

ILLINOIS POLLUTION CONTROL BOARD  
February 20, 1985

IN THE MATTER OF: )  
 )  
CLIFFORD-JACOBS FORGING ) R83-25  
COMPANY PETITION FOR A )  
SITE-SPECIFIC OPERATIONAL )  
LEVEL PURSUANT TO 35 ILL. )  
ADM. CODE 901.105(d) )

PROPOSED RULE. SECOND NOTICE.

PROPOSED OPINION AND ORDER OF THE BOARD (by J. Marlin):

In its Proposed Opinion and Order of December 6, 1984, the Board proposed to adopt a new rule, 35 Ill. Adm. Code 901.119. First notice of this proposal was published at 9 Ill. Reg. 29 on January 4, 1985. The first notice comment period expired on February 19, 1985. The Administrative Code Unit submitted a comment on January 24, 1985 concerning Illinois Register first notice format. On January 3, 1985, Engineering Dynamics International of St. Louis, Missouri suggested adding a subsection c to the proposed rule: "[w]hen upgrading facility, replace worn out hammers with those that produce less sound". The engineer also suggested that Clifford-Jacobs buy nearby land as an economical buffer zone. No other comments have been received.

In response to the comments by Engineering Dynamics International, while the record does not show if surrounding land is available for purchase by Clifford-Jacobs, the Board doubts that such action would be beneficial. Regardless of who owns the surrounding land, the noise levels would remain the same when measured at the Class A residences. The Board declines to add a subsection c. The idea of upgrading with less noisy equipment is already mentioned on page three of the December 6, 1984 Opinion. The hearing record does not provide adequate support for requiring such equipment or even establish that it currently exists. If noise levels become excessive, citizens have the right to initiate proceedings to change the rule.

Therefore, the Board directs that second notice of the following proposed rule be submitted to the Joint Committee on Administrative Rules:

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE H: NOISE  
CHAPTER I: POLLUTION CONTROL BOARD

PART 901  
SOUND EMISSION STANDARDS AND LIMITATIONS  
FOR PROPERTY LINE-NOISE-SOURCES

Section 901.119                      Clifford-Jacobs Operational Level

Clifford-Jacobs Forging Company and future owners of the forging facility located at North Market Street, Champaign, Illinois, shall comply with the following site-specific operational level:

- a) Operate no more than fourteen hammers at any one time; and
- b) Operate its forging hammers only between the hours of 6:00 a.m. and 11:00 p.m. Monday through Saturday.

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 20<sup>th</sup> day of February, 1985 by a vote of 5-0.

Dorothy M. Gunn  
 Dorothy M. Gunn, Clerk  
 Illinois Pollution Control  
 Board