

ILLINOIS POLLUTION CONTROL BOARD
October 20, 1994

IN THE MATTER OF:)
)
TOXIC AIR CONTAMINANT LIST,) R90-1(C)
REPORTING REQUIREMENTS) (Rulemaking)
(35 ILL. ADM. CODE PART 232))

ORDER OF THE BOARD (by M. McFawn):

The Board on June 23, 1994 ordered the participants to file an additional status report with the Clerk of the Board and the Hearing Officer on or before September 30, 1994 identifying the progress of the negotiations in this matter; the Board also extended the stay until October 6, 1994. On October 11, 1994 the Illinois Environmental Protection Agency (Agency) and the Illinois Regulatory Group (IERG) filed a joint status report and a motion to file instanter. No other participant filed a status report.

The status report states that the participants held two meetings since June 23, 1994, concerning the reporting requirements. As stated in the last status report, the Agency expects to submit a revised draft of the proposal to the members of the outreach group within the next several months. Also, the status report requests an extension of the stay in this matter until March 31, 1995. The Agency and IERG state that the time is necessary in order for the outreach group to review the revised proposal.

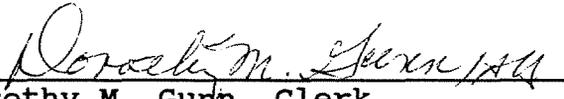
The Sierra Club, Illinois Chapter, and the American Lung Association of Metropolitan Chicago (Association) filed a response to the previous status report that stated that they understand that the Agency is nearing completion of the proposal and in light of this do not oppose an extension of the stay in this matter. However, Sierra Club and the Association also stated that agreement on some areas of concern may never be reached and that they look forward to a full discussion of the issues before the Board. Neither Sierra Club nor the Association, as of the date of this order, has filed a response to the joint status report and extension of the stay.

The Board understands the Agency's and IERG's position and will grant an extension of the stay in this matter; however, the Board will extend the continuance in this matter only until January 12, 1995. The Agency and IERG are hereby directed to file an additional status report with the Clerk of the Board and the hearing officer, on or before December 23, 1994 identifying the progress of the negotiations in this matter. The Hearing Officer and the Board will determine the timing and sequence of further action upon the receipt of the next status report.

Questions on this proceeding should be directed to the Hearing Officer, Charles Feinen, at 217/524-8500 in the Springfield office of the Board located at 600 S. Second St., Suite 402, Springfield, Illinois 62704.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 20th day of October, 1994, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board