

ILLINOIS POLLUTION CONTROL BOARD  
September 21, 1995

IN THE MATTER OF: )  
 )  
ILLINOIS CAST METALS ASSOCIATION' )  
PROPOSED AMENDMENT FOR )  
EXISTING LANDFILLS ACCEPTING ) R96-3  
POTENTIALLY USABLE STEEL OR FOUNDRY ) (Rulemaking - Land)  
INDUSTRY WASTE: 35 ILL. ADM. CODE )  
814.902 (STANDARDS FOR OPERATION )  
AND CLOSURE). )

ORDER OF THE BOARD (by C.A. Manning):

On September 6, 1995 the Illinois Cast Metals Association (ICMA) filed a proposal seeking to amend Section 814.902 of the landfill regulations, Standards for Operation and Closure. ICMA was one of the proponents in R90-26(b) wherein the Board adopted the provisions ICMA now seeks to amend. At this time, ICMA proposes an exemption process from the regulatory requirement that no part of unit be located within a recharge zone or within 1200 feet of a stratigraphic unit containing Class I or Class III groundwater. (See Section 817.309(b).) The ICMA seeks to add amendatory language to Section 814.902 allowing the Agency to grant the exemption upon a demonstration that the unit will not impact existing or potential potable water supply wells located downgradient of the unit.

The Board finds that the petition meets the minimum requirements of 35 Ill. Adm. Code 102.160(a), and accordingly accepts the matter for hearing. We hereby direct the hearing officer assigned to this matter to schedule hearings as required pursuant to Title VII the Environmental Protection Act (415 ILCS 5/26 et seq.); however due to the brevity of the petition<sup>1</sup>, the hearing officer order will also establish a schedule for pre-filed testimony.

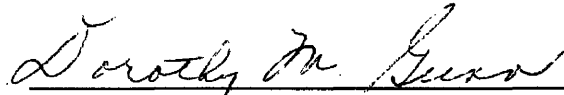
Additionally, the proponent has filed a motion to waive 35 Ill. Adm. Code 102.121(h), which requires any regulatory proposal to be accompanied by a petition signed by 200 persons. The Board hereby grants the motion to waive the 200-signature requirement.

IT IS SO ORDERED.

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<sup>1</sup>The petition attaches no technical support documents nor does it reference any technical basis for seeking a rule change. Additionally, the petition merely contains a one paragraph synopsis of testimony.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 21<sup>st</sup> day of September, 1995, by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board