

ILLINOIS POLLUTION CONTROL BOARD
December 20, 1977

AMENDMENTS TO THE)
NPDES REGULATIONS) R73-11,12

ORDER OF THE BOARD (by Mr. Dumelle):

Rules 906, 910(h)(6) and 910(i) of Chapter 3: Water Pollution of the Board's Rules and Regulations are hereby amended to read as follows:

906 Public Notice

(a) Upon tentative determination to issue or deny an NPDES Permit, completion of the draft permit, if any, and not earlier than 10 days following notice to the applicant pursuant to Rule 905(d) above, the Agency shall circulate public notice of the completed application for an NPDES Permit in a manner designed to inform interested and potentially interested persons of the discharge or any proposed discharge of the proposed determination to issue or deny an NPDES Permit for the discharge or proposed discharge. Procedures for the circulation of public notice shall include at least the following concurrent actions:

- (1) Notice shall be mailed to the applicant;
- (2) Notice shall be circulated within the geographical areas of the proposed discharge; such circulation may include any or all of the following:
 - (i) Posting in the post office and public places of the municipality nearest the premises of the applicant in which the effluent source is located;
 - (ii) Posting near the entrance to the applicant's premises and in nearby places;
 - (iii) Publishing in local newspapers and periodicals, or, if appropriate, in a daily newspaper of general circulation; and
 - (iv) Any other notice requirements necessary to meet the requirements of the Act and the FWPCA;
- (3) Notice shall be mailed to any person or group upon request;
- (4) The Agency shall add the name of any person or group upon request to a mailing list to receive copies of notices for all NPDES applications within the State

of Illinois or within a certain geographical area.

Rule 910(h)(6)

The Agency may establish schedules of compliance in NPDES Permits pursuant to applicable federal requirements, which may be earlier or later than deadlines established by otherwise applicable regulations of the Board, provided that all schedules of compliance shall require compliance at the earliest reasonable date. However, the Agency shall not issue an NPDES Permit containing a schedule of compliance beyond July 1, 1977, or any other compliance date established by federal law, to any applicant who is not in compliance with, or who has not obtained a variance from applicable Illinois Water Pollution Regulations, or who has not been ordered to apply for and obtain all necessary permits in an appropriate Board enforcement action, for which the deadline for compliance occurred before the effective date of these NPDES Regulations.

Rule 910(i)

(i) Authority to Require Notice of Introduction of Pollutants into Publicly Owned Treatment Works

The Agency shall include in all NPDES Permits issued to publicly owned or publicly regulated treatment works conditions requiring the permittee to give notice to the Agency of the following:

- (1) Any new introduction of pollutants into such treatment works from a source which would be a new source as defined in Section 306 of the FWPCA if such source were discharging pollutants directly to the waters of the State;
- (2) Except as to such categories and classes of point sources or discharges which may be specified by the Agency, any new introduction of pollutants into such treatment works from a source which would be a point source subject to Section 301 of the FWPCA if it were discharging such pollutants directly to the waters of the State;
- (3) Any substantial change in volume or character of pollutants being introduced into such treatment works by a source introducing pollutants into such works at the time of issuance of the permit; and

- (4) All notices required of publicly owned or publicly regulated treatment works pursuant to this Section 910(i) shall be in such form and content as the Agency may require, and shall include information on:
- (i) The quality and quantity of wastewater to be introduced into such treatment works, and
 - (ii) Any anticipated impact of such change in the quantity or quality of effluent to be discharged from such publicly owned or publicly regulated treatment works.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 16th day of December, 1977 by a vote of 5-0.

Christan L. Moffett (pk)
Christan L. Moffett, Clerk
Illinois Pollution Control Board