

# ENVIRONMENTAL REGISTER

No. 413

September 26, 1990

## BOARD GOES TO SECOND NOTICE ON R90-16, CORRECTION TO 35 ILL.ADM.CODE 102.162

On September 13, 1990, the Board adopted (7-0) the second notice order in R90-16 Correction to 35 Ill. Adm. Code 102.162. This rulemaking simply corrects an administrative error made when the Board filed its new procedural rules governing rulemaking proceedings, adopted in R88-5(B). Section 102.162 "Notice of Hearing" was not included in the filing with the Secretary of State, although that section was published in the Illinois Register. (See 14 Ill.Reg. 9226.) In order to correct this error, the Board opened the R90-16 docket for the sole purpose of properly filing Section 102.162 with the Secretary of State. This rulemaking has been sent to the Joint Committee on Administrative Rules for the second notice review period. Questions on this proceeding may be directed to Elizabeth Schroer Harvey at 312/814-6921.

Business Law Institute on Trends and Environmental Regulations.

## BOARD AND STAFF ACTIVITIES

Board Member Ron Flemal gave the keynote address at the annual meeting of the Illinois Association of Wastewater Agencies (formerly Illinois Association of Sanitary District), held at Galesburg, Illinois on September 12-14.

Board Member Jacob D. Dumelle, who has served as a city manager (Lebanon, N.H.) and as assistant to two city managers (Brookfield, IL and Peoria, IL), has been listed in the 1990-1991 issue of Who's who in Local Government Management. He has also served on the Oak Park Environmental Commission since 1971 and is currently its chairman.

Mr. Dumelle spoke on "Industry or Cars?" to the Chemical Coatings Association in Naperville on September 20th. He will speak on "Environmental Problems Today; Health Problems Tomorrow..." on October 18th at the University of Illinois College of Medicine, 1601 Parkview Avenue in Rockford. The talk is at 7:30 p.m. Pre-registration is necessary before October 15th by calling (815) 395-5592. There is no charge.

On September 29th, Chairman Marlin spoke at the Illinois Manufacturer's Association of Environmental Compliance Conference on current Legislative and Regulatory issues.

On September 12th, Chairman Marlin spoke at the Illinois Environmental Regulatory Conference in Chicago, sponsored by Katen, Muchin & Zavis and the California

### LEXIS AND WESTLAW COVERAGE OF ILLINOIS POLLUTION CONTROL BOARD DECISIONS

Lexis provides coverage of IPCB decisions from 1970. Look under the Illinois library for ILENV.

Westlaw also provides coverage of IPCB decisions since 1985. Look under the Illinois library for ILENV-ADMIN.

## CALENDAR \*

<b>September 27</b>		<b>Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.</b>
September 27 10:30 a.m.	P-A	<u>Marathon Petroleum Company v. EPA</u> - PCB 90-126, Crawford County Courthouse, Court Room, Robinson.
September 28	A-E	<u>People of the State of Illinois v. Rock Valley Oil &amp; Chemical Company</u> - PCB 90-124, City 10:00 a.m. Council Chambers, 2nd Floor, Rockford City Hall, 425 E. State St., Rockford.
September 28 10:00 a.m.	R	<u>Diesel Vehicle Exhaust Opacity Limits</u> - R90-20, State of Illinois Center, 100 W. Randolph St., Room 9-040, Chicago.
October 2 9:30 a.m.	L-S-R	<u>Richard Worthen, Clarence Bohm, Harry Parker, George Arnold, City of Edwardsville, City of Troy, Village of Maryville and The Village of Glen Carbon v. Village of Roxana and Laidlaw Systems, Inc.</u> - PCB 90-137, Alton City Hall, Council Chambers, 101 East Third St., Alton.
October 4 10:00 a.m.	P-A	<u>FIW, Inc. v. EPA</u> - PCB 90-141, Rockford Public Library, Room A, Lower Level, 215 N. Wyman, Rockford.
October 4 11:00 a.m.	A-C	<u>EPA v. James Rhodes d/b/a Rhodes Auto Service</u> - AC 90-70, Streator Public Library, 130 S. Park St., 2nd Floor, Streator.
October 4 10:00 a.m.	P-A	<u>Citizens Utilities Company of Illinois v. EPA</u> - PCB 85-140, Will County Courthouse, 14 W. Jefferson Room 439, Joliet.
October 4 10:30 a.m.	W-V	<u>Borden Chemicals and Plastics Operating Limited Partnership v. EPA</u> - PCB 90-130, City Hall, Fifth Street, Illiopolis.
October 5 10:00 a.m.	A-E	<u>People of the State of Illinois v. Illinois Valley Paving Company</u> - PCB 90-139, Jury Room, Scott County Courthouse, 27 E. Market St., Winchester.
October 5 11:00 a.m.	A-C	<u>EPA v. Village of Hanover and Patrick Farrell</u> - AC 89-263, Hanover Public Library, 204 Jefferson St. Hanover.
<b>October 11</b>		<b>Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.</b>
October 11 9:00 a.m.	A-E	<u>People of the State of Illinois v. G &amp; K Investments, Inc., Gary Cross and Levin Leesman, Individually and as officers, thereof</u> - PCB 90-140, Logan County Courthouse, 601 Broadway, Lincoln.
October 15 10:00 a.m.	A-E	<u>People of the State of Illinois v. Panhandle Eastern Pipeline Company</u> - PCB 90-152, Douglas County Courthouse, County Board Room, 401 South Center, Tuscola.
October 15 1:00 p.m.	P-A	<u>Ideal Roller Company v. EPA</u> - PCB 88-108, Law Office of Arthur Wulf, 100 N. LaSalle St., Suite 1710, Chicago.
October 15 10:00 a.m.	L-E	<u>People of the State of Illinois v. Chicago Heights Refuse Depot, Inc.</u> - PCB 90-112, State of Illinois Center, 100 W. Randolph St., Suite 11-500, Chicago.
October 16 10:00 a.m.	UST-FRD	<u>Pulitzer Community Newspaper, Inc. v. EPA</u> - PCB 90-142, State of Illinois Center, 100 W. Randolph St. Suite 11-500, Chicago.
October 17 10:00 a.m.	A-E	<u>People of the State of Illinois v. John Boos &amp; Company</u> - PCB 90-160, County Office Building, Third Floor, Effingham County Courthouse, 101 North Fourth, Effingham.
October 19 10:00 a.m.	L-S-R	<u>Erwin Hediger et al. v. D &amp; L Landfill, Inc. et al.</u> - PCB 90-163, Main or Small Courtroom, Bond County Courthouse, 200 W. College Avenue, Greenville.
October 19 10:00 a.m.	P-A	<u>Western Illinois Power Cooperative, Inc. v. IEPA</u> - PCB 85-164, Pike County Court House, Lower Court Room, Pittsfield.
October 23	A-C	<u>EPA v. Southern Pacific Railroad</u> - AC 90-59, County Board Room, Sangamon County

10:00 a.m.		Building, Eight Street and Monroe, Springfield.
<b>October 25</b>		<b>Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.</b>
October 26 9:30 a.m.	N-E	<u>Darrell Williams v. Shell Oil Company (Wood River Facility)</u> - PCB 90-47, Council Chambers, Wood River City Hall, 111 N. Wood River, Wood River.
October 30 10:00 a.m.	N-E	<u>Carl Madoux et al. v. B &amp; M Steel Service Center</u> PCB 90-148, In a Room in The City Hall, 101 East 3rd St., Alton.
October 31 10:00 a.m.	N-E A-E	<u>Carl Madoux et al. v. Straders Logging and Lumber Mill</u> - PCB 90-149, In a Room in The City Hall, 101 East 3rd St., Alton.
November 1 10:00 a.m.	P-A	<u>Hydraulics, Inc. d/b/a Brake Parts Company v. EPA</u> - PCB 89-88, Litchfield Town Hall, 120 E. Ryder, Litchfield.
November 1 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.
November 2 9:30 a.m.	A-E	<u>EPA v. Columbia Quarry Company</u> - PCB 90-161, County Board Conference Room, 5th Floor, St. Clair County Building, 10 Public Square, Belleville.
<b>November 8</b>		<b>Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.</b>
November 9 10:00 a.m.	A-C	<u>County of St. Clair v. Laidlaw Waste Systems</u> - AC 90-74, County Board Conference Room, 5th Floor, St. Clair County Building, 10 Public Square, Belleville.
November 12 9:30 a.m.	A-V	<u>Olin Chemicals (Joliet Plant) v. EPA</u> - PCB 89-72, Will County Courthouse, 14 W. Jefferson St., Joliet.
November 13 10:00 a.m.	A-C	<u>EPA v. ESG Watts, Inc.</u> - AC 90-47, County Office Building, County Board Room, Third Floor, 1504 Third Avenue, Rock Island.
November 14 10:00 a.m.	A-E	<u>People of the State of Illinois v. Duraco, Inc.</u> - PCB 90-61, State of Illinois Center, 100 W. Randolph St., Suite 11-500, Chicago.
November 14 10:00 a.m.	P-A	<u>Envotech-Illinois, Inc. v. IEPA</u> - PCB 90-138, Montgomery County Courthouse, Hillsboro.
November 16 10:00 a.m.	A-C	<u>EPA v. William and Richard Pontious</u> - AC 90-52, Municipal Building, Monticello.
November 20 10:00 a.m.	A-E	<u>People of the State of Illinois v. Colwell/General, Inc.</u> - PCB 89-180, State of Illinois Center, 100 W. Randolph St., Suite 11-500, Chicago.
November 28 9:30 a.m.	P-A	<u>National Steel Corporation (Granite City Division) v. EPA</u> - PCB 90-114, Courthouse, Second Floor, Granite City Hall, 2000 Edison Ave., Granite City.
<b>November 29</b>		<b>Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.</b>
December 5 10:00 a.m.	A-V	<u>Monsanto Company v. EPA</u> - PCB 90-44, City Council Chambers, City Hall, 2897 Falling Springs Rd., Sauget.
December 6 10:00 a.m.	A-E	<u>People of the State of Illinois v. Allied-Hastings Barrel and Drum Service, Inc.</u> - PCB 90-60, State of Illinois Center, 100 W. Randolph St., Suite 11-500, Chicago.
<b>December 20</b>		<b>Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.</b>
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 24            A-E            People of the State of Illinois v. Robert A. Propheter, d/b/a Bob Propheter Construction  
 10:00 a.m.            Company - PCB 90-18, County Board Room, 707 Etna Road, Ottawa.

\* 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 <sub>2</sub>	SO <sub>2</sub> 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		