

ILLINOIS POLLUTION CONTROL BOARD
January 20, 1994

IN THE MATTER OF:)
)
STAGE II VAPOR RECOVERY IN) R93-28
THE METRO-EAST AREA: REPEAL) (Rulemaking)
OF 35 ILL. ADM. CODE 219.586)

CONCURRING OPINION (by J. Theodore Meyer):

I concur with the majority's decision to proceed to second notice of the repeal of 35 Ill. Adm. Code 219.586. I do so because I believe that the Illinois General Assembly intended the state's requirements for Stage II vapor recovery to be no more stringent than required by the federal Clean Air Act. (415 ILCS 5/10.) However, in the absence of that provision, I would prefer that the Stage II requirement apply to the Metro-East area. I believe that Stage II is an important complement to on-board vapor recovery (OBVR) systems, since Stage II would have an immediate impact.

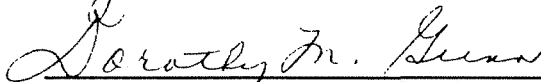
I believe that a number of gasoline stations in the Metro-East area have already retrofitted their facilities to include some Stage II equipment. In many of those cases, the owner of the station is capitalizing the expense, while charging the tenant an increased rent to cover the costs of those upgrades. I urge the owners and operators of those stations to demonstrate leadership in the environmental area, and to operate Stage II vapor recovery equipment voluntarily. Given the relatively modest operational costs, and the fact that the majority of the equipment has been paid for and installed, this is an opportunity to gain accolades for voluntary steps to reduce air pollution in the St. Louis airshed.

For these reasons, I concur.



J. Theodore Meyer
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above concurring opinion was filed on the 21st day of January, 1994.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board