

# Environmental Register

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## RULEMAKING UPDATE

### **B**oard Adopts Proposal for Public Comment in In the Matter of: RCRA Update, USEPA Regulations (January 1, 1999, through June 30, 1999), R00-5

On September 23, 1999, the Board proposed amendments to the Illinois regulations that are identical-in-substance to hazardous waste regulations that the United States Environmental Protection Agency (USEPA) adopted to implement Subtitle C of the federal Resource Conservation and Recovery Act of 1976 (RCRA Subtitle C) (42 U.S.C. §§ 6921 *et seq.* (1998)). The proposed amendments include federal RCRA Subtitle C amendments that the USEPA adopted from January 1, 1999, through June 30, 1999. See 64 Fed. Reg. 3382 (January 21, 1999); 64 Fed. Reg. 4975 (February 2, 1999); 64 Fed. Reg. 26315 (May 14, 1999); and 64 Fed. Reg. 30417 (June 8, 1999). The proposed amendments clarify and correct references to organic material emission rules applicable to hazardous waste tanks, containers, and surface impoundments. In addition, the proposed amendments modify the methods for whole effluent toxicity testing for the purposes of compliance with the Clean Water Act. Moreover, the proposal introduces the use of new methods for analyzing oil and grease in compliance with the Clean Water Act and RCRA regulations. Finally, the proposed amendments incorporate the USEPA's modifications to its guidance on the analysis of mercury in water in conformity with the Clean Water Act's water quality requirements.

 RULEMAKING UPDATE CONTINUED ON PAGE THREE

## BOARD UPDATE

**O**n October 7, 1999, Governor George H. Ryan formally announced Board member Dr. Ronald C. Flemal's reappointment to a sixth term! Dr. Flemal earned a BS from Northwestern University, and a Ph.D. in Geology from Princeton University. From 1967 to 1985, he served as a Professor of Geology at Northern Illinois University, during which time he authored over eighty articles dealing principally with environmental and natural science issues. Dr. Flemal also serves as a member of the Illinois State Bar Association Environmental Law Council.

Dr. Flemal was appointed by Governor James R. Thompson in 1985 and was reappointed by Governor Jim Edgar in 1996. Dr. Flemal's new term will expire on July 1, 2002. The Board wishes Dr. Flemal congratulations and continued success during his new term.

## FEDERAL ACTIONS

### **P**roposed Prospective Purchaser Agreement Reached with the City of Canton Regarding the Canton Industrial Corporation Site, Canton, Fulton County

On September 1, 1999, the City of Canton and the United States Office of the Attorney General reached a proposed agreement concerning a Canton Industrial Corporation (CIC) site located at 260 East Elm Street, Canton, Fulton County.

 FEDERAL ACTIONS CONTINUED ON PAGE TWO

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## FEDERAL ACTIONS CONTINUED

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64 Fed. Reg. 47806 (September 1, 1999). According to the terms of the proposed agreement, the City of Canton will pay \$500 to the Hazardous Substance Superfund; enroll the CIC site, or portions thereof, that are appropriate for redevelopment and reuse, into the State of Illinois Site Remediation Program; implement site security measures; and impose appropriate institutional controls. The proposed agreement includes a covenant not to sue the City of Canton under Sections 106 and 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) (42 U.S.C. §§ 9606, 9607(a)), contribution protection for the City of Canton under Section 113(f)(2) of CERCLA (42 U.S.C. § 9613(f)(2)), and removal of any liens under Section 107(a) of CERCLA (42 U.S.C. § 9607(a)).

The proposed agreement is available at the United States Environmental Protection Agency, Region 5, 77 W. Jackson Blvd., Chicago, IL 60604. A copy of the proposed settlement agreement may be obtained by calling Nola Hicks at 312/886-7949.

### **I**llinois Submits Partial Application for United States Environmental Protection Agency Approval to Administer and Enforce Standards for Lead-Based Paint Activities in Target Housing and Child-Occupied Facilities

On August 19, 1998, the State of Illinois submitted a partial application to the United States Environmental Protection Agency (USEPA) for approval to administer and enforce training and certification requirements, training program accreditation requirements, and work practice standards for lead-based paint activities in target housing and child-occupied facilities under Section 402 of the Toxic Substances Control Act (TSCA) (15 U.S.C. § 2682). On April 16, 1999, Illinois submitted supplemental application materials for self-certification for interim approval. On September 1, 1999, the USEPA issued notice of receipt of Illinois' application and announced the commencement of a 45-day public comment period. 64 Fed. Reg. 47807 (September 1, 1999). Comments on the authorization application must be received on or before October 18, 1999. Submit all public comments to: Docket Number PB-402404-IL to: USEPA, Region 5, DT-8J, 77 W. Jackson Blvd., Chicago, IL 60604. For further information contact Marlyse Wiebenga, Project Officer, at 312/886-4437.

### **U**nited States Environmental Protection Agency Approves State of Illinois Implementation Plan Revision Amending Volatile Organic Compound Reasonably Available Control Technology Requirements for Sun Chemical Corporation in Northlake, Cook County

On September 13, 1999, the United States Environmental Protection Agency (USEPA) issued notice of its approval of Illinois' state implementation plan (SIP) revision amending volatile organic compound reasonably available control technology requirements for Sun Chemical Corporation (Sun) located in Northlake, Cook County. 64 Fed. Reg. 49400 (September 13, 1999). The SIP revision exempts 17 resin storage tanks from bottom or submerged pipe fill requirements, subject to certain conditions. On May 20, 1999, the Board adopted an order granting Sun an adjusted standard, which provides that 35 Ill. Adm. Code 218.626(b) of the Board's regulations controlling VOM emissions from paint and ink manufacturing processes shall not apply to Sun's 17 storage tanks. See In the Matter of: Petition of Sun Chemical Corporation for Adjusted Standard from 35 Ill. Adm. Code 218.626(b) (May 20, 1999), AS 99-4.

### **U**nited States Environmental Protection Agency Approves Revisions to the Unregulated Contaminant Monitoring Regulations for Public Water Systems

On September 17, 1999, the United States Environmental Protection Agency (USEPA) approved revisions to the unregulated contaminant monitoring regulations (UCMR) for public water systems. 64 Fed. Reg. 50555 (September 17, 1999). The Safe Drinking Water Act (SDWA), as amended in 1996 (42 U.S.C. § 300f *et seq.* (1996)), required the USEPA to establish criteria for a program to monitor unregulated contaminants and, by August 6, 1999, to publish a list of contaminants to be monitored. To conform with the SDWA amendments, the USEPA has promulgated the UCMR for public water systems, which revises substantially the existing regulations for unregulated contaminant monitoring.

The rule includes a list of contaminants to be monitored, procedures for selecting a representative nationwide sample of small public water supplies that will be required to monitor the frequency and schedule for monitoring, the sampling points, the approved analytical methods to be used, and the procedures for entering the monitoring data in the National Drinking Water Contaminant Occurrence Database, as required under Section 1445 of the SDWA (42 U.S.C. § 1445 (1996)). The data in the database will be used to identify contaminants on the Drinking Water Contaminant Candidate List to support the USEPA Administrator's determination of whether or not to develop drinking water standards for a particular contaminant, and to develop standards for the contaminants that the Administrator selects.

**RULEMAKING UPDATE**

**CONTINUED**

The proposal for public comment was adopted in accordance with Sections 7.2 and 22.4(a) of the Environmental Protection Act (Act) (415 ILCS 5/7.2, 22.4(a) (1998)), which provide for the quick adoption of regulations that are identical-in-substance to federal regulations that the USEPA adopts to implement Sections 3001 through 3005 of RCRA (42 U.S.C. §§ 6921-6925 (1998)). Section 22.4(a) of the Act also provides that Title VII of the Act and Section 5 of the Administrative Procedure Act (5 ILCS 100/5-35, 5-40 (1998)) do not apply to the Board's adoption of identical-in-substance regulations.

On October 8, 1999, the proposed amendments were published in the *Illinois Register* (23 Ill. Reg. 12087 (October 8, 1999)), thereby commencing the 45-day public comment period. The public comment period will expire on November 22, 1999. Public comments may be filed during this time frame with the Clerk of the Board.

Please direct any questions regarding this proposal to Michael McCambridge at 312/814-6924; e-mail address: mmccambr@pcb084r1.state.il.us

**Board Adopts Proposal for Public Comment in In the Matter of: SDWA Update (Correction of February 4, 1999 Order in SDWA Update Docket R99-6), R00-8**

On September 23, 1999, the Board adopted proposed amendments to the Illinois regulations that are identical-in-substance to National Primary Drinking Water regulations (NPDWRs) adopted by the United States Environmental Protection Agency (USEPA). These regulations implement Sections 1412(b), 1414(c), 1417(a), and 1445(a) of the Safe Drinking Water Act (SDWA) (42 U.S.C. §§ 300g-1(b), 300g-3(c), 300g-6(a), 300j-4(a) (1996)). The proposed amendments were adopted pursuant to Section 17.5 of the Environmental Protection Act (Act) (415 ILCS 5/17.5 (1998)), which provides for quick adoption of regulations that are identical-in-substance to federal regulations that the USEPA adopts to implement Sections 1412(b), 1414(c), 1417(a), and 1445(a) of the SDWA. Section 17.5 of the Act also provides that Title VII of the Act and Section 5 of the Administrative Procedure Act (5 ILCS 100/5-35, 5-40 (1998)) do not apply to the Board's adoption of identical-in-substance regulations. The federal SDWA regulations are found at 40 C.F.R. §§ 141 and 142.

In this action, the Board proposed amendments to correct a discrepancy between the federal rules and the amendments adopted in In the Matter of: SDWA Update, USEPA Regulations (January 1, 1998, through June 30, 1998) (February 4, 1999), R99-6. The Illinois Environmental Protection Agency (IEPA) brought the discrepancy to the Board's attention. The IEPA requested that the Board make the necessary correction in order to facilitate state primacy review of the amended text by the USEPA. On April 28, 1998, the USEPA amended the 40 C.F.R. § 141.2 definition of "public water system" at 63 Fed. Reg. 23366 (April 28, 1998). In docket R99-6, the Board sought to incorporate the federal amendment of April 28, 1998; however, it neglected to remove and replace a few necessary words. At the IEPA's request, the Board also proposes adding a note appended to the definition of "public water system," clarifying that this term is synonymous to "public water supply," which is also used in the regulations.

The proposal for public comment was published in the *Illinois Register* on October 8, 1999 (23 Ill. Reg. 12160 (October 8, 1999)), thereby commencing the 45-day public comment period. The 45-day public comment period will expire on November 22, 1999. Public comments may be filed with the Clerk of the Board during this 45-day public comment period.

Please direct any questions regarding this proposal to Michael McCambridge at 312/814-6924; e-mail address: mmccambr@pcb084r1.state.il.us

**Board Dismisses Proposed Rulemaking in In the Matter of Amendments to 35 Ill. Adm. Code 611 (Cross-Reference to Laboratory Accreditation Rules at 35 Ill. Adm. Code 186), R97-30**

On September 23, 1999, the Board dismissed this proposed rulemaking that the Illinois Environmental Protection Agency (IEPA) filed on June 2, 1997. The IEPA proposed that the laboratory accreditation rules currently found at 35 Ill. Adm. Code 611 be cross-referenced to the IEPA's own laboratory accreditation rules proposed in Part 186. After discussions with the IEPA, the Board determined that the IEPA intends to submit a revised proposal in this matter, but that the date for submittal is uncertain. Due to the age and relative inactivity in this rulemaking, the Board, on its own motion and with the IEPA's concurrence, dismissed this docket. Dismissal of this rulemaking does not in any way preclude the filing of additional proposals by the IEPA.

Please direct any questions regarding this matter to Amy Jackson at 217/524-8507; e-mail address: ajackson@pcb084r1.state.il.us

# ENVIRONMENTAL REGISTER

## 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, 1999.

\* 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>Issue</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
Belmont-Highwood PWD (DuPage Co - 0435180)	2	Trichloroethylene	498	09/16/93
Biggsville (Henderson Co - 0710050)	5	Adjusted Gross Alpha	350	03/15/98
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
Bradford (Stark Co - 1750050)	1	Gross Alpha	650	06/15/98
Bradley Hts Sbdv (Winnebago Co - 2015050)	1	Inadequate Pres Tank	192	09/13/85
Bryant (Fulton Co - 0570200)	5	Gross Alpha	310	03/15/98
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
Byron Woods Sbdv (Rock Island Co - 1610070)	1	Arsenic	150	03/15/98
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
Century Pines Apts (Carroll Co - 0150020)	1	Inadequate Pres Tank	50	12/14/90
Chester (Randolph Co - 1570100)	6	Total Trihalomethane	5,300	12/15/98
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

<u>Name of Public Water Supply/County/Facility #</u>	<u>EPA Rgn.</u>	<u>Issue</u>	<u>Pop. Served</u>	<u>Listing Date</u>
Coffen (Montgomery Co - 1350150)	5	Trihalomethane	800	03/17/92
Community Srvc Corp (McHenry Co - 1115350)	2	Inadequate Pres Tank	750	09/16/83
Coyne Cntr Coop (Rock Island Co - 1615150)	1	Inadequate Pres Tank	150	12/15/97
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
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
DL Well Owners Assn (Lake Co - 0975380)	2	Inadequate Pres Tank	125	03/18/83
Dover (Bureau Co - 0110350)	1	Inadequate Pres Tank	200	05/25/81
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
Edelstein (Peoria Co - 1435150)	5	Adjusted Gross Alpha	125	03/15/98
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 Utl 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
* Farina (Fayette Co - 0510150)	6	Atrazine	600	09/15/99
Forest Lake Addn (Lake Co - 0975500)	2	Inadequate Pres Tank	180	12/16/83
Frwrld-Skyline Cpy (Kane Co - 0895030)	2	Inadequate Pres Tank	1,300	09/19/8
Garden Street Imprv Assn (Will Co - 1975376)	2	Inadequate Pres Tank	62	09/15/89
Glasford (Peoria Co - 1430350)	5	Adjusted Gross Alpha	1,115	12/15/97
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
Greenwood Outback (LaSalle Co - 0990080)	1	Inad Hydropneumatic Storage		12/15/98
Hawthorn Woods (Lake Co - 0970450)	2	Inadequate Pres Tank	800	03/15/95
Heatherfield Sbdv (Grundy Co - 0635150)	2	Inadequate Pres Tank	91	09/17/82
Hettick (Macoupin Co - 1170500)	5	Atrazine	250	03/15/99
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
* Holy Family Villa (Cook Co - 0310280)	2	Inad Hydropneumatic Storage	200	09/15/99

# ENVIRONMENTAL REGISTER

<u>Name of Public Water Supply/County/Facility #</u>	<u>EPA Rgn.</u>	<u>Issue</u>	<u>Pop. Served</u>	<u>Listing Date</u>
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	03/15/98
Ingalls Pk Sbdv (Will Co - 1975880)	2	Inadequate Pres Tank	690	09/16/83
Kaho PWD (Macoupin Co - 1170030)	5	Trihalomethane	847	03/15/98
Knoxville (Knox Co - 0950300)	5	Adjusted Gross Alpha	3,243	03/15/98
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
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
Little Swan Lake Sndst (Warren Co - 1875050)	5	Inad Hydropneumatic Storage	250	03/15/98
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 & Trichloroethylene	234	08/31/81
Maple Leaf Ests Wtr Corp (Monroe Co - 1335100)	6	Inadequate Pres Tank	39	03/20/81
Mapleton (Peoria Co - 1430500)	5	Adjusted Gross Alpha	350	03/15/98
Mayfair Sbdv (Tazewell Co - 1795750)	5	Inadequate Pres Tank	150	03/16/90
Mound PWD (St Clair Co - 1635050)	6	Inadequate Plant Capacity	1,800	06/17/96
Mount Gilead Shlcrhm (Greene Co - 0615129)	6	Inadequate Pres Tank	28	09/16/83
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 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
Polo Dr & Saddle Rd Sbdv (DuPage Co - 0437000)	2	Inadequate Pres Tank	95	12/17/82
Ports of Sullivan Lake Assn (Lake co - 0971160)	2	Inad Hydropneumatic Storage	638	06/15/99
Prairie Ridge Assn (McHenry Co - 1115730)	2	Inadequate Pres Tank	140	03/16/90
Princeville (Peoria Co - 1430750)	5	Adjusted Gross Alpha	1,815	12/15/97
Ridgecrest North Sbdv (Grundy Co - 0635250)	2	Inadequate Pres Tank	85	09/16/93

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Ridgewood North Sbdv (Grundy Co - 0635250)	2	Inadequate Pres Tank	85	09/16/93
Ridgewood Sbdv (Will Co - 1977650)	2	Inadequate Pres Tank	315	06/18/82
* Rock Falls (Whiteside Co - 1950450)	1	Inad Plant Capacity	9,650	09/15/99
Sawyerville (Macoupin Co - 1170850)	5	Trihalomethane	570	09/15/98
Sbdv Wtr Trust No 1 (Kane Co - 0895300)	2	Inadequate Pres Tank	1,120	03/20/81
Shawnta Trc Wtr Assn (Will Co - 1977690)	2	Inadequate Pres Tank	125	09/17/92
Shipman (Macoupin Co - 1170950)	5	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	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
Taylor Springs (Montgomery Co - 1350650)	5	Trihalomethane	650	09/15/98
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 Lake Holiday (LaSalle Co - 0995200)	1	Inad Source & Treat Plt	4,908	09/15/98
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
Wermes Sbdv (Kane Co - 0895750)	2	Inadequate Pres Tank	150	12/16/88
West Salem (Edwards Co - 0470200)	7	Inadequate Treatment Plant	1,058	03/15/99
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
Wienen Estates (Jo Daviess Co - 0850030)	1	Inadequate Pres Tank	70	12/15/97
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Pres Tank	1,161	06/16/94
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

# ENVIRONMENTAL REGISTER

## Public Water Supplies Removed From Previous List

Blue & Gold Assn (Winnebago Co - 2015250)  
Dorchester (Macoupin Co - 1170250)  
Maquon (Knox Co - 0950350)  
McHenry Shores (McHenry Co - 1115020)

## 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, 1999.

\* 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>Issue</u>	<u>Pop. Served</u>	<u>Listing Date</u>
Bayles Lake Lot Owners Assn (Iroquois Co - 0755110)	4	Inad Hydropneumatic Storage	442	03/15/98
Bluford (Jefferson Co - 0810100)	7	Low System Pressure	465	03/20/81
Browning (Schuyler Co - 1690050)	5	Inadequate Source	495	03/15/98
Ctzns Chickasaw Hills Div (Will Co - 1975320)	2	Low System Pressure	7,700	09/17/92
Clayton Camp Point Wtr Cmsn (Adams Co - 0015200)	5	Inad Pumping Capacity	1,200	09/15/98
Clinton (DeWitt Co - 0390050)	4	Inad Plant Capacity	7,437	06/14/91
Columbia (Monroe Co - 1330050)	6	Inad Pumping Capacity	5,893	03/15/98
DePue (Bureau Co - 0110300)	1	Inad Treatment Plant	1,930	12/15/93
Dieterich (Effingham Co - 0490150)	4	Inadequate Source	568	03/15/94
Elizabeth (Jo Daviess Co - 0850150)	1	Low System Pressure	700	06/15/99
Evansville (Randolph Co - 1570250)	6	Low System Pressure	1,838	05/25/81
Galena (Jo Daviess Co - 0850200)	1	Low System Pressure	3,790	06/15/99
Georgetown (Vermilion Co - 1830350)	4	Inadequate Water Plant	3,678	06/15/93
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
Joy (Mercer Co - 1310100)	1	Low System Pressure	495	06/15/99
Kincaid (Christian Co - 0210250)	5	Plant Capacity	2,640	06/14/85
LaMoille (Bureau Co - 0110500)	5	Inadequate Plant Capacity	750	06/15/99
Lee (Lee Co - 1034600)	1	Inad Hydropneumatic Storage	350	03/15/98
McHenry Shores Wtr Cmpny (McHenry Co - 1115020)	2	Low System Pressure	1,170	09/17/92
Mechanicsburg Buffalo Wtr (Sangamon Co - 1675150)	5	Inadequate Source	1,030	03/15/98

<u>Name of Public Water Supply/County/Facility #</u>	<u>EPA Rgn.</u>	<u>Issue</u>	<u>Pop. Served</u>	<u>Listing Date</u>
Pearl (Pike Co - 1490650)	5	Inadequate Pres Tank	322	09/17/82
Pheasant Knolls Sbdv (Lake Co - 0970290)	2	Inad Hydropneumatic Storage	130	09/15/98
Scales Mound (Jo Daviess Co - 0850400)	1	Low System Pressure	400	09/15/97
Seneca (LaSalle Co - 0991050)	1	Inadequate Plant Capacity	1,937	06/15/99
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
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
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Storage	1,080	12/14/90

**Public Water Supplies Removed From Previous List**

Hardin (Calhoun Co - 0130200)

West Liberty-Dundas Wtr Dst (Richland Co-1595050)

# BOARD ACTIONS

SEPTEMBER 9, 1999

CHICAGO, ILLINOIS

## ADJUSTED STANDARD

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**AS 00-2** In the Matter of: Petition of Horsehead Resource Development Company, Inc. for an Adjusted Standard Under 35 Ill. Adm. Code 720.131(c) - The Board accepted Horsehead's refiled petition for hearing, granted petitioner's motion to incorporate the record from docket AS 00-1 into docket AS 00-2, for attorneys John Moore and Paul Gutermann to appear *pro hac vice*, and for non-disclosure of confidential financial information. **Vote 6-0**

## ADMINISTRATIVE CITATIONS

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**AC 00-1** County of Sangamon v. ESG Watts, Inc. - The Board found that this Sangamon County respondent violated Sections 21(o)(5), (o)(6), and (o)(9) of the Environmental Protection Act (415 ILCS 5/2121(o)(5), (o)(6), (o)(9) (1998)), and ordered respondent to pay a civil penalty of \$1,500. **Vote 6-0**

**AC 00-2** IEPA v. Hendricks Home Furnishings, Inc. - The Board found that this Macoupin County respondent violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (1998)), and ordered respondent to pay a civil penalty of \$500. **Vote 6-0**

**AC 00-10** IEPA v. City of Aledo - The Board accepted an administrative citation against this Mercer County respondent. **Vote 6-0**

**AC 00-11** IEPA v. RCS, Inc. and Rickie Laird - The Board accepted an administrative citation against these Jersey County respondents and granted complainant's motion to amend the administrative citation. **Vote 6-0**

## ADJUDICATORY CASES

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### DECISIONS

**PCB 97-53** People of the State of Illinois v. GBF Graphics, Inc. - The Board granted relief from the hearing requirement of Section 31(c)(2) of the Environmental Protection Act (415 ILCS 5/31(c)(2) (1998)), accepted a stipulation and settlement agreement in this air enforcement action involving a Cook County facility, ordered respondent to pay a civil penalty of \$37,000, and to cease and desist from further violations. **Vote 6-0**

**PCB 99-141** Waste Management of Illinois, Inc. v. Will County Board - The Board struck condition six of the Will County Board's March 4, 1999 decision to conditionally approve the application of Waste Management of Illinois, Inc. to site the Prairie View Recycling and Disposal Facility. **Vote 4-1 Flemal dissented Girard abstained**

**PCB 99-194** People of the State of Illinois v. Alabama Metal Industries Corporation - The Board granted relief from the hearing requirement of Section 31(c)(2) of the Environmental Protection Act (415 ILCS 5/31(c)(2) (1998)), accepted a stipulation and settlement agreement in this air enforcement action involving a Cook County facility, ordered respondent to pay a civil penalty of \$50,000, and to cease and desist from further violations. **Vote 6-0**

**PCB 00-15** Village of Princeville v. IEPA - The Board granted this Peoria County facility a one year variance, subject to conditions, from 35 Ill. Adm. Code 602.105(a) "Standards for Issuance" and 602.106(a) "Restricted Status" as they relate to the maximum contaminant level for gross alpha particle activity in drinking water as set forth in 35 Ill. Adm. Code 611.330(b). **Vote 6-0**

## PROVISIONAL VARIANCES

**PCB 00-39** Takasago International Corporation v. IEPA - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this Will County facility a 45-day provisional variance, subject to conditions, from the total dissolved solids limits set in 35 Ill. Adm. Code 302.208 and 304.105. **Vote 6-0**

**PCB 00-40** BP Amoco Oil Company v. IEPA - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this DuPage County facility a 45-day provisional variance, subject to conditions, from the air pollution control requirements set forth in 35 Ill. Adm. Code 218.586. **Vote 6-0**

**PCB 00-41** Arch Chemicals, Inc. v. IEPA - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted a four-day provisional variance to this Winnebago County facility from the 90-day limitation on the accumulation of hazardous wastes, as set forth in 35 Ill. Adm. Code 722.134(b). **Vote 6-0**

**PCB 00-42** Diamond Plating Company, Inc. v. IEPA - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted a thirty-day provisional variance to this Madison County facility from the 90-day limitation on the accumulation of hazardous wastes, as set forth in 35 Ill. Adm. Code 722.134(b). **Vote 6-0**

## MOTIONS AND OTHER MATTERS

**PCB 91-202** Sherex Chemical Company, Inc. v. IEPA - The Board granted petitioner's motion for voluntary dismissal of this Resource Conservation Recovery Act permit appeal involving a Peoria County facility. **Vote 6-0**

**PCB 97-70** People of the State of Illinois v. Demolition and Development, Ltd., and Eugene Lopresti, individually, and as President of Demolition and Development, Ltd. - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action against a Cook County facility, the Board ordered publication of the required newspaper notice. **Vote 6-0**

**PCB 97-191** People of the State of Illinois v. Galva Foundry Company - The Board granted respondent's attorney's motion to withdraw as attorney of record. **Vote 6-0**

**PCB 98-54** Edward Malina v. Jean Day - The Board granted the parties' joint motion for dismissal of this underground storage tank enforcement action involving a DuPage County facility. **Vote 6-0**

**PCB 98-154** People of the State of Illinois v. P&H Manufacturing Company - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this Resource Conservation Recovery Act enforcement action against a Shelby County facility, the Board ordered publication of the required newspaper notice. **Vote 6-0**

**PCB 99-23** People of the State of Illinois v. Quad-County Ready Mix Corporation d/b/a Washington County Ready Mix - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action against a Washington County facility, the Board ordered publication of the required newspaper notice. **Vote 6-0**

**PCB 99-145** Karen Jones and Anita Rice v. Heritage Tool and Die Mold Manufacturing, Inc. - The Board vacated its order of July 22, 1999 with respect to Jodi and Tim Leeper, Cassandra and Cheryl Vaughn, Hobart Jones, and Peggy Eberhardt. These persons were reinstated as party complainants. **Vote 6-0**

**PCB 99-190** Humane Manufacturing, L.L.C. v. IEPA - The Board granted petitioner's motion for voluntary dismissal of this permit appeal involving a DeKalb County facility. **Vote 6-0**

**PCB 99-191** People of the State of Illinois v. Panhandle Eastern Pipe Line Company - The Board denied complainant's motion to set the hearing date. **Vote 6-0**

**PCB 00-2** Benet Academy v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this DuPage County facility. **Vote 6-0**

**PCB 00-3** ISC Newco, Inc. v. IEPA - The Board accepted for hearing this underground storage tank appeal on behalf of a Cook County facility. **Vote 6-0**

**PCB 00-5** Naperville Radiator Services v. IEPA - The Board accepted for hearing this underground storage tank appeal on behalf of a DuPage County facility. **Vote 6-0**

**PCB 00-6** City of Princeton (Princeton Municipal Landfill) v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed this matter because no permit appeal was timely filed on behalf of this Bureau County facility. **Vote 6-0**

**PCB 00-23** National Castings, Inc. v. IEPA - The Board vacated its August 9, 1999 order and entered an order which denied petitioner's request for a 90-day extension of appeal period, but accepted petitioner's letter requesting an extension as a petition for review, ordering petitioner to file an amended petition or the action would be subject to dismissal. **Vote 5-1 Girard dissented**

**PCB 00-25** KRKH, Inc. v. IEPA - The Board reserved this docket until November 16, 1999. **Vote 5-0 Melas abstained**

**PCB 00-34** Clayton Chemical Acquisition Limited Liability Company d/b/a Resource Recovery Group, L.L.C. v. IEPA - The Board dismissed this St. Clair County facility's request for variance, finding the petition is insufficient under 35 Ill. Adm. Code 104.Subpart B. **Vote 6-0**

**PCB 00-36** C & J Auto Parts, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility. **Vote 6-0**

**PCB 00-37** National Maintenance & Repair, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of a Madison County facility. **Vote 6-0**

**PCB 00-38** John Johnson Landscaping, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility. **Vote 6-0**

# BOARD ACTIONS

SEPTEMBER 23, 1999

CHICAGO, ILLINOIS

## RULEMAKINGS

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**R97-30** In the Matter of: Amendments to 35 Ill. Adm. Code 611 (Cross Reference to Laboratory Accreditation Rules at 35 Ill. Adm. Code 186) - The Board on its own motion dismissed this matter. **Vote 6-0**

**R00-5** In the Matter of: RCRA Subtitle C Update, USEPA Amendments (January 1, 1999 through June 30, 1999) - The Board adopted a proposal for public comment in this "identical-in-substance" rulemaking to amend the Board's hazardous waste disposal regulations. **Vote 6-0**

**R00-8** In the Matter of: SDWA Update (Correction of February 4, 1999 Order in SDWA Update Docket R99-6) - The Board adopted a proposal for public comment in this "identical-in-substance" rulemaking to amend the Board's public water supply regulations. **Vote 6-0**

## ADJUSTED STANDARD

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**AS 00-3** In the Matter of: Petition of The Ensign-Bickford Company for an Adjusted Standard from 35 Ill. Adm. Code 237.103 - The Board dismissed petitioner's request for an adjusted standard involving a Union County facility for failure to cause the required publication in accordance with Section 28.1(d)(1) (415 ILCS 5/28.1(d)(1) (1998)) of the Illinois Environmental Protection Act of newspaper notice of the petition's timely filing. **Vote 6-0**

## ADJUDICATORY CASES

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### DECISIONS

**PCB 99-114** Minnesota Mining & Manufacturing Company v. IEPA The Board granted this Cook County facility an extension to the variance granted in Minnesota Mining & Manufacturing Co. v. Illinois Environmental Protection Agency (February 18, 1998), PCB 95-90, which granted petitioner a variance, subject to conditions, from the volatile organic material emission control requirements found at 35 Ill. Adm. Code 218.Subpart QQ. **Vote 6-0**

### PROVISIONAL VARIANCES

**PCB 00-47** City of Granite City v. IEPA - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this Madison County facility a 45-day provisional variance, subject to conditions, from the effluent limits set forth in 35 Ill. Adm. Code 304.121(a), 304.125(a), and 304.141(a) and National Pollutant Discharge Elimination System Permit Number IL0033481. **Vote 6-0**

**PCB 00-48** Commonwealth Edison Company (Dresden Power Station) v. IEPA - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this Grundy County facility a 45-day provisional variance, subject to conditions, from: 35 Ill. Adm. Code 302.211(d); special conditions 2A, 2D, and 2G of petitioner's National Pollutant Discharge Elimination System Permit Number IL0002224; and the Board's order In the Matter of: 410(c) Petition for Dresden Nuclear Generating Station (July 9, 1981), PCB 79-134. **Vote 6-0**

## MOTIONS AND OTHER MATTERS

**PCB 93-191** People of the State of Illinois v. Lloyd Weimann d/b/a Weimann Ice and Fuel and Lloyd Weimann d/b/a Weimann Ice and Fuel v. Texaco Refining and Marketing, Inc., and Eugene & Cheryl Halbrooks - The Board granted complainant's motion to amend the complaint and denied respondent Cheryl Halbrook's motion to dismiss. **Vote 6-0**

**PCB 98-18** James R. and Lucille J. Metz v. United States Postal Service and Bradley Real Estate - Board granted, in part, and denied in part, both motions for summary judgment. **Vote 6-0**

**PCB 99-112** People of the State of Illinois v. Bi-Petro, Inc. and Timberlake Transportation and Transfer, Inc. - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this water enforcement action against a Christian County facility, the Board ordered publication of the required newspaper notice. **Vote 6-0**

**PCB 99-136** Sierra Club, Midewin Tallgrass Prairie Alliance, Audubon Council of Illinois, and Illinois Audubon Society v. Will County Board and Waste Management of Illinois, Inc. - The Board denied petitioners' motion for reconsideration. **Vote 5-0 Girard Abstained**

**PCB 99-160** People of the State of Illinois v. Renu Casual Furniture Renovators, Inc. - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this Resource Conservation Recovery Act enforcement action against a Cook County facility, the Board ordered publication of the required newspaper notice. **Vote 6-0**

**PCB 99-180** Mullermist Irrigation Company v. Office of the State Fire Marshal - The Board granted respondent's motions to substitute attorneys and for leave to file motion to dismiss instant. **Vote 6-0**

**PCB 99-187** Gina Pattermann, and Lisa Collins and Deen Collins v. Boughton Trucking and Materials - The Board granted both complainants' motion for leave to file a late response and respondent's motion for leave to file reply. The Board found that, pursuant to 35 Ill. Adm. Code 103.124(a) of the Board's rules, the alleged violations of Sections 3.02 and 23(415 ILCS 5/3.02, 23, (1998)) of the Environmental Protection Act (Act) and 35 Ill. Adm. Code 201.102 of the Board's rules are frivolous. Those allegations were dismissed. The Board found that the remaining alleged violations of the Act and the Board's rules were neither duplicitous nor frivolous, and accepted this matter for hearing. **Vote 6-0**

**PCB 00-10** Lampkin Leather v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this Cook County facility. **Vote 6-0**

**PCB 00-11** Bulkoa, Inc. v. IEPA - The Board accepted for hearing this underground storage tank appeal on behalf of a Cook County facility. **Vote 6-0**

**PCB 00-12** Tenneco Packaging Service and Consumer Products, Inc. v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this Cook County facility. **Vote 6-0**

**PCB 00-43** Casey's General Store v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Jo Daviess County facility. **Vote 6-0**

**PCB 00-45** D&R Service Company v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Randolph County facility. **Vote 6-0**

**PCB 00-46** People of the State of Illinois v. PPG Industries, Inc. - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action against a Macon County facility, the Board ordered publication of the required newspaper notice. **Vote 6-0**

# NEW CASES

SEPTEMBER 9, 1999

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**00-31 People of the State of Illinois v. Reilly Industries, Inc.** -

The Board accepted for hearing this Resource Conservation Recovery Act enforcement action against a Madison County facility.

**00-32 People of the State of Illinois v. Village of Maryville and Osborn Homes, Inc.** - The Board accepted for hearing this public water supply enforcement action against a Madison County facility.

**00-33 People of the State of Illinois v. Laidlaw Corporation** - The Board accepted for hearing this air enforcement action against a Massac County facility.

**00-34 Clayton Chemical Acquisition Limited Liability Company d/b/a Resource Recovery Group, L.L.C. v. IEPA** - The Board dismissed this St. Clair County facility's request for variance, finding the petition is insufficient under 35 Ill. Adm. Code 104.Subpart B.

**00-35 Austin Walsh and Lisa Walsh v. Max Kolpas and Betty Kolpas** - The Board held for a later duplicitous/frivolous determination this citizens' noise enforcement action involving a Cook County facility.

**00-36 C & J Auto Parts, Inc. v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility.

**00-37 National Maintenance & Repair, Inc. v. IEPA** - The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of a Madison County facility.

**00-38 John Johnson Landscaping, Inc. v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility.

**00-39 Takasago International Corporation v. IEPA** - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this Will County facility a 45-day provisional variance, subject to conditions, from the total dissolved solids limits set in 35 Ill. Adm. Code 35 Ill. Adm. Code 302.208 and 304.105.

**00-40 BP Amoco Oil Company v. IEPA** - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this DuPage County facility a 45-day provisional variance, subject to conditions, from the air pollution control requirements set forth in 35 Ill. Adm. Code 218.586.

**00-41 Arch Chemicals, Inc. v. IEPA** - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted a four-day provisional variance to this Winnebago County facility from the 90-day limitation on the accumulation of hazardous wastes, as set forth in 35 Ill. Adm. Code 722.134(b).

**00-42 Diamond Plating Company, Inc. v. IEPA** - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted a 30-day provisional variance to this Madison County facility from the 90-day limitation on the accumulation of hazardous wastes, as set forth in 35 Ill. Adm. Code 722.134(b).

**AC 00-10 IEPA v. City of Aledo** - The Board accepted an administrative citation against this Mercer County respondent.

**AC 00-11 IEPA v. RCS, Inc. and Rickie Laird** - The Board accepted an administrative citation against these Jersey County respondents and granted complainant's motion to amend the administrative citation.

**AC 00-12 IEPA v. Lowell Madison** - The Board accepted an administrative citation against this Iroquois County respondent.

**AC 00-13 IEPA v. Leroy P. David** - The Board accepted an administrative citation against this Peoria County respondent.

**AC 00-14 Montgomery County v. Envotech-Illinois, Inc.** - The Board accepted an administrative citation against this Montgomery County respondent.

**AC 00-15 County of Sangamon v. ESG Watts, Inc.** - The Board accepted an administrative citation against this Sangamon County respondent.

## SEPTEMBER 23, 1999

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**00-43 Casey's General Store v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Jo Daviess County facility.

**00-44 People of the State of Illinois v. Wallace, Inc.** - The Board accepted for hearing this Resource Conservation Recovery Act enforcement action against a Jackson County facility.

**00-45 D&R Service Company v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Randolph County facility.

**00-46 People of the State of Illinois v. PPG Industries, Inc.** - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action against a Macon County facility, the Board ordered publication of the required newspaper notice.

**00-47 City of Granite City v. IEPA** - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this Madison County facility a 45-day provisional variance, subject to conditions, from the effluent limits set forth in 35 Ill. Adm. Code 304.121(a), 304.125(a), and 304.141(a) and National Pollutant Discharge Elimination System Permit Number IL0033481.

**00-48 Commonwealth Edison Company (Dresden Power Station) v. IEPA** - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this Grundy County facility a 45-day provisional variance, subject to conditions, from: 35 Ill. Adm. Code 302.211(d); special conditions 2A, 2D, and 2G of petitioner's National Pollutant Discharge Elimination System Permit Number IL0002224; and the Board's order in In the Matter of: 410(c) Petition for Dresden Nuclear Generating Station (July 9, 1981), PCB 79-134.

**AC 00-16 IEPA v. Olen G. Parkhill, Jr.** - The Board accepted an administrative citation against this Champaign County respondent.

**AC 00-17 IEPA v. Bruce Isaacs** - The Board accepted an administrative citation against this DeWitt County respondent.

**AC 00-18 County of Sangamon v. ESG Watts, Inc.** - The Board accepted an administrative citation against this Sangamon County respondent.

**AC 00-19 County of Will v. Kevin B. Dixon** - The Board accepted an administrative citation against this Will County respondent.

**AC 00-20 County of Will v. Dorothy V. Fisch** - The Board accepted an administrative citation against this Will County respondent.

**AC 00-21 County of Sangamon v. ESG Watts, Inc.** - The Board accepted an administrative citation against this Sangamon County respondent.

**AS 00-4 In the Matter of: Petition of Takasago International Corporation (U.S.A.) for an Adjusted Standard from 35 Ill. Adm. Code 302.208 and 304.105** - The Board acknowledged receipt of this petition for an adjusted standard from certain requirements on behalf of a Will County facility and held it pending receipt of certificate of publication.

**R00-8 In the Matter of: SDWA Update (Correction of February 4, 1999 Order in SDWA Update Docket R99-6)** - The Board adopted a proposal for public comment in this "identical-in-substance" rulemaking to amend the Board's public water supply regulations.

# CALENDAR OF MEETINGS AND HEARINGS

## October

**19 ❖ 9:30 am** - PCB 97-121

Matteson WHP Partnership v. James W. Martin and Eva D. Martin  
Chicago, IL

**20 ❖ 9:30 am** - PCB 97-121

Matteson WHP Partnership v. James W. Martin and Eva D. Martin  
Chicago, IL

**21 ❖ 9:30 am** - PCB 97-121

Matteson WHP Partnership v. James W. Martin and Eva D. Martin  
Chicago, IL

**10:30 am**  
**Pollution Control Board Meeting**  
**Chicago, IL**

**26 ❖ PCB 97-121**

Antonio D.H. Nam v. Kikon Suh

James R. Thompson Center  
100 W. Randolph Street  
Suite 11-512  
Chicago, IL

**27 ❖ PCB 97-121**

Antonio D.H. Nam v. Kikon Suh  
Chicago, IL

**28 ❖ 1:30 am** - In the Matter of:

Petition of Horsehead Resource Development Company, Inc. for an Adjusted Standard Under 35 Ill. Adm. Code 720.131(c)

Chicago, IL

## November

**1 ❖ 9:30 am** - PCB 99-19

Anthony and Karen Roti, Paul Rosenstock, and Leslie Weber v. LTD Commodities

Libertyville Village Hall  
118 West Cook Avenue  
Libertyville, IL

**2 ❖ 9:30 am** - PCB 99-19

Anthony and Karen Roti, Paul Rosenstock, and Leslie Weber v. LTD Commodities

Libertyville Village Hall  
118 West Cook Avenue  
Libertyville, IL

**3 ❖ 9:30 am** - PCB 99-19

Anthony and Karen Roti, Paul Rosenstock, and Leslie Weber v. LTD Commodities

Libertyville Village Hall  
118 West Cook Avenue  
Libertyville, IL

**4 ❖ 9:30 am** - PCB 99-19

Anthony and Karen Roti, Paul Rosenstock, and Leslie Weber v. LTD Commodities

Libertyville Village Hall  
118 West Cook Avenue  
Libertyville, IL

**11:30 am**  
**Pollution Control Board Meeting**  
**Springfield, IL**

**5 ❖ 9:30 am** - PCB 99-19

Anthony and Karen Roti, Paul Rosenstock, and Leslie Weber v. LTD Commodities

Libertyville Village Hall  
118 West Cook Avenue  
Libertyville, IL

**8 ❖ 9:30 am** - PCB 99-82

Michael R. Pawlowski and Diane K. Pawlowski v. David Johansen and Troy Quinley, individually and d/b/a Benchwarmers Pub, Inc.

Fire Station Community Room  
320 West Locust Street  
Fairbury, IL

**9 ❖ 9:30 am** - PCB 99-82

Michael R. Pawlowski and Diane K. Pawlowski v. David Johansen and Troy Quinley, individually and d/b/a Benchwarmers Pub, Inc.

Fire Station Community Room  
320 West Locust Street  
Fairbury, IL

**18 ❖ 10:30 am**  
**Pollution Control Board Meeting**  
**Chicago, IL**

## December

**2 ❖ 10:30 am**

**Pollution Control Board Meeting**  
**Chicago, IL**

**8 ❖ 9:30 am** - PCB 93-191

People of the State of Illinois v. Lloyd Wiemann d/b/a Wiemann Ice & Fuel; Lloyd Wiemann, d/b/a Wiemann Ice & Fuel, Cross-Complainants v. Texaco Refining & Marketing, Inc., and Eugene & Cheryl Halbrooks, Cross-respondents

Illinois Pollution Control Board  
Hearing Room 403  
600 S. Second Street  
Springfield, IL

**16 ❖ 10:30 am**  
**Pollution Control Board Meeting**  
**Chicago, IL**

## January

**25 ❖ 9:30 am** - PCB 96-143

People of the State of Illinois v. Michel Grain Company, Inc., d/b/a Michel Fertilizer and Carlyle Michel

Illinois Pollution Control Board  
600 S. Second Street  
Hearing Room 403  
Springfield, IL

**26 ❖ 9:30 am** - PCB 96-143

People of the State of Illinois v. Michel Grain Company, Inc., d/b/a Michel Fertilizer and Carlyle Michel

Illinois Pollution Control Board  
600 S. Second Street  
Hearing Room 403  
Springfield, IL

**27 ❖ 9:30 am** - PCB 96-143

People of the State of Illinois v. Michel Grain Company, Inc., d/b/a Michel Fertilizer and Carlyle Michel

Illinois Pollution Control Board  
600 S. Second Street  
Hearing Room 403  
Springfield, IL

All Chicago Board Meetings will be held at the James R. Thompson Center, 100 W. Randolph Street, Suite 9-040, unless otherwise noted. All Springfield Board Meetings will be held at 600 S. Second Street, Hearing Room 403, unless otherwise noted.

THE ILLINOIS POLLUTION CONTROL BOARD (IPCB) IS AN INDEPENDENT SEVEN-MEMBER BOARD WHICH ADOPTS THE ENVIRONMENTAL CONTROL STANDARDS FOR THE STATE OF ILLINOIS AND RULES ON ENFORCEMENT ACTIONS AND OTHER ENVIRONMENTAL DISPUTES.

## George H. Ryan, Governor

Illinois Pollution Control Board Members:

Claire A. Manning, Chairman  
Springfield

Ronald C. Flemal  
DeKalb

G. Tanner Girard  
Grafton

Elena Z. Kezelis  
Springfield

Marili McFawn  
Inverness

Nicholas J. Melas  
Chicago

THE *ENVIRONMENTAL REGISTER* IS A NEWSLETTER PUBLISHED BY THE IPCB MONTHLY, AND CONTAINS UPDATES ON RULEMAKINGS, DESCRIPTIONS OF FINAL DECISIONS, THE BOARD'S HEARING CALENDAR, AND OTHER ENVIRONMENTAL LAW INFORMATION OF INTEREST TO THE PEOPLE OF THE STATE OF ILLINOIS.

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WEB SITE:  
<http://www.ipcb.state.il.us/>