

RECEIVED
CLERK'S OFFICE
MAY 18 2010
STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
May 18, 2010

IN THE MATTER OF:)
)
PETITION OF WESTWOOD LANDS, INC.)
FOR AN ADJUSTED STANDARD FROM) AS 09-3
PORTIONS OF 35 ILL. ADM. CODE 807.104) (Adjusted Standard - Air)
AND 35 ILL. ADM. CODE 810.103 OR, IN
THE ALTERNATIVE, A FINDING OF
INAPPLICABILITY

ORIGINAL

HEARING OFFICER ORDER

On June 22, 2009, Westwood Lands, Inc. (Westwood) filed an amended petition for an adjusted standard or, in the alternative, a finding of inapplicability. On January 7, 2010, the Board issued an opinion and order denying both Westwood's petition for an adjusted standard and its alternative request for a finding of in applicability.

After the Board granted an extension of the time to do so, Westwood on April 2, 2010, filed a motion for reconsideration of the Board's January 7, 2010 opinion and order (Mot.). In the motion, Westwood reports that its consultant, Civil & Environmental Consultants, Inc. (CEC), submitted 15 samples of steelmaking slag fines for laboratory analysis "using TCLP method 1311 (USEPA publication number EPA-530/SW-846)." Mot. at 4. Westwood included a summary of the results as Exhibit 1 to its motion for reconsideration. Mot., Exh. 1 (Report on Slag Sampling and Analysis). Westwood noted that "[t]he laboratory report and documentation for the Westwood sampling is 152 pages." Mot. at 4 n.6. Westwood indicated that, because it had provided a summary and in order to reduce the amount of paper used, it did not submit the full 152-page report. *Id.* However, Westwood stated that it "will provide that laboratory package upon the Board's (or Board staff's) request. . . ." *Id.*

To augment the summary it has provided as Exhibit 1, Westwood is directed to file the complete laboratory report and documentation for the TCLP testing summarized in Exhibit 1.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 18, 2010, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on May 18, 2010:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601



Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

AS 2009-003
William Ingersoll
IEPA
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

AS 2009-003
Elizabeth S. Harvey
Swanson, Martin & Bell
One IBM Plaza
330 N. Wabash, Suite 3300
Chicago, IL 60611

AS 2009-003
John P. Arranz
Swanson, Martin & Bell
One IBM Plaza
330 N. Wabash, Suite 3300
Chicago, IL 60611