulations into the Illinois SIP for their strengthening effect, and disapproval of the submittal for not meeting all of the commitments of the conditional approval. The Board adopted these regulations in In the Matter of: Visible and Particulate Matter Emissions: Amendments to 35 Ill. Adm. Code 212 (May 16, 1996), R96-5, on May 16, 1996 (20 Ill. Reg. 7605 (June 7, 1996)). All of the deficiencies were corrected, except that Illinois failed to provide an opacity limit for coke oven combustion stacks which is reflective of their mass limits.

In the same notice, the USEPA also proposed to disapprove Illinois' March 19, 1996, and October 15, 1996, request to redesignate the Granite City area to attainment for PM because the area has not fully complied with the implementation plan. ♦

### **Withdrawal of Approval and Promulgation of Volatile Organic Compound State Implementation Plan in Illinois**

On September 3, 1997, the United States Environmental Protection Agency (USEPA) withdrew its July 14, 1997, final rule approving Illinois' rate-of-progress (ROP) plan to reduce volatile organic compounds (VOCs) (known in Illinois as volatile organic materials) in the Chicago and Metro-East St. Louis areas. 62 Fed. Reg. 46446 (September 3, 1997). On July 14, 1997, the USEPA approved Illinois' July 14, 1997, submittal of ROP plans to reduce VOC emissions in the Chicago and Metro-East St. Louis areas by 15% by November 15,

1996, contingency plans to reduce VOC emissions by an additional 3% beyond the ROP plans, and transportation control measures for the Metro-East St. Louis area as revisions to the Illinois state implementation plan (SIP). 62 Fed. Reg. 37494 (July 14, 1997). The USEPA is withdrawing this final rule due to receipt of adverse comments. In a subsequent final rule, USEPA will summarize and respond to the comments received and announce final rulemaking action on these requested SIP revisions. ♦

### **S**econd Emergency Revision of the Land Disposal Restrictions: Treatment Standards for Listed Hazardous Wastes from Carbamate Production

On August 28, 1997, the United States Environmental Protection Agency (USEPA) adopted a second emergency revision, extending the time that the alternative carbamate treatment standards are in place by one additional year. 62 Fed. Reg. 45568 (August 28, 1997). The USEPA is taking this action because analytical problems associated with the measurement of constituent levels in carbamate wastes residues have not yet been resolved. This action became effective on August 21, 1997.

In the first emergency rule, USEPA promulgated temporary alternative treatment standards for carbamate wastes for a one-year period. 61 Fed. Reg. 43924 (August 26, 1996). USEPA believed that one year was sufficient time for laboratory standards to be developed and for laboratories to take appropriate steps to do the necessary analyses for these wastes. The Board would expect to include these amendments in a forthcoming Resource Conservation and Recovery Act update docket pursuant to its identical-in-substance rulemaking mandates under Sections 7.2 and 22.4(a) of the Environmental Protection Act (415 ILCS 5/7.2, 22.4(a) (1996)). ♦

### **E**xclusion of 16 Compounds from the Definition of Volatile Organic Compounds

On August 25, 1997, the United States Environmental Protection Agency revised its definition of volatile organic compounds (VOC) (known in Illinois as volatile organic materials) for purposes of preparing state implementation plans (SIP) to attain the national ambient air quality standards (NAAQS) for ozone under Title I of the Clean Air Act (42 U.S.C. § 7401 (1996)) and for any federal implementation plan for an ozone nonattainment area. 62 Fed. Reg. 44900 (August 25, 1997). This revision adds 16 compounds to the list of compounds excluded from the definition of VOC on the basis that these compounds have negligible contribution to tropospheric ozone formation. These compounds have potential for use as refrigerants, aerosol propellants, fire extinguishants, blowing agents, and solvents. This rule is effective September 24, 1997. The Board would expect to include these amendments in a forthcoming volatile

organic material update docket pursuant to its identical-in-substance rulemaking mandates under Sections 7.2 and 9.1 of the Environmental Protection Act (415 ILCS 5/7.2, 9.1 (1996)). ♦

### **N**ational Emission Standard for Hazardous Air Pollutants for Polyether Polyols Production

On September 4, 1997, the United States Environmental Protection Agency (USEPA) proposed a rule to reduce emissions of hazardous air pollutants (HAPs) from existing and new facilities that manufacture polyether polyols and are located at major source plant sites. 62 Fed. Reg. 46803 (September 4, 1997). Polyether polyols are used to make a variety of products. Urethane grade polyether polyols are used as raw material in the production of polyurethanes, including slabstock and molded flexible foam, rigid foams, and other polyurethanes including microcellular products, surface coatings, elastomers, fibers, adhesives, and sealants. Nonurethane polyether polyols are used as surfactants, lubricants, degreasing agents, hydraulic fluids, cosmetics, and pharmaceuticals.

In the production of these polyols, HAPs are used primarily as reactants or extraction solvents. The HAP emitted by the facilities covered by this proposed rule include ethylene oxide (EO), propylene oxide (PO), hexane, toluene, and incidental emissions of several other HAPs. Some of these pollutants could be considered human carcinogens when inhaled and all can cause toxic effects following exposure. The proposed rule is estimated to reduce emissions of these pollutants by 1,810 Mg/yr. Because all of these pollutants are also volatile organic compounds, which are precursors to ambient ozone, the proposed rule would aid in the reduction of tropospheric ozone. Section 9.1 of the Environmental Protection Act (Act) (415 ILCS 5/9.1 (1996)) provides that National Emission Standards for Hazardous Air Pollutants are applicable and enforceable under the Act without further rulemaking action by the Board.

Comments regarding this proposal can be directed to USEPA, 401 M Street, Washington, DC 20460. ♦

### **S**tandards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Hospital/Medical/Infectious Waste Incinerators

On September 15, 1997, the United States Environmental Protection Agency promulgated New Source Performance Standards (NSPS) and emission guidelines (guidelines) to reduce air emissions from hospital/medical/infectious waste incinerators (HMIWI) by adding Subpart Ec, standards of performance for new HMIWIs, and Subpart Ce, emission guidelines for existing HMIWIs, to 40 CFR 60. 62 Fed. Reg. 48348 (September 15, 1997).

The NSPS and guidelines implement Sections 111 and 129 of the Clean Air Act, 42 U.S.C. § 7401 (1990). The NSPS and guidelines apply to units whose primary purpose is the combustion of hospital/medical/infectious waste. Sources are required to achieve emission levels reflecting the maximum degree of reduction in emissions of air pollutants that the administrator has determined achievable, taking into consideration the cost of achieving such emission reduction, any nonair-quality health and environmental impacts, and energy requirements. The promulgated NSPS and guidelines establish emission limits for particulate matter, opacity, sulfur dioxide, hydrogen chloride, oxides of nitrogen, carbon monoxide, lead, cadmium, mercury, dioxins and dibenzofurans, and fugitive ash emissions. Some of the pollutants being regulated are considered to be carcinogens and at sufficient concentrations can cause toxic effects following exposure.

The NSPS and guidelines also establish requirements for HMIWI operator training/qualifications, waste management plans, and test/monitoring of pollutants and operating parameters. Additionally, the guidelines for existing HMIWIs contain equipment inspection requirements and the standards for new HMIWIs include siting requirements. The standards for new sources are effective March 16, 1998, and the emission guidelines for existing sources are effective November 14, 1997. Section 9.1(a) of the Environmental Protection Act (415 ILCS 5/9.1(a) (1996)) (Act) provides that NSPS and National Emission Standards for Hazardous Air Pollutants are applicable and enforceable under the Act without further rulemaking action by the Board. ♦

### **United States Environmental Protection Agency Establishes Test Methods for the Analysis of Pollutants**

On September 15, 1997, the United States Environmental Protection Agency (USEPA) amended the guidelines establishing procedures for the analysis of pollutants under Section 304(h) of the Clean Water Act (33 U.S.C. §1251 (1996)), to approve USEPA Method 1613 for determination of tetra-through octa-chlorinated, 2,3,7,8-substituted, dibenzo-p-dioxins (CDDs) and dibenzofurans (CDFs) by high resolution gas chromatography coupled with high resolution mass spectrometry. 62 Fed. Reg. 48393 (September 15, 1997). These regulations, codified at 40 CFR 136, create an additional, more sensitive test procedure for CDDs/CDFs.

USEPA Method 1613 is an analytical test procedure approved under the Clean Water Act for the analysis of CDDs/CDFs that measures into the low part-per-quadrillion range. Use of approved test procedures is required whenever the discharge constituent specified is measured for: a National Pollution Discharge Elimination System permit application; discharge monitoring reports; state certification; and in response to requests from the

permitting authority for quantitative or qualitative effluent data. Use of approved test procedures also is required for the expression of pollutant amounts, characteristics, or properties in effluent limitation guidelines and standards of performance and pretreatment standards, unless otherwise specifically noted or defined. Regulated public entities include government laboratories that develop or employ analytical methods for use in demonstrating compliance with the Clean Water Act. Regulated private entities include commercial laboratories, consensus methods organizations, instrument manufacturers, vendors, and other entities that develop or employ analytical methods for use in demonstrating compliance with the Clean Water Act. This regulation became effective October 15, 1997. ♦

### **Proposed National Emissions Standards for Hazardous Air Pollutants for New and Existing Hydrochloric Acid Steel Pickling Facilities**

On September 18, 1997, the United States Environmental Protection Agency (USEPA) proposed national emission standards for hazardous air pollutants (NESHAP) for new and existing hydrochloric acid (HCl) process steel pickling lines and HCl regeneration plants pursuant to Section 112 of the Clean Air Act (42 U.S.C. § 7401 (1990)). Steel pickling lines that employ the HCl process and associated HCl acid regeneration plants have been identified by the USEPA as potentially significant emitters of HCl, a chemical identified in the Clean Air Act as a hazardous air pollutant (HAP). Chronic exposure to HCl has been reported to cause gastritis, chronic bronchitis, dermatitis, and photosensitization. Acute inhalation exposure may cause coughing, hoarseness, inflammation and ulceration of the respiratory tract, chest pain, and pulmonary edema.

This rulemaking will affect steel pickling lines that use HCl as the primary acid, acid regeneration plants, and acid storage tanks. The purpose of the proposed rule is to reduce emissions of HCl by about 8,360 megagrams per year. The NESHAP provides protection to the public by requiring that all HCl pickling lines, acid regeneration plants, and acid storage tanks to meet emission standards that reflect the application of maximum achievable control technology. Section 9.1(a) of the Environmental Protection Act (415 ILCS 5/9.1(a) (1996)) (Act) provides that NESHAPs and New Source Performance Standards are applicable and enforceable under the Act without further rulemaking action by the Board.

Comments on the proposed rule must be received by USEPA, 401 M Street, SW, Washington, DC 20460, by November 17, 1997. ♦

### **Proposed Rulemaking for the Control of Emissions of Air Pollutants from Nonroad Diesel Engines**



On September 24, 1997, the United States Environmental Protection Agency (USEPA) proposed new emission standards for nonroad diesel engines. 62 Fed. Reg. 50151 (September 24, 1997). The affected engines are used in most land-based nonroad equipment and some marine applications. If these standards are implemented as proposed, USEPA anticipates that the resulting emission reductions would translate into significant, long-term improvements in air quality in many areas of the United States. For engines in this large category of pollution sources, the standards for oxides of nitrogen and particulate matter emissions would be reduced by up to two-thirds from current standards. Overall, the proposed program would provide much needed assistance to states facing ozone and particulate air quality problems that are causing a range of adverse health effects for their citizens, especially in terms of respiratory impairment and related illnesses. USEPA requests that comments on this proposed rulemaking be sent to USEPA, Waterside Mall, Room M-1500, 401 M Street, SW, Washington, DC 20460, by November 24, 1997. ♦

### **United States Environmental Protection Agency Establishment of the Children's Health Protection Advisory Committee**

On September 9, 1997, as required by Section 9(a)(2) of the Federal Advisory Committee Act (5 U.S.C. § 9(a)(2) (1996)), the United States Environmental Protection Agency (USEPA) established the Children's Health Protection Advisory Committee (committee). 62 Fed. Reg. 47494 (September 9, 1997). The purpose of this balanced, broad-based committee is to advise the USEPA on children's environmental health issues as it develops regulations, guidance, and policies; communicate with the public; and conduct research.

The creation of this committee is premised on the understanding that children face significant and unique health threats from a range of environmental hazards. They are more heavily exposed and more vulnerable than adults to toxins in the environment, from asthma-exacerbating air pollution and lead-based paint in older homes, to treatment-resistant microbes in drinking water, and to persistent chemicals that may cause cancer, induce developmental changes, or affect an individual's ability to reproduce as a healthy adult. Further, children's developing immune and nervous systems can be highly vulnerable to disruption by toxins in the environment and the consequences can be lifelong.

USEPA anticipates that the committee will include representatives of public health and health practitioner communities, academia, state and local governments, other federal agencies, environmental and public interest groups, industry, and the general public. ♦

### **Revisions to Acid Rain Sulfur Dioxide Opt-In Program**

On September 25, 1997, the United States Environmental Protection Agency (USEPA) proposed revisions to the Acid Rain Sulfur Dioxide Opt-In Program. 62 Fed. Reg. 50455 (September 25, 1997). Title IV of the Clean Air Act, as amended, authorizes the USEPA to establish the Acid Rain Program. 42 U.S.C. § 7401 (1990). The purpose of the Acid Rain Program is to significantly reduce emissions of sulfur dioxide and nitrogen oxides from electric generating plants in order to reduce the adverse health and ecological impacts of acidic deposition (or acid rain) resulting from such emissions. This proposal is intended to promote participation in the opt-in program by clarifying existing regulations, allowing a limited exception to the general rule of one designated representative for all affected units at a source, revising the conditions under which the USEPA may cancel current year allowance allocations, and allowing thermal energy plans to be effective on a quarterly basis.

Comments on this proposed action must be received on or before October 27, 1997. All comments must be identified as Docket No. A-97-23 and must be submitted to USEPA, Air Docket Section, Waterside Mall, Room M1500, 1st floor, 401 M Street, SW, Washington, DC 20460. ♦

**FINAL DECISIONS 9/4/97**

**96-151** Keith F. Boyer v. Felecia Dawkins and Chicago-land Mortgage Corporation - The Board dismissed this citizen's land enforcement action involving a Cook County facility, finding no violation of Sections 21(a), 21(e), and 21(m) of the Environmental Protection Act. 415 ILCS 5/21(a), 21(e), 21(m) (1996).

**97-80** People of the State of Illinois v. Alliant Techsystems, Inc. - The Board accepted a stipulation and settlement agreement in this RCRA enforcement action involving a Will County facility and ordered the respondent to pay a civil penalty of \$10,000 and to cease and desist from further violations.

**97-127** People of the State of Illinois v. Pettibone Corporation - The Board accepted a stipulation and settlement agreement in this Emergency Planning Community Right to Know Act enforcement action involving a DuPage County facility and ordered the respondent to pay a civil penalty of \$8,700 and to cease and desist from further violations.

**97-196** People of the State of Illinois v. Di Mucci Development Corporation of Round Lake, Inc. - The Board accepted a stipulation and settlement agreement in this water enforcement action involving a Lake County facility and ordered the respondent to pay a civil penalty of \$10,000 and to cease and desist from further violations.

**97-205** Illinois Landfill, Inc. v. IEPA - The Board denied as unnecessary petitioner's request for variance from the Board's landfill regulations involving a Vermilion County facility.

**97-235** Laidlaw Waste Systems, Inc. v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed this matter because no land permit appeal was timely filed on behalf of this Coles County facility.

**98-34** Resource Chemistries Corporation v. IEPA - Upon receipt of an IEPA recommendation, the Board granted a 30-day provisional variance from the 90-day limitation on the accumulation of hazardous wastes at this DuPage County facility.

**AC 98-3** County of Will v. Sherry Fetcho - The Board entered an order finding that this Will County respondent violated Sections 21(p)(1) and (p)(3) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3) (1996)) and ordered her to pay a civil penalty of \$1,000.

**R90-1(B)** In the Matter of: Toxic Air Contaminants List (35 Ill. Adm. Code Part 232): Environmental Effects Consideration - Having failed to receive a proposal from the Illinois Environmental Protection Agency, the Board entered an order dismissing this docket to amend the Board's air pollution control regulations. - *See Rulemaking Update*

**FINAL DECISIONS 9/18/97**

**97-142** Scott-Morgan Community Unit School District #2 v. IEPA - The Board granted petitioner's motion for withdrawal of this underground storage tank appeal involving a Scott County facility. Consolidated with PCB 97-152.

**97-143** Jeffery J. Webb v. The City of Anna - The Board granted complainant's motion for withdrawal of this citizen's water enforcement action involving a Union County facility. Board Member K.M. Hennessey abstained.

**97-152** Scott-Morgan Community Unit School District #2 v. IEPA - The Board granted petitioner's motion for withdrawal of this underground storage tank appeal involving a Scott County facility. Consolidated with PCB 97-142.

**97-228** Waste Professionals, Inc. d/b/a Pekin Landfill v. IEPA - The Board granted this Tazewell County facility a variance, subject to conditions, from the landfill closure date requirements found at 35 Ill. Adm. Code 814.Subpart D. Board Member J. Theodore Meyer dissented.

**98-3** Wheelabrator Water Technologies, Inc. v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed the matter because no underground storage tank appeal was timely filed on behalf of this Cook County facility.

**98-9** Edward Makina v. Emro Marketing Company and Marathon Oil Company - The Board granted complainant's motion for withdrawal of this citizen's underground storage tank enforcement action involving a Cook County facility.

**98-16** Evergreen Plaza Associates v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed the matter because no underground storage tank appeal was timely filed on behalf of this Cook County facility.

**98-19** Chicago Sun-Times v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed the matter because no air permit appeal was timely filed on behalf of this Cook County facility.

**AC 98-5** County of Will v. Edward Fogarty - The Board entered an order finding that this Will County respondent violated Sections 21(p)(1), (p)(3), and (p)(4) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3), (p)(4) (1996)), and ordered him to pay a civil penalty of \$1,500.

**AC 97-41** County of Will v. Utilities Unlimited, Inc. and Charles Petrekis, Sr. d/b/a Utilities Unlimited, Inc. - The Board entered an order requiring respondents to pay \$357 in hearing costs. This order supplements the Board's interim order of July 24, 1997 which found that these Will County respondents had violated Sections 21(p)(1) and 21(p)(3) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3) (1996)), and ordered the respondents to pay a civil penalty of \$1,000.

**AS 98-1** In the Matter of: Petition of Carus Chemical Company for an Adjusted Standard from 35 Ill. Adm. Code 814, Subpart D - The Board granted this LaSalle County facility an adjusted standard, subject to conditions, from the landfill closure date requirements found at 35 Ill. Adm. Code 814, Subpart D. Board Member J. Theodore Meyer dissented.

## **NEW CASES 9/4/97**

**97-226** Riverview FS v. IEPA - The Board accepted for hearing this appeal of an underground storage tank decision involving a Winnebago County facility.

**98-11** Federal Street Construction Company v. IEPA - The Board accepted for hearing this appeal of an underground storage tank decision involving a Cook County facility.

**98-31** Roy K. Johnson v. ADM-Demeter, Hoopeston Division and the City of Hoopeston - The Board held this citizen's air and noise enforcement action against a Vermilion County facility for a duplicitous and frivolous determination.

**98-32** Owens Oil Company v. IEPA - The Board accepted for hearing this appeal of an underground storage tank decision on behalf of a Greene County facility.

**98-33** East Saint Louis Authority v. IEPA - The Board accepted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a St. Clair County facility.

**98-34** Resource Chemistries Corporation v. IEPA - *See Final Actions*

**98-35** Sycamore Community Unit School District No. 427 v. IEPA - The Board accepted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a DeKalb County facility.

**R98-10** Amendments to Major Stationary Sources Construction and Modification Rules (New Source Review Rules) 35 Ill. Adm. Code 203 - The Board accepted for hearing the proposal of the Illinois Environmental Protection Agency to amend the Board's air pollution control regulations. - *See Rulemaking Update*

**R98-11** Amendments to 35 Ill. Adm. Code 501 through 504: Agriculture Related Pollution (Management of Livestock Waste) - The Board on its own motion opened for public comment and/or proposal this docket to identify and reconcile any inconsistencies between the recently adopted Board regulations Livestock Waste Regulations, 35 Ill. Adm. Code 506 (May 15, 1997), R97-15(A), implementing the Livestock Management Facilities Act and previously existing regulations in 35 Ill. Adm. Code 501 - 504 pertaining to agricultural-related pollution. - *See Rulemaking Update*

## **NEW CASES 9/18/97**

**98-36** OK Service Center v. IEPA - The Board accepted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility.

**98-37** People of the State of Illinois v. American Waste Processing, Ltd. - The Board received for hearing this RCRA enforcement action against a Cook County facility.

**98-38** ESG Watts, Inc. v. IEPA - The Board accepted for hearing this appeal of a land permit on behalf of a Rock Island County facility.

**98-39** W.E.S. Enterprises, Inc. v. IEPA - The Board accepted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility.

**98-40** James Fisher and Holly Fisher (November 1, 1996 to December 31, 1996) v. IEPA - The Board accepted for hearing this appeal of an underground storage tank decision involving a Macoupin County facility. Consolidated with PCB 98-41.

**98-41** James Fisher and Holly Fisher (January 1, 1997 to March 31, 1997) v. IEPA - The Board accepted for hearing this appeal of an underground storage tank decision involving a Macoupin County facility. Consolidated with PCB 98-40.

**AS 98-2** In the Matter of: Petition of City of Salem for an Adjusted Standard from 35 Ill. Adm. Code 814, Subpart D - The Board acknowledged receipt of this petition for an adjusted standard from certain requirements on behalf of a Marion County facility and held it pending receipt of publication.

**CALENDAR OF MEETINGS**

<b>Date &amp; Time</b>	<b>Docket Number</b>	<b>Case Name</b>	<b>Location of Hearing</b>
<b>10/16/97 10:30am</b>		<b>Illinois Pollution Control Board Meeting</b>	<b>James R. Thompson Center, 100 West Randolph Street, Suite 9-040, Chicago, IL 60601</b>
10/17/97 10:00am	R 98-10	In the Matter of: Amendments to Major Stationary Sources Construction and Modification Rules (New Source Review Rules) 35 Ill. Adm. Code 203	James R. Thompson Center, 100 West Randolph Street, Suite 9-040, Chicago, IL 60601
10/21/97 9:30am	PCB 96-84	Forest Preserve District of DuPage County v. Land Resources Corporation, Southwind Financial, Ltd.	DuPage County Courthouse, Courtroom 2016, 505 North County Farm Road, Wheaton, IL, 60187
10/21/97 10:00am	R97-15(B)	In the Matter of: Livestock Waste Regulations, 35 Ill. Adm. Code 506	Municipal Building, 7 <sup>th</sup> & Monroe, Springfield, IL 62704
10/22/97 9:30am	PCB 96-84	Forest Preserve District of DuPage County v. Land Resources Corporation, Southwind Financial, Ltd.	DuPage County Courthouse, Courtroom 2016, 505 North County Farm Road, Wheaton, IL, 60187
10/22/97 10:00am	R97-15(B)	In the Matter of: Livestock Waste Regulations, 35 Ill. Adm. Code 506	Illinois Police Training Board, 600 South Second Street, Third Floor Conference Room, Springfield, IL 62704
10/23/97 9:30am	PCB 96-84	Forest Preserve District of DuPage County v. Land Resources Corporation, Southwind Financial, Ltd.	DuPage County Courthouse, Courtroom 2016, 505 North County Farm Road, Wheaton, IL, 60187
10/24/97 10:00am	<i>IEPA Hearing</i>	<i>Phase I Ozone State Implementation Plan (SIP) and 9% Rate of Progress Plan SIP submittals for the Chicago nonattainment area</i>	<i>Northeastern Illinois Planning Commission, 222 South Riverside Plaza, Ste. 1800, Chicago, IL</i>
10/24/97 10:00am	PCB 98-32	Owens Oil Company v. IEPA	Illinois Pollution Control Board, 600 South Second Street, Suite 402, Springfield, IL

			62704
10/27/97 10:00am	R 98-9	In the Matter of: Municipal Solid Waste Landfill (MSWLF) Rules; Amendments to 35 Ill. Adm Code 811, 813 and 848	William G. Stratton Building, Room 400, Springfield, IL 62706
<b>11/6/97 10:30am</b>		<b>Illinois Pollution Control Board Meeting</b>	<b>James R. Thompson Center, 100 West Randolph Street, Suite 9-040, Chicago, IL 60601</b>
11/6/97 11:00am	AC 97-71	County of Will v. Michael O'Gradney	Will County Courthouse, East Conference Room, Fourth Floor, 14 W. Jefferson St., Joliet, IL 60432
11/7/97 1:30pm	PCB 97-174	Bernice Loschen v. Grist Mill Confections, Inc.	Department of Human Services, Conference Room, 407 North Franklin Street, Danville, IL 61832
11/12/97 10:00am	<i>IEPA Hearing</i>	<i>Illinois Environmental Protection Agency's Proposed Rules for Regulatory Innovation Projects, Proposed 35 Ill. Adm. Code 185</i>	<i>Illinois EPA, TQM Conference Room, 1340 N. 9<sup>th</sup> Street, Springfield, IL</i>
11/19/97 10:00am	R98-9	In the Matter of: Municipal Solid Waste Landfill (MSWLF) Rules; Amendments to 35 Ill. Adm Code 811, 813 and 848	James R. Thompson Center, 100 West Randolph Street, Suite 11-500, Chicago, IL 60601
11/19/97 2:00pm	PCB 97-10	People of the State of Illinois v. Allsteel, Inc.	Montgomery Village Hall, Board Room, 1300 South Broadway, Montgomery, IL 60538
<b>11/20/97 10:30am</b>		<b>Illinois Pollution Control Board Meeting</b>	<b>James R. Thompson Center, 100 West Randolph Street, Suite 9-040, Chicago, IL 60601</b>
11/24/97 10:00am	R 98-10	In the Matter of: Amendments to Major Stationary Sources Construction and Modification Rules (New Source Review Rules) 35 Ill. Adm. Code 203	James R. Thompson Center, 100 West Randolph Street, Suite 9-040, Chicago, IL 60601
<b>12/4/97 10:30am</b>		<b>Illinois Pollution Control Board Meeting</b>	<b>James R. Thompson Center, 100 West Randolph Street, Suite 9-040, Chicago, IL 60601</b>
12/9/97 10:00am	R 98-10	In the Matter of: Amendments to Major Stationary Sources Construction and Modification Rules (New Source Review Rules) 35 Ill. Adm. Code 203	James R. Thompson Center, 100 West Randolph Street, Chicago, IL 60601
<b>12/18/97 10:30am</b>		<b>Illinois Pollution Control Board Meeting</b>	<b>James R. Thompson Center, 100 West Randolph Street, Suite 9-040, Chicago, IL 60601</b>

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

DIVISION OF WATER POLLUTION CONTROL

RESTRICTED STATUS LIST

In order to comply with 35 Illinois Administrative Code Section 306.401, Illinois Pollution Control Board Regulations, the Illinois EPA has prepared the following list of facilities which are on Restricted Status. Restricted Status is defined as the Agency determination that a sewer or lift station has reached hydraulic capacity or that a sewage treatment plant has reached design capacity, such that additional sewer connection permits may no longer be issued without causing a violation of the Act or Regulations. Please note that the list is continually being revised to reflect the current situation. Therefore, if you have any questions on the capability of a treatment facility or transport system, please contact this Agency for a final determination. This listing reflects the status as of September 30, 1997.

Facility names followed by an asterisk (\*) indicates that construction is underway to ultimately alleviate problems which resulted in imposition of Restricted Status. Facilities followed by a double asterisk (\*\*) are additions to the list.

<u>FACILITY NAME</u>	<u>RESPONSIBLE AUTHORITY</u>	<u>COUNTY</u>	<u>REMAINING CAPACITY</u>
Astoria-Washington and Lincoln St. Overflow; Adams & State St. Overflow	Town of Astoria	Fulton	0
Athens STP	City of Athens	Menard	0
Bourbonnais (Belle Aire Subd.)	Village of Bourbonnais	Kankakee	0
Camelot Utilities - Wastewater Collection System	Camelot Utilities	Will	0
Camp Point (a portion mh 60-68)	Village of Camp Point	Adams	0
Candlewick Lake STP	Consumer Ill. Water Co.	Boone	0
Chester STP	City of Chester	Randolph	0
Clearview S.D.	Clearview S.D.	McLean	0
Clinton Wastewater Collection System	City of Clinton	DeWitt	0
East Alton STP	City of East Alton	Madison	0
Farmington	City of Farmington	Fulton	0
Hurst & Blairville Collection System	City of Hurst	Williamson	0
Maple Lawn Homes STP	Maple Lawn Homes	Woodford	0
Port Byron STP	Village of Port Byron	Rock Island	0
Riverton (Sewer System -Partial)	Village of Riverton	Sangamon	0
Rosewood Heights S.D. - Ninth Street LS	Rosewood Heights S.D.	Madison	0
Round Lk Beach - Oaktree Subd. Pump Station	America Today, Inc.	Lake	0
South Palos Twp. S.D.	South Palos Twp.	South Palos Twp.	0
Taylorville-Shawnee Ave. Pump Station	City of Taylorville	Christian	0
Utilities Unlimited	Utilities Unlimited	Will	0
Virden (Sewer System - Partial)	Virden S.D.	Macoupin	0
Washington (Devonshire Estates)	City of Washington	Tazewell	0
Washington (Rolling Meadows)	City of Washington	Tazewell	0
Watseka STP*	City of Watseka	Iroquois	0
Wauconda -Collection System	Village of Wauconda	Lake	0

Deletions from previous Quarterly Report: Sullivan Lake Development STP

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY  
 DIVISION OF WATER POLLUTION CONTROL  
 CRITICAL REVIEW LIST

In order to comply with 35 Illinois Administrative Code Section 306.401, Illinois Pollution Control Board Regulations, the Illinois Environmental Protection Agency has prepared the following list of facilities which are on Critical Review. Critical Review is defined as the Agency determination that a sewer or lift station is approaching hydraulic capacity or that a sewage treatment plant is approaching design capacity such that additional sewer connection permit applications will require close scrutiny to determine whether issuance would result in a violation of the Act or Regulations. Please note that these lists are continually being revised to reflect the current situation. Therefore, if you have any questions on the capability of a treatment facility or transport system, please contact the Agency for a final determination. This listing reflects the status as of September 30, 1997.

Facilities followed by a double asterisk (\*\*) are additions to the list.

<u>FACILITY NAME</u>	<u>RESPONSIBLE AUTHORITY</u>	<u>COUNTY</u>	<u>REMAINING CAPACITY</u>	<u>PE ADDED SINCE LAST LIST</u>
Beardstown S.D.	City of Beardstown	Cass	1,828	0
Benton- Southeast STP	City of Benton	Franklin	60	0
Bethalto (L.S. #1)	Village of Bethalto	Madison	87	0
Bolingbrook STP 2	Village of Bolingbrook	Will	630	0
Carrier Mills	Village of Carrier Mills	Saline	836	0
Carrollton	City of Carrollton	Greene	140	0
Citizens Utilities C. of Ill Derby Meadows Utility Co STP	Citizens Utilites C. of Ill	Will	0	310
Citizens Utilities C. of Ill River Grange	Citizens Utilites C. of Ill	Will	10	0
Creve Coeur	Village of Creve Coeur	Tazewell	2,316	14
Downers Grove S.D.	Downers Grove S.D.	DuPage	6,692	581
Earlville	City of Earlville	LaSalle	201	0
East Dundee STP	Village of E. Dundee	Kane	933	0
Elkville	Village of Elkville	Jackson	6	0
Findlay	Village of Findlay	Shelby	60	0
Herscher	Village of Herscher	Kankakee	300	0
Highland STP	City of Highland	Madison	256	56
Hoopeston	City of Hoopeston`	Vermilion	0	0
CLPWD-Deerfield Rd. Interceptor	County of Lake Public Works Department	Lake	***	0
CLPWD-Diamond- Sylvan STP	County of Lake Public Works Department	Lake	248	0
Lake Barrington Home Owners Assn. STP	LBHOA	Lake	80	0
Lake in the Hills S.D.	Village of Lake in the Hills	McHenry	0	594
McHenry - South STP & Green Street LS	City of McHenry	McHenry	To Be Determined	0
Moline (North Slope)	City of Moline	Rock Island	1,151	0
Mundelein STP	Village of Mundelein	Lake	0	65
O'Fallon	City of O'Fallon	St. Clair	0	****
Paris STP	City of Paris	Edgar	1,906	0
Rock Island (Main)	City of Rock Island	Rock Island	4,896	0
Round Lake-Rosewood Sewage Pumping Sta.	Village of Round Lake	Lake	97	0
Thompsonville STP	Village of Thompsonville	Franklin	35	0

Deletions from previous Quarterly Report:

\*\*\*Contact IEPA - Permit Section

\*\*\*\*15,771 P.E. (organic) have been added due to the discontinued pretreatment of waste from Land-O-Sun Dairy

Illinois Environmental Protection Agency  
 Division of Public Water Supplies  
 Restricted Status List -- Public Water Supplies

The Restricted Status List was developed to give additional notification to officials of public water supplies which are in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

The Restricted Status List will include all Public Water Supplies for which the Agency has information indicating a violation of any of the following requirements: Finished water quality requirements of 35 Ill. Adm. Code, Part 604, Subparts B and C; maintenance of adequate pressure on all parts of the distribution system under all conditions of demand; meeting raw water quantity requirements of 35 Ill. Adm. Code 604.502; or maintenance of treatment facilities capable of providing water "assuredly adequate in quantity" as required by Section 18 of the Illinois Environmental Protection Act.

A public water supply on the Restricted Status List will not be issued permits for water main extensions, except for certain limited situations, or unless the supply has been granted a variance from the Illinois Pollution Control Board for the violation, or from permit issuance requirements of Section 39 of the Act.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of October 1, 1997.

\* Indicates public water supplies which have been added to the list since the previous publication.

<u>NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY #</u>	<u>EPA RGN</u>	<u>NATURE OF PROBLEM</u>	<u>POP SERVED</u>	<u>LISTING DATE</u>
Acorn Acres Sbdv (Lake Co - 0975020)	2	Inadequate Pres Tank	250	12/16/83
Alden Long Grove Nursing Center(Lake Co - 0971090)	2	Inadequate Pres Tank	204	06/15/93
Ashley (Washington Co - 1890100)	6	Trihalomethane	825	06/15/92
Bahl Wtr Corp (Jo Daviess Co - 0855200)	1	Inadequate Pres Storage	700	12/15/93
Bartmann Health Care Center (Logan Co-1075169)	5	Inadequate Pres Tank	93	12/16/83
Belmont-Highwood PWD (DuPage Co - 0435180)	2	Trichloroethylene	498	09/16/93
Benld (Macoupin Co - 1170050)	5	Atrazine & Trihalomethane	1,634	09/16/96
Blue & Gold Hmownrs Assn (Winnebago Co - 2015250)	1	Inad Pres Tank & Source of Supply	170	06/17/83
Blue Mound (Macon Co - 1150100)	4	Nitrate	1,165	03/15/97
Bonnie Lane Water Supply (Kendall Co - 0930010)	2	Inadequate Pres Tank	49	09/16/93
Bradley Hts Sbdv (Winnebago Co - 2015050)	1	Inadequate Pres Tank	192	09/13/85
Breezeway Sbdv (Tazewell Co - 1795150)	5	Inadequate Pres Tank	175	09/17/82
Briar Garden Apts (Winnebago Co - 2015190)	1	Inadequate Pres Tank	60	12/17/82
Brookview Sbdv (Peoria Co - 1435100)	5	Nitrate	300	09/16/93
Buck Lake Ests Sbdv (DeKalb Co - 0375100)	1	Inadequate Pres Tank	200	09/14/84
Buckingham (Kankakee Co - 0910250)	2	Inadequate Pres Tank	330	03/17/89
Campus (Livingston Co - 1050050)	4	Inadequate Pres Tank	230	03/20/81
Carroll Hts Utl Cmpny (Carroll Co - 0155200)	1	Inadequate Pres Tank	80	03/20/81
* Casey (Clark Co - 0230050)	4	Nitrite	3,314	09/15/97
Century Pines Apts (Carroll Co - 0150020)	1	Inadequate Pres Tank	50	12/14/90
Cherry View Apts (Winnebago Co - 2015278)	1	Inadequate Pres Tank	60	06/17/83
Claremont Hls Sbdv (McHenry Co - 1115080)	2	Inadequate Pres Tank	330	03/15/96
Clearview Sbdv (Will Co - 1975360)	2	Inadequate Pres Tank	420	01/13/82
Coalton (Montgomery Co - 1350100)	5	Low System Pres	325	03/20/81
Coffeen (Montgomery Co - 1350150)	5	Trihalomethane	800	03/17/92
Community Srvc Corp (McHenry Co - 1115350)	2	Inadequate Pres Tank	750	09/16/83
Coulterville (Randolph Co - 1570150)	6	Trihalomethane	1,100	09/16/96
Cropsey Cmnty Wtr (McLean Co - 1135150)	4	Inadequate Pres Tank	60	03/20/81
Crystal Clear Wtr Cmpny (McHenry Co - 1115150)	2	Inadequate Pres Tank	900	09/16/88
Crystal Hts Assn (McHenry Co - 1115100)	2	Inadequate Pres Tank	93	06/17/96
Ctzns Liberty Ridge Dvn (DuPage Co - 0435650)	2	Inadequate Pres Tank	2,510	03/15/94
Ctzns Lombard Heights Dvn (DuPage Co - 0435700)	2	Inadequate Pres Tank	980	12/17/82
Ctzns Marina Village (Kendall Co - 0935100)	2	Inadequate Pres Tank & Inadequate Pres Storage	2,200	03/16/90
D and R Apts (Champaign Co - 0190030)	4	Inadequate Pres Tank	26	09/16/93
Deering Oaks Sbdv (McHenry Co - 1115200)	2	Inadequate Pres Tank	60	12/17/82
DeKalb Univ Dvl Corp (DeKalb Co - 0375148)	1	Inadequate Pres Tank	950	12/16/92
DeWitt Cnty NH (DeWitt Co - 0395129)	4	Inadequate Pres Tank	80	06/17/83
Dieterich (Effingham Co - 0490150)	4	Nitrite	568	12/16/96
DL Well Owners Assn (Lake Co - 0975380)	2	Inadequate Pres Tank	125	03/18/83
Dorchester (Macoupin Co - 1170250)	5	Atrazine & Trihalomethane	480	09/16/96
Dover (Bureau Co - 0110350)	1	Inadequate Pres Tank	200	05/25/81



Eagerville (Macoupin Co - 1170300)	5	Atrazine & Trihalomethane	187	09/16/96
East Moreland Wtr Assn (Will Co - 1975600)	2	Inadequate Pres Tank	753	03/20/81
East Moreland Wtr Corp (Will Co - 1975640)	2	Inadequate Pres Tank	135	03/15/96
Echo Lake Wtr Sys Block 7 (Lake Co - 0975820)	2	Inadequate Pres Tank	48	09/16/83
Ellis Grove (Randolph Co - 1570200)	6	Trihalomethane	720	12/16/96
Elm Oak Mutual Wtr Syst (Lake Co - 0975736)	2	Inad Pres Tank	45	06/13/86
Emmett Util Inc (McDonough Co - 1095200)	5	Inadequate Pres Tank	39	12/17/82
Evergreen Vlg Sbdv (Rock Island Co - 1615310)	1	Inadequate Pres Tank	250	03/20/81
Fahnstock Court Sbdv (Peoria Co - 1435200)	5	Inadequate Pres Tank	30	05/25/81
Fair Acres Sbdv (Will Co - 1975680)	2	Inadequate Pres Tank	185	10/19/81
Fairview (Fulton Co - 0570450)	5	Inadequate Pres Tank	620	03/20/81
Forest Lake Addn (Lake Co - 0975500)	2	Inadequate Pres Tank	180	12/16/83
Frwr-Skyline Cpy (Kane Co - 0895030)	2	Inadequate Pres Tank	1,300	09/19/86
Galena Knolls Sbdv (Peoria Co - 1435300)	5	Nitrate	180	06/15/88
Garden Street Imprv Assn (Will Co - 1975376)	2	Inadequate Pres Tank	62	09/15/89
Gillespie (Macoupin Co - 1170400)	5	Atrazine & Trihalomethane	3,900	09/16/96
Glenkirk Campus North (Lake Co - 0977189)	2	Inadequate Pres Tank	64	06/15/88
Glenkirk Campus South (Lake Co - 0977199)	2	Inadequate Pres Tank	36	06/15/88
Good Shepherd Mnr (Kankakee Co - 0915189)	2	Inadequate Pres Tank	140	03/17/89
Great Oaks&Beacon Hls Apts(Winnebago Co-2015488)	1	Inadequate Pres Tank	943	12/17/82
Hawthorn Woods (Lake Co - 0970450)	2	Inadequate Pres Tank	800	03/15/95
Hazelwood 1st Addn Well 2 (Henry Co - 0735446)	1	Inadequate Pres Tank	32	09/17/82
Hazelwood 2nd Addn Well 3 (Henry Co - 0735686)	1	Inadequate Pres Tank	32	09/17/82
Heatherfield Sbdv (Grundy Co - 0635150)	2	Inadequate Pres Tank	91	09/17/82
Hettick (Macoupin Co - 1170500)	5	Atrazine	250	03/15/95
Highland Lake Sbdv (Lake Co - 0975750)	2	Inadequate Pres Tank	294	03/20/81
Highland Sbdv (Kane Co - 0895530)	2	Inadequate Pres Tank	50	09/16/83
Hillview Sbdv (Will Co - 1975800)	2	Inadequate Pres Tank	99	03/15/85
Hull (Pike Co - 1490350)	5	Tetrachloroethylene	529	03/15/97
Huntley Cmnty Sbdv (Will Co - 1975840)	2	Inadequate Pres Tank	48	03/16/84
* Hutsonville (Crawford Co - 0330100)	4	Nitrate	650	09/15/97
Ingalls Pk Sbdv (Will Co - 1975880)	2	Inadequate Pres Tank	690	09/16/83
Island Lake Wtr Cmpny (Lake Co - 0975080)	2	Iron	2,250	06/15/90
Joy (Mercer County - 1310100)	1	Inadequate Source	495	09/16/96
Kaho (Macoupin Co - 1170030)	5	Atrazine	847	09/16/96
Lake Lynwood Wtr Sys (Henry Co - 0735330)	1	Inadequate Pres Tank	98	08/31/81
Lakeview Sbdv (Whiteside Co - 1955150)	1	Inadequate Pres Tank	146	03/20/81
Lakewood Wtr Sys (Lake Co - 0975400)	2	Inadequate Pres Tank	49	12/16/83
Larchmont Sbdv (Winnebago Co - 2015290)	1	Inadequate Pres Tank	106	06/17/83
Larson Court Rentals (Rock Island Co - 1615728)	1	Inadequate Pres Tank	48	01/14/82
Legend Lakes Wtr Assn (Winnebago Co - 2015300)	1	Inadequate Pres Tank	225	03/14/91
Lemon Street Wl Cmpny Inc (Rock Island Co-1615550)	1	Inadequate Pres Tank	470	03/20/81
Liberty Park Homeowners Assn (DuPage Co - 0435600)	2	Inadequate Pres Tank	1,092	09/17/92
Lindenwood Wtr Assn (Ogle Co - 1415300)	1	Inadequate Pres Tank	50	01/13/82
Lisbon North Inc (Grundy Co - 0631000)	2	Inadequate Pres Tank	30	09/14/90
London Mills (Fulton Co - 0574620)	5	Inadequate Pres Tank	670	12/14/84
Lynn Cntr (Henry Co - 0735100)	1	Inadequate Pres Tank	147	03/15/95
Lynnwood Water Corp (LaSalle Co - 0995336)	1	Inadequate Pres Tank	114	03/18/83
M C L W Sys Inc (Mercer Co - 1315150)	1	Inadequate Source	100	03/20/81
Maple Hill Imprv Assn (DuPage Co - 0435800)	2	Inad Pres Tank & Trichloroethyl- ene	234	08/31/81
Maple Leaf Ests Wtr Corp (Monroe Co - 1335100)	6	Inadequate Pres Tank	39	03/20/81
Mayfair Sbdv (Tazewell Co - 1795750)	5	Inadequate Pres Tank	150	03/16/90
McHenry Shores (McHenry Co - 1115020)	2	Iron	1,460	06/13/97
Mound PWD (St Clair Co - 1635050)	6	Inadequate Plant Capacity	1,800	06/17/96
Mount Clare (Macoupin Co - 1170650)	5	Atrazine & Trihalomethane	297	09/16/96
Mount Gilead Shlcrhm (Greene Co - 0615129)	6	Inadequate Pres Tank	28	09/16/83
Nauvoo (Hancock Co - 0670500)	5	Trihalomethane	1,200	08/13/93
Northside Peterson Wlfn (DuPage Co - 0435866)	2	Inadequate Pres Tank	30	12/15/89
Northwest Belmont Imprv Assn (DuPage Co - 0435900)	2	Inadequate Pres Tank	115	09/29/81
Oak Ridge Sndst (Woodford Co - 2035300)	1	Inadequate Pres Tank	240	03/20/81
Oakview Avenue Wtrwks Inc (Will Co - 1977210)	2	Inadequate Pres Tank	350	03/20/81
Olivet Nazarene College (Kankakee Co - 0915279)	2	Inadequate Pres Tank	1,450	03/15/94
Opheim PWS (Henry Co - 0735150)	1	Inadequate Pres Tank	150	06/18/82
Osco Mutual Wtr Supply Cpy Inc (Henry Co-0735200)	1	Inadequate Pres Tank	115	12/15/89
Park Crest Wtr Cmpny (Stephenson Co - 1775100)	1	Inadequate Pres Tank	1,200	09/14/84
Park Road Wtr Assn (Will Co - 1977330)	2	Inadequate Pres Tank	60	12/17/82
Park View Wtr Corp (Kane Co - 0895500)	2	Inadequate Pres Tank	150	12/17/82
Patoka (Marion Co - 1210400)	6	Inadequate Plant Capacity	731	03/15/97

* Peru (LaSalle Co - 0990850)	1	Inadequate Treatment Plant	10,886	09/15/97
Polo Dr & Saddle Rd Sbdv (DuPage Co - 0437000)	2	Inadequate Pres Tank	95	12/17/82
Prairie Ridge Assn (McHenry Co - 1115730)	2	Inadequate Pres Tank	140	03/16/90
Prairie View Wtr Assn (Tazewell Co - 1795900)	5	Inadequate Pres Tank	55	03/20/81
Ridgecrest North Sbdv (Grundy Co - 0635250)	2	Inadequate Pres Tank	85	09/16/93
Ridgewood Ledges Wtr Assoc(Rock Island Co-1615670)	1	Inadequate Pres Tank	475	03/20/81
Ridgewood Sbdv (Will Co - 1977650)	2	Inadequate Pres Tank	315	06/18/82
Rome Farms #9 (Peoria Co - 1435500)	5	Nitrate	200	09/15/95
Save Site (St Clair Co - 1635289)	6	Trihalomethane	375	06/15/92
Sawyererville (Macoupin Co - 1170850)	5	Atrazine	570	09/16/96
Sbdv Wtr Trust No 1 (Kane Co - 0895300)	2	Inadequate Pres Tank	1,120	03/20/81
Scribner Street Sbdv (Will Co - 1977660)	2	Inadequate Pres Tank	50	03/18/83
Shawnita Trc Wtr Assn (Will Co - 1977690)	2	Inadequate Pres Tank	125	09/17/92
Shipman (Macoupin Co - 1170950)	5	Atrazine & Trihalomethane	675	12/16/96
Silvis Heights Wtr Corp (Rock Island Co - 1615750)	1	Inadequate Pres Tank	1,680	03/20/82
Skyview Estates (Kankakee Co - 0915526)	2	Inadequate Pres Tank	65	09/14/84
Sorento (Bond Co - 0050300)	6	Trihalomethane	750	09/16/96
Spring Creek Wtr Assn (Macoupin Co - 1175450)	5	Atrazine & Trihalomethane	60	09/16/96
St Charles Cmsn Wlfnd 3 (DuPage Co - 0437040)	2	Inadequate Pres Tank	30	12/15/89
Staunton Res Rd Wtr (Macoupin Co - 1175250)	5	Trihalomethane	70	12/16/96
Sturm Sbdv (Lake Co - 0977010)	2	Inadequate Pres Tank	63	03/16/84
Suburban Heights Sbdv (Rock Island Co - 1615800)	1	Inadequate Pres Tank	114	12/16/83
Summit Homeowners Assn (Lake Co - 0975280)	2	Inadequate Pres Tank	48	03/16/84
Sunnyland Sbdv (Will Co - 1977730)	2	Inadequate Pres Tank	350	09/16/83
Swedona Wtr Assn (Mercer Co - 1315200)	1	Inadequate Pres Tank	100	06/15/90
Sylvan Lake 1st Sbdv (Lake Co - 0977100)	2	Inadequate Pres Tank	210	06/14/91
The Mill (Winnebago Co - 2010040)	1	Inadequate Pres Tank	90	12/16/94
Tindalls 3rd & 6th Addn (Rock Island Co - 1617376)	1	Inadequate Pres Tank	28	06/18/82
Towners Sbdv (Lake Co - 0977250)	2	Inadequate Pres Tank	238	01/14/82
Trivoli PWD (Peoria Co - 1435510)	5	Inadequate Pres Tank	350	06/17/83
Turkey Hollow Well Corp (Rock Island Co - 1615686)	1	Inadequate Pres Tank	32	06/18/82
Utl Inc Clarendon Wtr Cmpny (DuPage Co - 0435300)	2	Inadequate Pres Tank	1,953	03/20/81
Utl Inc Northern Hls Utl Co(Stephenson Co-1775050)	1	Inadequate Pres Tank	290	03/15/96
Utl Inc Walk-Up Woods Wtr Co(McHenry Co - 1115800)	2	Inadequate Pres Tank	763	12/17/82
Vet's Place Sbdv (Peoria Co - 1435650) Pressure Tank	5	Nitrate & Inadequate	85	09/16/94
Warsaw (Hancock Co - 0670650)	5	Trihalomethane	1,882	12/16/96
Wermes Sbdv (Kane Co - 0895750)	2	Inadequate Pres Tank	150	12/16/88
West Shoreland Sbdv (Lake Co - 0977050)	2	Inadequate Pres Tank	220	06/14/91
Westfield (Clark Co - 0230200)	4	Inadequate Water Source	700	06/15/93
White City (Macoupin Co - 1171150)	5	Trihalomethane	280	12/16/96
White Hall (Greene Co - 0610400)	6	Atrazine & Trihalomethane	2,950	03/15/97
Wilsonville (Macoupin Co - 1171200)	5	Atrazine & Trihalomethane	609	09/16/96
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Pres Tank	1,161	06/16/94
Woodland (Iroquois Co - 0751000)	4	Nitrite	333	06/13/97
Woodland Hts Ests Sbdv (Peoria Co - 1435760)	5	Inadequate Pres Tank	245	03/20/81
Woodsmoke Ranch Assn (LaSalle Co - 0990030)	1	Inad Pres Tank	350	06/15/90
York Cntr Coop (DuPage Co - 0437550)	2	Inadequate Pres Tank	240	06/15/88
2nd Street Wtr Assn (Lake Co - 0971140)	2	Inadequate Pres Tank	33	12/15/95

PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

Bardolph (McDonough Co - 1090050)	Hazelwood 2nd Addn Well 2 (Henry Co - 0735666)
Byron Woods Sbdv (Rock Island Co - 1610070)	Ill City Waterworks (Rock Island Co - 1610110)
Cherry Vale East Apts (Winnebago Co - 2015470)	LaHarpe (Hancock Co - 0670450)
Echo Lake Block IV Wtr Assn (Lake Co - 0970130)	Pittsfield (Pike Co - 1490750)
Greenfield (Greene Co - 0610150)	Salem Childrens Hm (Livingston Co - 1055229)

Illinois Environmental Protection Agency

Division of Public Water Supplies

Critical Review List -- Public Water Supplies

The Critical Review List was developed to give additional notification to officials of public water supplies which may be close to being in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

A supply will be placed on the Critical Review List when Agency records indicate that it is approaching any of the violations which would place it on the Restricted Status List.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of October 1, 1997.

\* Indicates public water supplies which have been added to the list since the previous publication.

<u>NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY#</u>	<u>EPA RGN</u>	<u>NATURE OF PROBLEM</u>	<u>POP SERVED</u>	<u>LISTING DATE</u>
Albers (Clinton Co - 0270050)	6	Inadequate Plant Capacity	850	03/15/96
Baylis (Pike Co - 1490100)	5	Source Capacity	300	09/13/85
Bluford (Jefferson Co - 0810100)	7	Low System Pressure	465	03/20/81
Czns Chickasaw Hills Div (Will Co - 1975320)	2	Low System Pressure	7,700	09/17/92
Clinton (DeWitt Co - 0390050)	4	Inad Plant Capacity	7,437	06/14/91
DePue (Bureau Co - 0110300)	1	Inad Treatment Plant	1,930	12/15/93
Dieterich (Effingham Co - 0490150)	4	Inadequate Source	568	03/15/94
Edwardsville (Madison Co - 1190250)	6	Inad Treatment Plant	30,581	12/15/93
Evansville (Randolph Co - 1570250)	6	Low System Pressure	1,838	05/25/81
Georgetown (Vermilion Co - 1830350)	4	Inadequate Water Plant	3,678	06/15/93
Hardin (Calhoun Co - 0130200)	6	Low System Pressure	1,175	11/25/81
Highland Hills Sndst (DuPage Co - 0435560)	2	Inadequate Pres Tank	1,100	09/17/92
Homer (Champaign Co - 0190300)	4	Inadequate Source	1,300	03/15/94
Kincaid (Christian Co - 0210250)	5	Plant Capacity	2,640	06/14/85
McHenry Shores Wtr Cmpny (McHenry Co - 1115020)	2	Low System Pressure	1,170	09/17/92
Pearl (Pike Co - 1490650)	5	Inadequate Pres Tank	322	09/17/82
Pecatonica (Winnebago Co - 2010250)	1	Low System Pressure	1,830	06/15/90
* Scales Mound (Jo Daviess Co - 0850400)	1	Low System Pressure	400	09/15/97
South Highway PWD (Jackson Co - 0775400)	7	Low System Pressure	8,189	06/15/92
Stockton (Jo Daviess Co - 0850450)	1	Low System Pressure	1,900	06/15/84
Sumner (Lawrence Co - 1010300)	7	Low System Pressure	1,553	12/13/85
Taylor Springs (Montgomery Co - 1350650)	5	Low System Pressure	650	02/20/81
Tower Ridge Sbdv (Rock Island Co - 1615780)	1	Inadequate Pres Tank	70	03/15/94
Utl Inc Lake Marian Wtr Corp (Kane Co - 0895200)	2	Low Sys Pres & Inad Pres Storage	800	09/14/84
Walnut Hill (Marion Co - 1210600)	6	Low System Pressure	1,200	06/14/85
West Liberty-Dundas Wtr Dst (Richland Co-1595050)	7	Low System Pressure & Inadequate Source	693	12/14/84
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Storage	1,080	12/14/90

PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST