

ILLINOIS POLLUTION CONTROL BOARD
July 1, 1982

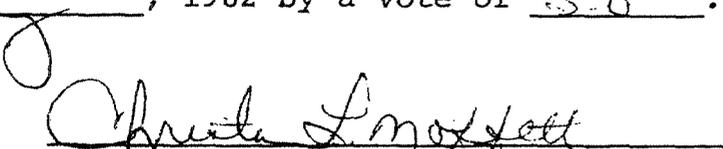
In the matter of:)
)
RULEMAKING FOR CODIFICATION OF) R81-5
CHAPTER 5: AGRICULTURE RELATED)
POLLUTION.)

ORDER OF THE BOARD (by D. Anderson):

On January 21, 1982, the Board adopted a version of Chapter 5: Agriculture Related Pollution, codified as 35 Ill. Adm. Code, Subtitle E, Chapter I, Parts 501 through 504. The State Library refused to issue its Certificate of Review and Approval for reasons which were unrelated to its previous comments. These concerned minor matters of style and changes in the Secretary of State's regulations (5 Ill. Reg. 14,112, December 18, 1981). Although these changes were extremely minor, it was necessary to retype the entire text. This has now been done by the Legislative Information Service (LIS) working in cooperation with the Administrative Code Unit and the Board staff. On June 17, 1982, the Administrative Code Unit transmitted a text with a few pencilled corrections. This has been filed with the Clerk. The Board hereby adopts the text as corrected. The Clerk is directed to prepare a notice of codification with no substantive changes for publication in the Illinois Register. The notice, which includes conversion tables of old and new rules, will be attached to this Order and will be published with the Opinion volumes; however, because of its length and the lack of substantive change, the entire text will not appear with this Order.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 1st day of July, 1982 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF CODIFICATION WITH NO SUBSTANTIVE CHANGES

Agency: Pollution Control Board

Title or Name of Rules: R81-5: Codification of Chapter 5:
Agriculture Related Pollution as Chapter I, Subtitle E
of Title 35 of Illinois Administrative Code.

PART I: GENERAL PROVISIONS

Rule 101 Authority
Rule 102 Policy
Rule 103 Definitions
Rule 104 Livestock Management Facility and Livestock
Waste-Handling Facility Operations
Rule 105 Adoption of Design and Maintenance Criteria
Rule 106 Inspections and Disease Prevention

PART II: PERMITS

Rule 201 NPDES Permit
Rule 202 Permits Required for Large Operations
Rule 203 Case-by-Case Designation Requiring NPDES Permits
Rule 204 Application - Contents
Rule 205 Applications - Registered or Certified
Rule 206 Applications - Time to Apply
Rule 207 Applications - Filing and Final Action by
Agency
Rule 208 Standards for Issuance
Rule 209 Duration of Permits
Rule 210 Issuance and Conditions of Permits
Rule 211 Appeals from Conditions in Permits
Rule 212 Defenses
Rule 213 Authority to Modify or Terminate Permits

PART III: OTHER AGRICULTURAL AND SILVICULTURAL ACTIVITIES

Rule 301 Fish and Aquatic Animal Production Facilities
Rule 302 Irrigation Activities
Rule 303 Silvicultural Activities

PART IV: IMPLEMENTATION PROGRAM

Rule 401 Compliance Dates
Rule 402 Severability

Date of Illinois State Library Review:

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NOTICE OF CODIFICATION WITH NO SUBSTANTIVE CHANGES

Outline of Headings of Sections of the Rules as Codified:

Conversion Table of Present and Codified Rules: Outline of section headings and conversion tables for each Part are as follows:

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE E: AGRICULTURE RELATED POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD

PART 501
GENERAL PROVISIONS

SUBPART A: AUTHORITY AND POLICY

Section
501.101 Authority
501.102 Policy

SUBPART B: DEFINITIONS

Section
501.201 Definitions
501.205 Act
501.210 Administrator
501.215 Air Pollution
501.220 Agency
501.225 Animal Feeding Operation
501.230 Animal Unit
501.235 Board
501.240 Construction
501.241 CWA
501.245 Existing Livestock Management Facility and Livestock
Waste-Handling Facility
501.250 Feedlot Runoff
501.255 Holding Pond
501.260 Impermeable
501.265 Lagoon
501.270 Leachate
501.275 Liquid Manure-Holding Tank
501.280 Livestock
501.285 Livestock Management Facility
501.290 Livestock Shelter
501.295 Livestock Waste
501.300 Livestock Waste-Handling Facility
501.305 Man-made

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NOTICE OF CODIFICATION WITH NO SUBSTANTIVE CHANGES

Section

501.310 Man-made Ditch
501.315 Manure Storage Structure
501.320 Modification
501.325 Navigable Waters
501.330 New Livestock Management Facility and New Livestock
Waste-Handling Facility
501.335 NPDES
501.340 NPDES Permit
501.345 Owner or Operator
501.350 Person
501.355 Pollutant
501.360 Settling Basin
501.365 Silvicultural Point Source
501.370 Standard of Performance
501.375 Temporary Manure Stack
501.380 Water Pollution

SUBPART C: OPERATIONAL RULES

Section

501.401 General Criteria
501.402 Location of New Livestock Management Facilities and
New Livestock Waste-Handling Facilities
501.403 Protection of Livestock Management Facilities and
Livestock Waste-Handling Facilities
501.404 Handling and Storage of Livestock Waste
501.405 Field Application of Livestock Waste
501.406 Inspections and Disease Prevention

APPENDIX A

REFERENCES TO PREVIOUS RULES

Chapter 5: Agriculture Related 35 Ill. Adm. Code
Pollution Part 501

Part I, General Provisions

Rule 101	Section 501.101
Rule 102	Section 501.102
Rule 103	Section 501.201 <u>et seq.</u>
Rule 104 (a)	Section 501.401
Rule 104 (b)	Section 501.402
Rule 104 (c)	Section 501.403
Rule 104 (d)	Section 501.404
Rule 104 (e)	Section 501.405
Rule 105	Section 502.305
Rule 106	Section 501.406

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PART 502
PERMITS

SUBPART A: PERMITS REQUIRED

Section
502.101 NPDES Permit
502.102 Twenty-five Year Storm Event
502.103 Very Large Operators
502.104 Large Operators
502.105 Voluntary Applications
502.106 Case-by-case Designation Requiring NPDES Permits

SUBPART B: PERMIT APPLICATIONS

Section
502.201 Contents
502.202 Registered or Certified Mail
502.203 New Applications
502.204 Renewal
502.205 New Operations
502.206 Signatures
502.207 Disclosure Required for Land Trusts

SUBPART C: PERMIT ISSUANCE AND CONDITIONS

Section
502.301 Standards for Issuance
502.302 Duration of Permits
502.303 New Source Standards
502.304 Issuance and Conditions
502.305 Agency Criteria

SUBPART D: APPEAL AND ENFORCEMENT

Section
502.401 Appeals from Conditions in Permits
502.402 Defenses
502.403 Modification or Termination of Permits

APPENDIX A
REFERENCES TO PREVIOUS RULES

Chapter 5: Agriculture Related 35 Ill. Adm. Code
Pollution Part 502
Part II, Permits

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NOTICE OF CODIFICATION WITH NO SUBSTANTIVE CHANGES

Rule 201	Section 502.101
Rule 202	Section 502.102
Rule 202 (a)	Section 502.103
Rule 202 (b)	Section 502.104
Rule 202	Section 502.105
Rule 203	Section 502.106
Rule 204	Section 502.201
Rule 205	Section 502.202
Rule 206 (a)	Section 502.203
Rule 206 (b)	Section 502.204
Rule 207 (a)	Section 502.205
Rule 207 (b)	Section 502.206
Rule 207 (c)	Section 502.207
Rule 208	Section 502.301
Rule 209 (a)	Section 502.302
Rule 209 (b)	Section 502.303
Rule 210	Section 502.304
Rule 105	Section 502.305
Rule 211	Section 502.401
Rule 212	Section 502.402
Rule 213	Section 502.403

PART 503

OTHER AGRICULTURAL AND SILVICULTURAL ACTIVITIES

Section	
503.101	Fish and Aquatic Animal Production Facilities
503.102	Irrigation Activities
503.103	Silvicultural Activities

APPENDIX A

REFERENCES TO PREVIOUS RULES

Chapter 5: Agriculture Related 35 Ill. Adm. Code
Pollution Part 503
Part III, Other Agricultural and
Silvicultural Activities

Rule 301	Section 503.101
Rule 302	Section 503.102
Rule 303	Section 503.103

PART 504

IMPLEMENTATION PROGRAM

Section	
504.101	Compliance Dates
504.102	Severability

