

ILLINOIS POLLUTION CONTROL BOARD  
September 18, 1997

|                                  |   |                      |
|----------------------------------|---|----------------------|
| IN THE MATTER OF:                | ) |                      |
|                                  | ) |                      |
| CONFORMING AMENDMENTS FOR THE    | ) | R97-25               |
| GREAT LAKES INITIATIVE: 35 ILL.  | ) | (Rulemaking - Water) |
| ADM. CODE 302.101, 302.105, 302. | ) |                      |
| SUBPART E 303.443 AND 304.222    | ) |                      |

ORDER OF THE BOARD (by G.T. Girard, C.A. Manning, J. Yi):

By hearing officer order dated July 30, 1997, the record in this matter was scheduled to close on September 4, 1997, with various motions, responses, and comments due to be filed on various dates no later than September 4, 1997. Now pending before the Board in this docket are various motions for leave to file comments instant, as well as motions to file language changes to the proposal, to supplement the record, and to establish a new subdocket.<sup>1</sup> The motions for leave to file comments, to supplement the record, and to accept language changes are hereby granted. Ruling is reserved on the motions to establish a subdocket.

The hearing officer's order closing the record on September 4, 1997, was based on the target dates established in the Board's order of May 15, 1997, responding to the Agency's motion to expedite completion of this rulemaking. One of these target dates was the entry of a second notice order on September 18, 1997. This would have allowed the Board 10 working days following the close of the record to review comments and draft an order. As the last of the comments from the proponent and other major participants were not received until September 12, 1997, the Board has been unable to adhere to its projected schedule. The Board continues to review the record and comments; a second notice order will be adopted as expeditiously as possible.

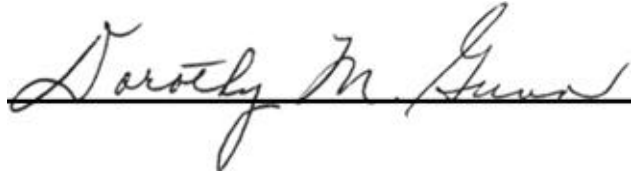
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<sup>1</sup> The pending motions include; 1) a the September 2, 1997 motion of the Illinois Environmental Protection Agency (Agency) to accept its filing of language changes and to supplement the record; 2) a September 4, 1997 motion of the Illinois Environmental Regulatory Group (IERG) to establish a subdocket and to supplement the record; 3) a September 4, 1997 motion of the Department of the Navy (Navy) for extension of time to file comments; 4) a September 10, 1997 motion by the Agency to file post-hearing comments; 5) a September 1, 1997 motion by the Navy to withdraw its September 4, 1997 motion and for leave to file comments instant; 6) a September 11, 1997 motion by the Office of the Attorney General for leave to file comments instant; 7) a September 12, 1997 motion by Lake Michigan Federation and Sierra Club for leave to file comments instant; and 8) a September 12, 1997 Agency response to IERG's September 4, 1997 motion to establish subdocket.

IT IS SO ORDERED.

Board Member K. M. Hennessey abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 18<sup>th</sup> day of September 1997, by a vote of 6-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board