
Environmental Register

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Letter from the Chairman

In September, Board Members and Board staff were invited to tour the Chicago City Hall rooftop garden. The rooftop garden is part of an initiative around the world to install "Green Roofs". Rooftops are vastly underutilized spaces in the urban environment, yet it is possible for any landscape, plaza, or garden to be installed on a building or structure. In Europe, over the past thirty years, rooftops have become the focus of a quiet but steady revolution through the application of green roof technologies. According to our guide, Chicago has over 250 green roofs constructed or are planned.

The primary purpose of the City Hall Green Roof Project is to provide a green roof demonstration to facilitate research and educational outreach in a mid-western climate. Completed in 2001, the rooftop garden was designed to test different types of green roof systems, heating and cooling benefits, success rates of native and non-native vegetation, and reductions in rainwater runoff. The three systems integrated into the design include lightweight soils at 4, 6 and 18 inches in depth. Although the rooftop is not normally accessible to the public, it is visually accessible from 33 taller buildings in the area.



Plantings in the rooftop garden are organized in a sunburst pattern, to respect the symmetry of the historic City Hall and provide a format for arranging groups of plants over the three different roof systems. Though green roofs are typically planted with only sedums and low grasses, the planting palette on top of City Hall has been expanded to accommodate research related to the viability of over 100 species of plants. Types of plants include native prairie and woodland grasses and forbs, hardy ornamental perennials and grasses, several species of native and ornamental shrubs, and two varieties of trees.

The City Hall Green Roof Project serves as a living laboratory with monitoring that began in 2002. For example, summer air temperatures above the green roof surface appear to be much cooler than air temperatures measured on the traditional black tar roof membrane on the adjacent Cook County half of the building. The ambient air temperature above the green roof surface has been as much as 78 degrees F. cooler than above the adjacent black tar membrane.

We greatly appreciated the opportunity provided by the City of Chicago to view this experiment to improve the urban environment. We would like to thank the City for the tour and for the ongoing research.

Sincerely,

A handwritten signature in black ink that reads "G. Tanner Girard". The signature is written in a cursive style.

G. Tanner Girard, Ph.D.
Acting Chairman

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Federal Update

United States Environmental Protection Agency Adopts Direct Final Rules (and Proposes Identical Proposed Rules) to Approve and Promulgate an Air Quality Implementation Plan for Illinois Related to the Ford Motor Company Adjusted Standard

On September 6, 2006 (71 Fed. Reg. 52504) the United States Environmental Protection Agency (USEPA) published a direct final rule, and an identical proposed rule, to approve a January 4, 2006, request from Illinois for a site specific revision to the Illinois State Implementation Plan (SIP) for the Ford Motor Company (Ford).

The SIP revision request involves relief granted by the Board in the adjusted standard captioned Petition of Ford Motor Company for Adjusted Standard From 35 Ill. Adm. Code 218.586, AS 5-5 (September 1, 2005). USEPA approval of the SIP revision will allow Ford to discontinue use of its Stage II vapor recovery system (Stage II) at its Chicago Assembly Plant. In place of Stage II, Ford will comply with the standards of the Federal onboard refueling vapor recovery (ORVR) regulations, as well as meet other minor conditions. The exclusive use of ORVR will provide at least an equivalent amount of gasoline vapor capture as Stage II.

If no adverse comments are received in response to the direct final rule, USEPA stated that no further activity on the proposed rule would be contemplated. If USEPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. USEPA will not institute a second comment period.

Comments must be received on or before October 6, 2006. Submit your comments, identified by Docket ID No. EPA-R05-OAR-2006-0436, by one of the following methods:

- 1) <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.
- 2) E-mail: mooney.john@epa.gov.
- 3) Fax: (312) 886-5824.
- 4) Mail: John M. Mooney, Chief, Criteria Pollutant Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604.
- 5) Hand Delivery: John M. Mooney, Chief, Criteria Pollutant Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604. Hand deliveries are only accepted during the Regional Office normal hours of operation, and special arrangements should be made for deliveries of boxed information. The Regional Office official hours of business are Monday through Friday, 8:30 a.m. to 4:30 p.m. excluding Federal holidays.

For further information contact Julie Henning, Environmental Protection Specialist, State and Tribal Planning Section, Air Programs Branch (AR-18J), Environmental Protection Agency,

Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-4882,
henning.julie@epa.gov.

Rule Update

Board Adopts First Notice Opinion and Order in Proposed Amendments to Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742) (R06-10)

On September 7, 2006, the Board adopted a first notice opinion and order in Proposed Amendments to Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742) (R06-10). The rulemaking is based on a proposal filed by the Illinois Environmental Protection Agency (IEPA). The proposed amendments to the Board's Tiered Approach to Corrective Action Objectives (TACO) regulations update standards and improve procedures, and make various needed corrections and clarifications. The rulemaking was filed with the Secretary of State's Index department and published in the *Illinois Register* at 30 Ill. Reg. 15366 (September 29, 2006). The Board will accept comments on the first notice proposal for 45 days after the publication, through November 13, 2006.

The Board's TACO regulations at 35 Ill. Adm. Code 742 provide methods for developing risk-based remediation objectives to be used in environmental contamination cleanups under various regulatory programs, including those for Leaking Underground Storage Tank (LUST); Site Remediation Program (SRP); and Resource Conservation and Recovery Act (RCRA) Part B Permits and Closure Plans.

The amendments in this rulemaking include the addition of background soil levels as remediation objectives for polynuclear aromatic hydrocarbons (PAHs), newly-applicable residential remediation objectives to protect construction workers, and the addition of new mandatory forms to be used for certain institutional controls. Additionally, the Board is amending the incorporations by reference to reflect new or updated test methods and technical support documents.

The Board is proposing to add a new subsection (h) to Section 742.105 on TACO applicability, to clarify that landfills cannot use TACO in lieu of the procedures and requirements applicable to landfills under 35 Ill. Adm. Code 807, 811-814. The amendments also propose changes to clarify the use of Highway Authority Agreements (HAAs). These agreements are typically between the highway authority and the property owner. The amendments address situations when a LUST owner or operator (the person who would receive the no further remediation (NFR) Letter) is not the owner of the property. In addition, the Board is proposing a new instrument as an institutional control (Highway Authority Agreement Memorandum of Agreement or HAA MOA) to address situations where the highway authority is the property owner or LUST owner or operator and contamination remains under the highway. Because the highway authority cannot enter into a binding agreement with itself, under the HAA MOA the highway authority can enter into an agreement with the IEPA.

Another topic addressed is institutional controls. In the hearings the Board held on this rulemaking prior to first notice, the IEPA stated that it was aware of at least two instances where ordinances approved as institutional controls were later amended or repealed without notice to the IEPA. Accordingly, the Board is proposing to add new requirements to alert the IEPA of actions affecting institutional control ordinances. Another amendment allows greater scope to ordinances that are employed to restrict groundwater usage. The IEPA testified that under the existing Section 742.320(d), an ordinance could be used to exclude the groundwater ingestion exposure route only if the ordinance effectively prohibits installing and using potable water supply wells within 2,500 feet from the source of the release. The 2,500-foot distance was originally proposed to correspond to the maximum setback zone for a community water supply well under Section 14.3 of the Act (415 ILCS 5/14.3 (2004)). However, sites near a municipal boundary cannot currently use this institutional control where the 2,500-foot radius would extend beyond the

municipal boundary, and there is no such ordinance in effect beyond the municipal boundary. To address this issue, the first-notice amendments propose to allow use of a groundwater ordinance for any area within the measured and modeled extent of groundwater contamination above what would otherwise be the applicable Tier I groundwater objectives.

The amendments propose to add new institutional control forms to be used by participants in regulatory programs subject to the TACO remediation objectives. These forms are based on model documents that the IEPA had posted on its Web site for easy public access and use. The IEPA stated that it would now be appropriate to codify the model documents and formally require their use.

Additionally, the amendments propose to change the existing lead soil remediation objective for the industrial/commercial and construction worker ingestion pathways from 400 milligrams per kilogram (mg/kg) to 800 mg/kg and 700 mg/kg for the industrial/commercial and construction worker ingestion routes, respectively. The existing remediation level is based on a child's exposure assumptions; the proposed new levels are more appropriately based on the United States Environmental Protection Agency's Adult Blood Lead Model.

The Board held two hearings in this rulemaking prior to first notice; on January 31, 2006, in Chicago and on March 1, 2006, in Springfield. The Board does not currently anticipate holding additional hearings in this rulemaking.

Copies of the Board's opinion and order in R06-10 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For additional information contact Richard McGill at 312-814-6983; e-mail address mcgillr@ipcb.state.il.us

Board Extends Adoption Deadline on its own Motion in UIC Corrections, USEPA Amendments (July 1, 2005 through December 31, 2005), R06-16; RCRA Subtitle D Update, USEPA Amendments (July 1, 2005 through December 31, 2005 and August 1, 2005), R06-17; RCRA Subtitle C Update, USEPA Amendments (July 1, 2005 through December 31, 2005 and August 1, 2005), R06-18 (consolidated).

On September 7, 2006, the Board, on its own motion, adopted an order to extend the final adoption deadline until December 6, 2006 in UIC Corrections, USEPA Amendments (July 1, 2005 through December 31, 2005), R06-16; RCRA Subtitle D Update, USEPA Amendments (July 1, 2005 through December 31, 2005 and August 1, 2005), R06-17; RCRA Subtitle C Update, USEPA Amendments (July 1, 2005 through December 31, 2005 and August 1, 2005), R06-18 (consolidated). A notice of the Board's action to extend the statutory adoption deadline under Section 7.2(b) of the Illinois Environmental Protection Act (Act), 415 ILCS 5/7.2(b) (2006) was timely filed with the Secretary of State's Index department and published in the *Illinois Register* at 30 Ill. Reg. 15831(September 29, 2006).

The Board explained had previously extended until September 14, 2006 the original August 5, 2006 deadline for adoption and filing of rules in this consolidated identical in substance rulemaking. The Board first extended the public comment deadline in response to a May 18, 2006 request made by the Illinois Environmental Protection Agency (IEPA) for extension of the public comment period scheduled to close June 5, 2006. In a June 1, 2006 order, the Board granted the IEPA motion extending the close of the public comments until June 30, 2006, and extending the Board's adoption deadline until December 6, 2007. (See *Environmental Register* No. 624 (June, 2006) at page 4 for a summary of the Board's June extension order).

In its September 7, 2006 opinion and order, the Board again found it necessary to extend the deadline for final rule adoption in this identical-in-substance rulemaking. The Board explained that more time was needed than originally anticipated to review the IEPA's detailed June 30, 2006 comments.

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Copies of the Board's deadline extension order in R06-16/17/18 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For additional information contact Michael J. McCambridge at 312-814-6924; e-mail address mccambm@ipcb.state.il.us

Board Timely Adopts Final Opinion and order in Standards and Requirements for Potable Water Well Surveys and for Community Relations Activities Performed in Conjunction with Agency Notices of Threats From Contamination Under P.A. 94-314 (35 Ill. Adm. Code 1600) (R06-23)

On September 7, 2006, the Board timely adopted a final opinion and order in Standards and Requirements for Potable Water Well Surveys and for Community Relations Activities Performed in Conjunction with Agency Notices of Threats From Contamination Under P.A. 94-314 (35 Ill. Adm. Code 1600) (R06-23). Public Act 94-314, effective July 25, 2005, added a new Title VI-D ("Right-To-Know") to the Environmental Protection Act (Act) (415 ILCS 5/1 *et seq.*). Public Act 94-314 required the Board to adopt well survey and community relations rules within 240 days of its effective date (by September 17, 2006). The final rule, effective September 15, 2006, was published at 30 Ill. Reg. 15756 (September 29, 2006).

Public Act 94-314 directed the Illinois Environmental Protection Agency (IEPA) to propose rules requiring potable water well surveys and community relations activities in response to releases of contaminants that have impacted or may impact offsite groundwater or soil. The new Part adopted by the Board codifies procedures currently followed by the IEPA in conducting potable water supply well surveys when those surveys are required under the Act or Board rules. Also required by Public Act 94-314, the new Part defines how the IEPA, or any party authorized by the IEPA, must conduct community relations activities in response to releases of contaminants that have impacted or may impact offsite potable water supply wells. The regulations governing community relations activities are in addition to, but not in lieu of, any existing reporting and notification requirements.

The new Part 1600 contains three subparts. Subpart A contains general information. Subpart B contains the procedures for performing potable water well surveys as part of response actions taken to address releases of contaminants. Subpart C contains the standards and requirements for community relations activities to be developed and implemented when the authorized party agrees to take on the IEPA's notice obligations as part of IEPA-approved community relations activities.

Part 1600 dictates that specified potable water well surveys and community relations activities must be taken in response to releases of contaminants that have impacted or may impact offsite groundwater or soil. The rule includes minimum standards for the performance and documentation of water well surveys required under applicable Board rules. When water well surveys are required, Subpart B requires compliance with minimum standards during site investigations to ensure complete and accurate identification of the existence and location of potable water supply wells.

Copies of the Board's opinion and order in R06-23 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For additional information contact Amy Antonioli at 312-814-3665; e-mail address antonia@ipcb.state.il.us

Board Denies Midwest Generation L. L. C.'s Motion to Hold Additional Hearings in Proposed New 35 Ill. Adm. Code 225 Control of Emissions from Large Combustion Sources (Mercury) (R06-25)

On September 7, 2006, the Board adopted an order denying the August 24, 2006 motion for additional hearings filed by Midwest Generation L.L.C. (Midwest Generation) in Proposed New 35 Ill. Adm. Code 225 Control of Emissions from Large Combustion Sources (Mercury) (R06-25).

In its motion, Midwest Generation addresses two joint statements filed before the end of the August 2006 hearings by the Illinois Environmental Protection Agency (IEPA) with Ameren Energy Generating Company, AmerenEnergy Resource Generating Company, and Electric Energy, Inc. (collectively, Ameren) on July 28, 2006, and by the IEPA with Dynegy Midwest Generation, Inc. (Dynegy) on August 21, 2006. Both joint statements concern proposed Multiple Pollutant Standard (MPS) amendments to be added to the first notice rule proposal. Midwest Generation contended that the MPS amendments require additional hearing before the Board because: first, the MPS creates fundamental issues and questions that require additional hearings; second, the proposed MPS language raises state law issues and questions; third, the MPS raises federal law issues and questions. The Board received three responses to Midwest Generation's motion for additional hearings. The IEPA and Ameren opposed additional hearings while Kincaid Generation L.L.C. (Kincaid) supported the request.

In its order, the Board stated that it appreciated arguments made by both Midwest Generation and Kincaid concerning issues of both federal and state law regarding the inclusion of the MPS in any rule that the Board adopts for second notice. But, the Board stated that it would not discuss or rule on those arguments as part of the motion for additional hearings, finding their consideration more appropriately considered in determining whether or not to include the MPS at second notice.

As to the specific issue of additional hearings, although cognizant of the concerns expressed by Midwest Generation and Kincaid, the Board stated that it was unconvinced that additional hearings will further develop a record in order to address these concerns. Midwest Generation and Kincaid expressed concerns about the inability of participants to fully examine the impacts of the joint statements. Specifically Midwest Generation and Kincaid stated that they were concerned about the potential impact of the MPS on companies that do not opt-in to the voluntary MPS program, on future sulfur dioxide (SO₂), and nitrogen oxide (NO_x) rulemakings, and the specific effect on the operations of Midwest Generation and Kincaid in controlling mercury emissions.

The Board noted that, as pointed out by both the IEPA and Ameren, the Ameren/IEPA joint statement was filed before the beginning of the August hearings. Pre-filed questions were filed addressing many of these issues and follow-up questions further flushed out information relating to these issues. Also, at the hearing, the hearing officer specifically asked several questions on the record concerning not only the joint statements, but also the proposed language from Kincaid. The hearing officer invited all participants to comment on those questions. As a result, the Board stated that it expected that additional information concerning the joint statements as well as many other aspects of the proposal would be filed in the post-hearing comments. For all of these reasons, the Board determined additional hearings were unnecessary.

Copies of the Board's September 7, 2006 opinion and order in R06-25 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For additional information contact Marie Tipsord at 312/ 814-4925; email address tipsordm@ipcb.state.il.us.

Board Adopts First Notice Opinion and Order in Organic Material Emission Standards And Limitations for the Chicago And Metro-East Areas: Proposed Amendments to 35 Ill. Code 218 and 219 (R06-21)

On September 21, 2006, the Board adopted a first notice opinion and order in Organic Material Emission Standards And Limitations for the Chicago And Metro-East Areas: Proposed Amendments to 35 Ill. Code 218 and 219 (R06-21). The rulemaking, based on a proposal filed by the Illinois Environmental Protection Agency (IEPA) on December 22, 2005, seeks to amend the Board's volatile organic material (VOM) rules at 35 Ill. Adm. Code 218 and 219 to allow for the use of add-on controls as a compliance option for operations using cold cleaning solvent degreasing. The proposed amendments affect cold cleaning degreasing operations located in the Chicago and Metro-East ozone nonattainment areas. The proposed amendments were filed with the Secretary of State's Index department for publication in the October 6, 2006 issue of the *Illinois Register*.

The proposed amendments would allow the use of add-on controls as an alternative to using solvents with vapor pressure of 1.0 millimeter of mercury (mmHg) or less on and after November 30, 2006. Additionally, the proposal would allow the use of an equivalent alternative control plan to comply with the control measure requirements. The proposed amendments include testing procedures and recordkeeping requirements for add-on controls and equivalent alternative controls.

Finally, the Board also proposed clean-up amendments to Appendix H in both Parts 218 and 219 consistent with its announced intent to do so in the recently completed consolidated docket R04-12/R04-20. See Clean-Up Part III Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219, R04-20, Technical Corrections to Formulas in 35 Ill. Adm. Code 214 "Sulfur Limitations", R04-12 (cons.) (Mar. 2, 2006). To remedy unintentional omissions from the IEPA proposal, in R06-21 the Board proposed amendments to the "paper coating" note at Appendix H in Part 218 to ensure consistency with the already-amended "paper coating" note at Section 218.204(c). The Board proposed identical amendments to the "paper coating" note at Appendix H in Part 219 to ensure consistency with the already-amended "paper coating" note at Section 219.204(c). To insure that the record in R06-21 adequately supports these additional amendments, the Board on its own motion incorporated by reference the R04-12/20 record into this R06-21 proceeding.

The Board held hearings in R06-21 on April 19, 2006 in Chicago, and on May 17, 2006 in Edwardsville. Currently the Board does not anticipate holding additional hearings in this rulemaking.

Copies of the Board's opinion and order in R06-21 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For additional information contact John Knittle at 217/ 278-3111; email address knittlej@ipcb.state.il.us.

Board Dismisses 5 Identical in Substance Rulemaking Dockets As Unnecessary: Definition of VOM Update, USEPA Amendments (January 1, 2006 through June 30, 2006), R07-1; UIC Update, USEPA Amendments (January 1, 2006 through June 30, 2006), R07-3; RCRA Subtitle D (Municipal Solid Waste Landfill) Update, USEPA Amendments (January 1, 2006 through June 30, 2006), R07-4; UST Update, USEPA Regulations (January 1, 2006 through June 30, 2006), R07-6; Wastewater Pretreatment Update, USEPA Regulations (January 1, 2006 through June 30, 2006), R07-7

Every six months the Board reserves a series of dockets, for adoption of Board rules, to accommodate any rules adopted by the United States Environmental Protection Agency (USEPA) to implement various programs. On September 7, 2006, the Board dismissed as unnecessary five dockets reserved to consider rules adopted by USEPA during the period January 1, 2005 through

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June 30, 2005. In each of the three program areas described below, USEPA adopted no rules during the update period.

Definition of “Volatile Organic Material” (VOM) (R07-1). Sections 7.2 and 9.1(e) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(e) (2006)) requires the Board to adopt regulations that are “identical in substance” to regulations of the United States Environmental Protection Agency (USEPA). 415 ILCS 5/7.2 (2006). Specifically, Section 9.1(e) of the Act (415 ILCS 5/9.1(e) (2006)) relates to the VOM definition, and those compounds that USEPA has found to be exempted from regulation under state implementation plans for ozone due to negligible photochemical reactivity. USEPA has codified these exemptions as part of its definitions at 40 C.F.R. 51.100(s).

Underground Injection Control (UIC) Update (R07-3). Section 13(c) of the Environmental Protection Act (Act) (415 ILCS 5/13(c) (2006)) requires the Board to adopt regulations that are “identical in substance” to regulations of the United States Environmental Protection Agency (USEPA). 415 ILCS 5/7.2 (2006). Specifically, Section 13(c) relates to UIC regulations that USEPA adopted to implement provisions of the Safe Drinking Water Act (42 U.S.C. §§ 300h *et seq.* (2003)). USEPA has codified its UIC regulations at 40 C.F.R. 144 through 148

Resource Conservation and Recovery Act (RCRA) Subtitle D (Municipal Solid Waste Landfill) (MSWLF) (R07-4). Section 22.40(a) of the Environmental Protection Act (Act) (415 ILCS 5/22.40(a) (2006)) requires the Board to adopt regulations that are “identical in substance” to regulations of the United States Environmental Protection Agency (USEPA). 415 ILCS 5/7.2 (2006). Specifically, Section 22.40(a) relates to MSWLF regulations that USEPA adopted to implement Subtitle D of the Resource Conservation and Recovery Act of 1976 (42 U.S.C. §§ 6941-6949 (2003)). USEPA has codified the federal MSWLF rules as 40 C.F.R. 258.

Underground Storage Tank (UST) Program (R07-6). Section 22.4(d) of the Environmental Protection Act (Act) (415 ILCS 5/22.4(d) (2006)) requires the Board to adopt regulations which are “identical in substance,” as defined at Section 7.2 of the Act (415 ILCS 5/7.2 (2006)), to UST regulations promulgated by the USEPA pursuant to Section 9003 of the federal Resource Conservation and Recovery Act of 1976 (RCRA) as amended, 42 U.S.C. § 6991b (2003), to implement Subtitle I of RCRA (42 U.S.C. §§ 6991 *et seq.* (2003)), with certain limitations. USEPA has codified its UST regulations at 40 C.F.R. 281 through 283.

Wastewater Pretreatment (R07-7). Sections 7.2 and 13.3 of the Environmental Protection Act (Act) (415 ILCS 5/7.2 and 13.3 (2006)), require the Board to adopt regulations that are “identical in substance” to regulations of the United States Environmental Protection Agency (USEPA). 415 ILCS 5/7.2 (2006). Specifically, Section 13.3 relates to wastewater pretreatment regulations that the USEPA adopted to implement Sections 307(b), (c), and (d) and 402(b)(8) and (b)(9) of the federal Water Pollution Control Act (FWPCA) (33 U.S.C. §§ 1317(b), (c), and (d) and 1342(b)(8) and (b)(9) (2003)). USEPA has codified the federal wastewater pretreatment rules as 40 C.F.R. 400 through 499.

Copies of the Board’s separate dismissal orders in R07-1, R07-3, R07-4, R07-6, and R07-7 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board’s Web site at www.ipcb.state.il.us.

For additional information contact Mike McCambridge at 312/814-6924; e-mail address: mccambm@ipcb.state.il.us.

Board Actions

September 7, 2006

Via Videoconference

Chicago and Springfield, Illinois

Rulemakings

R06-10	<u>In the Matter of: Proposed Amendments to Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742)</u> – The Board adopted a first notice opinion and order in this rulemaking to amend the Board’s land pollution control regulations.	4-0 R, Land
R06-16 R06-17 R06-18 (cons.)	<u>In the Matter of: UIC Update, USEPA Amendments (July 1, 2005 through December 31, 2005); In the Matter of: RCRA Subtitle D Update, USEPA Amendments (July 1, 2005 through December 31, 2005); In the Matter of: RCRA Subtitle C Update, USEPA Amendments (July 1, 2005 through December 31, 2005 and March 23, 2006)</u> – The Board on the its own motion again extended the decision deadline due to the nature of the public comments received until December 6, 2006.	4-0 R, Land
R06-23	<u>In the Matter of: Standards and Requirements for Potable Water Well Surveys and for Community Relations Activities Performed in Conjunction with Agency Notices of Threats from Contamination Under P.A. 94-314: New 35 Ill. Adm. Code Part 1505</u> – The Board timely adopted a final opinion and order in this statutorily-required rulemaking which amends the Board’s public water supply regulations.	4-0 R, PWS
R06-25	<u>In the Matter of: Proposed New 35 Ill. Adm. Code 225 Control of Emissions From Large Combustion Sources (Mercury)</u> – The Board denied Midwest Generation L.L.C.’s motion to hold additional hearings.	4-0 R, Air

Adjusted Standards

AS 07-1	<u>In the Matter of: Petition of BP Products North America Inc. for an Adjusted Standard Pursuant to 35 Ill. Adm. Code 720.122</u> – The Board found that BP satisfied jurisdictional requirement of providing notice of its petition for an adjusted standard; granted BP’s motion to file reduced copies of petition and to incorporate appendices A through J from docket AS 06-02 into this petition; and noted that the Board continues to review petition.	4-0 Land
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Administrative Citations

AC 06-20	<u>IEPA v. Georgia Shank and Steve Shank</u> – The Board granted complainant’s motion to withdraw this administrative citation as to respondent Georgia Shank. The Board found that Steve Shank violated Sections 21(p)(1), (p)(3), and (p)(7)	4-0
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of the Act (415 ILCS 5/21(p)(1), (p)(3), and (p)(7) (2004)), and ordered respondent to pay a civil penalty of \$4,500.

- AC 06-30 IEPA v. Rick Linnabury – In response to a joint stipulation and settlement agreement in this administrative citation action involving a Douglas County facility, the Board found that respondent had violated Section 21(p)(1) of the Environmental Protection Act (Act) (415 ILCS 5/21(p)(1) (2004)) and ordered him to pay a civil penalty of \$1,500. The Board also granted the parties' joint motion to dismiss respondent's petition for review, as well as the violation of 415 ILCS 5/21(p) (7) (2004) alleged in the administrative citation. 4-0
- AC 07-2 IEPA v. Robert and Wilma Adams – The Board accepted for hearing this petition for review of an administrative citation against these Woodford County respondents. 4-0

Decisions

- PCB 02-79 People of the State of Illinois v. Walter F. Deemie d/b/a River City Demolition – In this air enforcement action concerning a Sangamon County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), and accepted a stipulation and settlement agreement, ordering the respondent to pay a total civil penalty of \$8,000, and to cease and desist from further violations. 4-0
A-E
- PCB 04-107 People of the State of Illinois v. Peter Babaniotis – In this air enforcement action concerning a Will County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$19,215, and to cease and desist from further violations. Babaniotis further agreed to submit to the Illinois Environmental Protection Agency (IEPA) within 60 days of the Board order a revised Corrective Action Completion Report (CACR) addressing each deficiency in the 2003 CACR outlined in the IEPA's October 22, 2003 letter rejecting that CACR. 4-0
L -E
- PCB 05-203 People of the State of Illinois and Homewood Disposal Service, Inc. – In this air enforcement action concerning a Cook County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), and accepted a stipulation and settlement agreement, ordering the respondent to pay a total civil penalty of \$20,000, and to cease and desist from further violations. 4-0
A-E
- PCB 06-117 People of the State of Illinois v. Saline County Landfill, Inc. – In this land enforcement action concerning a Saline County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), and accepted a stipulation and settlement agreement, ordering the respondent to pay a total civil penalty of \$8,000, and to cease and desist from further violations. 4-0
L-E

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PCB 06-137	<u>City of Springfield, Illinois v. IEPA</u> – The Board granted petitioner a 5 year variance, subject to conditions, from 35 Ill. Adm. Code 302.206 to allow Springfield to build temporary dams to create an emergency water source during drought events. The variance applies to dissolved oxygen in the following portions of the Sangamon River: (1) the six-mile pool created on the Sangamon River by any temporary dams; (2) the 5.5-mile pool on the South Fork of the Sangamon River created by any temporary dams; (3) the South Fork below the dam to its confluence with the Sangamon River; and (4) up to 12.17 miles downstream of the temporary Sangamon River dam to the rock and crib dam (between river mile 85.24 and 73.07).	4-0 W-V
PCB 06-182	<u>People of the State of Illinois v. Kirsea Builders, Inc.</u> – In this air enforcement action concerning a Will County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), and accepted a stipulation and settlement agreement, ordering the respondent to pay a total civil penalty of \$3,200, and to cease and desist from further violations.	4-0 W-E
PCB 07-4	<u>People of the State of Illinois v. Village of Tinley Park</u> – In this water enforcement action concerning a Cook County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$14,000, and to cease and desist from further violations. But, the civil penalty is mitigated to \$5,000, provided respondent undertakes a supplemental environmental project (SEP) that has an approximate value of \$30,000. The SEP involves restoration and stabilization of the stream bank along Midlothian Creek in the areas of Gentry Lane and Lakewood Drive in the Edgewater Walk subdivision, to improve water quality in the Little Calumet watershed.	4-0 W-E
PCB 07-7	<u>People of the State of Illinois v. City of Belvidere and CES, Inc.</u> – In this water enforcement action concerning a Saline County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), and accepted a stipulation and settlement agreement, ordering the respondents to pay a total civil penalty of \$15,000, and to cease and desist from further violations.	4-0 W-E

Motions and Other Matters

PCB 96-98	<u>People of the State of Illinois v. Skokie Valley Asphalt, Co., Inc., Edwin L. Frederick, Jr. individually and as owner and President of Skokie Valley Asphalt Co., Inc., and Richard J. Frederick individually and as owner and Vice President of Skokie Asphalt Co., Inc.</u> – The Board accepted the appeal of the 9/8/06 hearing officer order, which the Board affirmed in part and reversed in part. The Board granted respondents' motion to quash the discovery depositions of their attorneys, and denied the People's motion for protective order. The Board set up a strict schedule for the completion of discovery on the attorney fees issue, ordered that hearing be held no later than 12/22/06, and that all briefing be completed by 1/19/07.	4-0 W-E
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Environmental Register – September 2006

PCB 03-95	<u>Abitec Corporation v. IEPA</u> – The Board granted this LaSalle County facility’s motion for voluntary dismissal of this underground storage tank appeal.	4-0 UST Appeal
PCB 03-129 PCB 03-130 PCB 03-131 PCB 03-136 PCB 03-137 PCB 04-171	<u>Keller Oil (May 1, 2000 - August 31, 2001) v. IEPA</u> – The Board granted this Coles County facility’s motion for voluntary dismissal of these consolidated underground storage tank appeals.	4-0 UST Appeal
PCB 06-27	<u>People of the State of Illinois v. Joel Hillman</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land enforcement action involving a Lake County facility, the Board ordered publication of the required newspaper notice.	4-0 A-E
PCB 06-177	<u>People of the State of Illinois v. Sheridan Sand & Gravel Co.</u> – The Board denied respondent’s motion to dismiss.	4-0 L-E
PCB 06-179	<u>Illinois State Toll Highway Authority v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this facility in Cook County.	4-0 UST Appeal
PCB 07-6	<u>J. D. Streett & Company, Inc. v. Illinois Environmental Protection Agency</u> – The Board accepted for hearing this amended underground storage tank appeal involving a Fulton County facility.	4-0 UST Appeal
PCB 07-11	<u>Lincolnshire/State Oil S&S Petroleum v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Lake County facility.	4-0 UST Appeal
PCB 07-12	<u>Fedex Ground Package System, Inc. v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Cook County facility. The Board reserved ruling on respondent's motion for summary judgment.	4-0 UST Appeal
PCB 07-13	<u>People of the State of Illinois v. Ray F. Landers, individually, and Equipping the Saints Ministry International, Inc., an Illinois not-for-profit corporation</u> – The Board accepted for hearing this air enforcement action involving a site located in Sangamon County.	4-0 A-E

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PCB 07-14	<u>Conocophillips Company v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a DuPage County facility.	4-0 UST Appeal
PCB 07-15	<u>Joyce Farms Recycling, Inc. v. IEPA</u> – The Board accepted for hearing this permit appeal involving a Kankakee County facility.	4-0 P-A, Land

September 21, 2006

Chicago, Illinois

Rulemakings

R06-21	<u>In the Matter of: Organic Material Emissions Standards and Limitations for the Chicago and Metro-East Areas: Proposed Amendments to 35 Adm. Code 218 and 219</u> – The Board adopted a first notice opinion and order in this rulemaking to amend the Board’s air pollution control regulations.	4-0 R, Air
R07-1	<u>Definition of VOM Update, USEPA Amendments (January 1, 2006 through June 30, 2006)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its volatile organic emission regulations during the update period of January 1, 2006 through June 30, 2006.	4-0 R, Air
R07-3	<u>UIC Update, USEPA Amendments (January 1, 2006 through June 30, 2006)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its underground injection control regulations during the update period of January 1, 2006 through June 30, 2006.	4-0 R, Land
R07-4	<u>RCRA Subtitle D (Municipal Solid Waste Landfill) Update, USEPA Amendments (January 1, 2006 through June 30, 2006)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its municipal solid waste landfill regulations during the update period of January 1, 2006 through June 30, 2006.	4-0 R, Land
R07-6	<u>UST Update, USEPA Amendments (January 1, 2006 through June 30, 2006)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its underground storage tank regulations during the update period of January 1, 2006 through June 30, 2006.	4-0 R, Land
R07-7	<u>Wastewater Pretreatment Update, USEPA Amendments (January 1, 2006 through June 30, 2006)</u> – The Board dismissed this reserved identical-in-	4-0 R, Water

Environmental Register – September 2006

substance docket because the United States Environmental Protection Agency did not amend its wastewater pretreatment regulations during the update period of January 1, 2006 through June 30, 2006.

Adjusted Standards

AS 06-4	<u>In the Matter of: Petition of Big River Zinc Corporation for an Adjusted Standard Under 35 Ill. Adm. Code 720.131(c)</u> – The Board accepted the amended petition of Big River Zinc Corporation for review, noting that it would proceed to a final determination consistent with the Board’s August 4, 2006 grant of expedited review.	4-0 Land
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Administrative Citations

AC 05-40	<u>IEPA v. Northern Illinois Service Company</u> – The Board entered an interim opinion and order finding respondent violated Section 21(p)(1) of the Act (415 ILCS 5/21(p)(1) (2004)) and assessing a penalty of \$3,000. The Board ordered the Clerk of the Board and the Environmental Protection Agency to file within 14 days a statement of hearing costs, supported by affidavit, with service on respondent. Respondent may respond to the cost statement within 14 days of service.	4-0
AC 05-70	<u>IEPA v. James Stutsman</u> – The Board entered an interim opinion and order finding respondent violated Sections 21(p)(1) and (p)(7) of the Act (415 ILCS 5/21(p)(1), (p)(7) (2004)) and assessing a penalty of \$3,000. The Board ordered the Clerk of the Board and the Environmental Protection Agency to file within 14 days a statement of hearing costs, supported by affidavit, with service on respondent. Respondent may respond to the cost statement within 14 days of service.	4-0
AC 06-54	<u>City of Chicago Department of Environment v. Mr. Bult’s Inc.</u> – The Board on its own motion dismissed this administrative citation for lack of service.	4-0
AC 06-55	<u>County of Wayne v. Julian Buchanan</u> – The Board granted respondent’s motion for reconsideration of its August 6, 2006 default order, and accepted respondent’s petition for review for hearing.	4-0
AC 06-59	<u>City of Chicago Department of Environment v. Mr. Bult’s Inc.</u> – The Board on its own motion dismissed this administrative citation for lack of service.	4-0

Decisions

PCB 06-183	<u>People of the State Illinois v. Lazar Brothers Trucking, Inc. an Illinois corporation</u> – In this water enforcement action concerning a Kane County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$5,500, and to cease and desist from further	4-0 W-E
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Environmental Register – September 2006

violations.

PCB 07-8	<u>People of the State of Illinois v. The City of Harvey, a municipal corporation in the State of Illinois</u> – In this land enforcement action concerning a Cook County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$10,000, and to cease and desist from further violations.	4-0 L-E
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Motions and Other Matters

PCB 03-177	<u>Cady Oil Co. v. IEPA</u> – The Board granted this Peoria County facility’s motion for voluntary dismissal of this underground storage tank appeal.	4-0 UST Appeal
PCB 06-3	<u>People of the State of Illinois v. Lake Egypt Water and Wastewater District</u> – 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 involving a Williamson County facility, the Board ordered publication of the required newspaper notice.	4-0 W-E
PCB 06-16	<u>People of the State of Illinois v. Ogoco, Inc.</u> – The Board granted complainant’s motion for summary judgment. The Board found that respondent violated Sections 12(a) and 12(d) of the Act (415 ILCS 5/12(a), 12(d) (2004)) and Sections 302.203, 304.105, and 304.106 of the Board’s water regulations (35 Ill. Adm. Code 302.203, 304.105, 304.106), ordering the respondent to pay a total civil penalty of \$28,000, and to cease and desist from further violations.	4-0 W-E
PCB 06-35	<u>People of the State of Illinois v. Quantum Color Graphics, L.L.C.</u> – 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 involving a Cook County facility, the Board ordered publication of the required newspaper notice.	4-0 A-E
PCB 06-53	<u>C&F Packing Company, Inc. v. IEPA and Lake County</u> – The Board accepted this petition for variance on behalf of a Lake County facility for hearing. The Board also granted Lake County’s unopposed motion for joinder, adding Lake Villa and Fox Lake as respondents to this variance proceeding. The Board took no action on other currently-pending motions.	4-0 W-V
PCB 06-76	<u>Gateway FS, Inc. v. IEPA</u> – The Board granted this Monroe County facility’s motion for voluntary dismissal of this underground storage tank appeal.	4-0 UST Appeal
PCB 06-141	<u>Flagg Creek Water Reclamation District v. Village of Hinsdale, Metropolitan</u>	3-0

Environmental Register – September 2006

	<u>Water Reclamation District of Greater Chicago, Illinois Department of Transportation, and DuPage</u> – The Board denied respondent Metropolitan Water Reclamation District of Greater Chicago’s motion to strike and dismiss count II of Flagg Creek Water Reclamation District (FCWRD) amended complaint and directed the hearing officer to proceed expeditiously to hearing. The Board reserved ruling on the Village of Hinsdale’s request that the Board issue an order dismissing FCWRD’s complaint against it, directing the hearing officer to adopt a briefing schedule for the motion.	Melas abstained Citizens W-E
PCB 06-171	<u>American Bottom Conservancy v. IEPA and United States Steel Corporation – Granite City Works</u> – The Board granted respondents’ motions to dismiss in part and denied them in part, and directed the hearing officer to proceed to hearing on the sole remaining issue of whether the Illinois Environmental Protection Agency’s (IEPA’s) correctly denied the request for a public hearing. The Board also granted petitioner American Bottom Conservancy’s (American Bottom) motion for Edward J. Heisel to appear <i>pro hac vice</i> , and accepted the IEPA’s amended record. Further, the Board granted American Bottom’s motion to supplement the record in part and denied the motion in part, accepting only those documents that pre-date the IEPA’s decision of March 31, 2006.	4-0 P-A, NPDES 3d Party
PCB 06-173	<u>People of the State of Illinois v. First Country Homes, L.L.C.</u> – The Board granted complainant’s motion to dismiss respondent’s affirmative defenses with prejudice, ordering hearing to proceed.	4-0 W-E
PCB 06-189 PCB 06-190 (cons.)	<u>L. Keller Oil Properties / Farina v. IEPA</u> – The Board reserved ruling on petitioner’s motion for authorization of settlement, ordering parties to make additional filings on or before October 23, 2006.	4-0 UST Appeal
PCB 07-10	<u>Citgo Petroleum Corporation v. IEPA</u> – The Board granted petitioner’s motion to stay effectiveness of certain conditions in the re-issued National Pollutant Discharge Elimination System Permit.	4-0 P-A, NPDES
PCB 07-16	<u>People of the State of Illinois v. CSX Transportation, Inc.</u> – The Board accepted for hearing this water enforcement action involving a site located in St. Clair County.	4-0 W-E
PCB 07-18	<u>Frey Enterprises, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this St. Clair County facility.	4-0 UST Appeal 90-Day Ext.
PCB 07-19	<u>Frey Enterprises, Inc. v. IEPA</u> - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this St. Clair County facility.	4-0 UST Appeal 90-Day Ext.

New Cases

September 7, 2006 Board Meeting

07-011 Lincolnshire/State Oil S&S Petroleum v. IEPA – The Board accepted for hearing this underground storage tank appeal involving a Lake County facility.

07-012 Fedex Ground Package System, Inc. v. IEPA – The Board accepted for hearing this underground storage tank appeal involving a Cook County facility. The Board reserved ruling on respondent's motion for summary judgment.

07-013 People of the State of Illinois v. Ray F. Landers, individually, and Equipping the Saints Ministry International, Inc., an Illinois not-for-profit corporation – The Board accepted for hearing this air enforcement action involving a site located in Sangamon County.

07-014 Conocophillips Company v. IEPA – The Board accepted for hearing this underground storage tank appeal involving a DuPage County facility.

07-015 Joyce Farms Recycling, Inc. v. IEPA – The Board accepted for hearing this permit appeal involving a Kankakee County facility.

AC 07-009 IEPA v. Charles F. Kinsel – The Board accepted an administrative citation against this Fulton County respondent.

AC 07-010 IEPA v. Michael Rickard – The Board accepted an administrative citation against this Mason County respondent.

AC 07-011 County of Cole v. Veolia ES Orchard Hills Landfill, Inc. – The Board accepted an administrative citation against this Cole County respondent.

AC 07-012 IEPA v. Francis E. Morris – The Board accepted an administrative citation against this Gallatin County respondent.

September 21, 2006 Board Meeting

07-016 People of the State of Illinois v. CSX Transportation, Inc. – The Board accepted for hearing this water enforcement action involving a site located in St. Clair County.

07-017 Dale L. Stanhibel v. Tom Halat d/b/a Tom's Vegetable Market – The Board held for a later duplicative/frivolous determination this citizens' air and noise enforcement action involving a Jackson County facility.

07-018 Frey Enterprises, 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 this St. Clair County facility.

07-019 Frey Enterprises, 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 this St. Clair County facility.

AC 07-013 Chicago Department of Environment v. Mr. Bult's (Liberty Waste Transfer Station) – The Board accepted an administrative citation against this Cook County respondent.

AC 07-014 County of LaSalle v. Eric and Sarah Cook – The Board accepted for hearing this petition for review of an administrative citation against these LaSalle County respondents.

AC 07-015 IEPA v. Glenn and Brenda York – The Board accepted for hearing this petition for review of an administrative citation against these Morgan County respondents.

AC 07-016 IEPA v. Dennis Ballinger – The Board accepted an administrative citation against this Edgar County respondent.

Calendar

<p>10/5/06 11:00 AM</p>	<p><u>Illinois Pollution Control Board Meeting</u></p>		<p>Illinois Pollution Control Board Michael A. Bilandic Building 160 North LaSalle Street Room N-505 Chicago</p>
<p>10/10/06 9:00 AM</p>	<p>R06-26</p>	<p>In the Matter of: Proposed New Clean Air Interstate Rule (CAIR) SO₂, NO_x Annual and NO_x Ozone Season Trading Programs, 35 Ill. Adm. Code 225. Subparts A, C, D and E (to be continued day-to-day until business is completed or until October 20, 2006)</p>	<p>IEPA Office Building Training Room 1214 West 1021 North Grand Avenue East (North Entrance) Springfield</p>
<p>10/19/06 11:00 AM</p>	<p><u>Illinois Pollution Control Board Meeting</u></p>		<p>James R. Thompson Center Room 9-040 100 W. Randolph Street Chicago</p>
<p>10/24/06 9:00 AM</p>	<p>PCB 03-191</p>	<p>People of the State of Illinois v. Community Landfill Company, Inc. and City of Morris (to be continued day-to-day until business is completed or until October 27, 2006)</p>	<p>The Grundy County Administrative Center Board Room 1320 Union Street Morris</p>
<p>10/31/06 10:00 AM</p>	<p>R06-11</p>	<p>In the Matter of: Proposal of Vaughan & Bushnell Manufacturing Company of Amendment to a Site-Specific Rule 35 Ill. Adm. Code 901.121</p>	<p>Illinois Pollution Control Board Hearing Room 1021 N. Grand Avenue E., North Entrance Springfield</p>
<p>11/2/06 11:00 AM</p>	<p><u>Illinois Pollution Control Board Meeting</u></p>		<p>Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago And 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield</p>
<p>11/2/06 1:30 PM</p>	<p>R04-25</p>	<p>In the Matter of: Proposed Amendments to Dissolved Oxygen Standard 35 Ill. Adm. Code 302.206</p>	<p>IEPA North Entrance TQM Room 1000 E. Converse Springfield</p>

Environmental Register – September 2006

11/3/06 10:00 AM	R04-25	In the Matter of: Proposed Amendments to Dissolved Oxygen Standard 35 Ill. Adm. Code 302.206	IEPA North Entrance TQM Room 1000 E. Converse Springfield
11/14/06 1:00 PM	AC 05-47	Illinois Environmental Protection Agency v. Stacy Hess	City Hall Council Chambers 111 South Capitol Street Pekin
11/16 /06 11:00 AM	<u>Illinois Pollution Control Board Meeting</u>		James R. Thompson Center Room 9-040 100 W. Randolph Street Chicago
11/20/06 1:00 PM	PCB 06-171	American Bottoms Conservancy v. Illinois Environmental Protection Agency and United States Steel Corporation – Granite City Works	County Board Room 203 Madison County Administration Building 157 N. Main Street Edwardsville
11/28/06 9:00 AM	R06-26	In the Matter of: Proposed New Clean Air Interstate Rule (CAIR) SO ₂ , NO _x Annual and NO _x Ozone Season Trading Programs, 35 Ill. Adm. Code 225. Subparts A, C, D and E (to be continued day-to-day until business is completed or until December 8, 2006)	James R. Thompson Center Room 2-025 100 W. Randolph Street Chicago
12/7/06 11:00 AM	<u>Illinois Pollution Control Board Meeting</u>		Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago And 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield
12/11/06 9:00 AM	PCB 97-193	People of the State of Illinois v. Community Landfill Company, Inc. (Consolidated: PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris
12/11/06 9:00 AM	PCB 04-207	People of the State of Illinois v. Edward Pruum, an individual, and Robert Pruum, an individual (Consolidated PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris
12/12/06 9:00 AM	PCB 97-193	People of the State of Illinois v. Community Landfill Company, Inc. (Consolidated: PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris

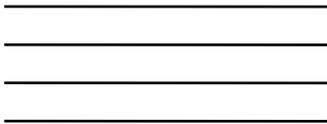
Environmental Register – September 2006

12/12/06 9:00 AM	PCB 04-207	People of the State of Illinois v. Edward Pruum, an individual, and Robert Pruum, an individual (Consolidated PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris
12/13/06 9:00 AM	PCB 97-193	People of the State of Illinois v. Community Landfill Company, Inc. (Consolidated: PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris
12/13/06 9:00 AM	PCB 04-207	People of the State of Illinois v. Edward Pruum, an individual, and Robert Pruum, an individual (Consolidated PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris
12/14/06 9:00 AM	PCB 97-193	People of the State of Illinois v. Community Landfill Company, Inc. (Consolidated: PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris
12/14/06 9:00 AM	PCB 04-207	People of the State of Illinois v. Edward Pruum, an individual, and Robert Pruum, an individual (Consolidated PCB 97-193 and PCB 04-207)	The Grundy County Administrative Center Board Room 1320 Union Street Morris
12/21/06 11:00 AM	<u>Illinois Pollution Control Board Meeting</u>		James R. Thompson Center Room 9-040 100 W. Randolph Street Chicago

The Illinois Pollution Control Board is an independent five-member board that adopts environmental control standards, rules on enforcement actions, and other environmental disputes for the State of Illinois.

The *Environmental Register* is published monthly by the Board, and contains updates on rulemakings, descriptions of final decisions, the Board's hearing calendar, and other environmental law information.

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