

ILLINOIS POLLUTION CONTROL BOARD
August 18, 1988

IN THE MATTER OF:)
)
PROPOSED RULE CONCERNING DEPARTMENT)
OF ARMY MAINTENANCE DREDGING OF THE) R88-15
ILLINOIS WATERWAY)
)
)
)

ORDER OF THE BOARD (by J. Marlin):

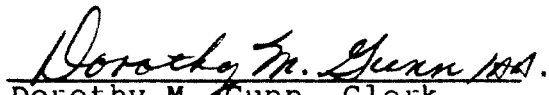
On June 30, 1988, the Department of Army, Rock Island District, Army Corps of Engineers (Army), filed a rulemaking proposal concerning its dredging activities in the Illinois River Waterway. Accompanying that proposal was a motion to waive the 200 signature requirement set forth by Section 28 of the Illinois Environmental Protection Act. The motion is granted, and this matter is accepted for hearing.

In addition, Army requests that the Board delay scheduling a hearing to allow Army time to conduct further studies. The Board notes that its Order of September 17, 1987 (PCB 87-38), which granted Army variance from 35 Ill. Adm. Code 304.105 as it applies to various water quality standards, conditioned that variance upon Army's filing for site-specific relief by July 1, 1988. As a result, the Board instructs the Hearing Officer to schedule a hearing consistent with Army's ability to proceed with this matter.

As a final matter, Army proposes amendments to 35 Ill. Adm. Code 302, Water Quality Standards; however, the requested regulatory relief might be better classified as amendments to Part 304, Effluent Standards. The Hearing Officer is directed to issue orders, as needed, so as to ensure that an appropriately drafted proposal is considered at hearing.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 18th day of August, 1988, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board