

ILLINOIS POLLUTION CONTROL BOARD
March 21, 1984

RHEEM MANUFACTURING COMPANY,)
CONTAINER DIVISION,)
)
Petitioner,)
)
v.) PCB 83-79
)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by B. Forcade):

On March 1, 1984, Rheem moved this Board to reconsider the January 26, 1984 Order in this case. Rheem requested that the 240,000 lbs/yr VOC limitation of Condition #2 be deleted or modified to 3,951 lbs/day. The record here does not contain positive statements that 3,951 lbs/day will not interfere with attainment or maintenance of the National Ambient Air Quality Standard for ozone. If Rheem believes that number is supportable, it is free to file another petition and provide justification for its claim. However, the present record is tied to a 20% reduction in 1982 solvent useage, i.e., 240,000 lbs/yr. Accordingly, the Board imposed that limitation.

Rheem asserts this Board has no authority to limit Rheem's production. Section 35 of the Environmental Protection Act precludes variances that will cause air quality violations. Rheem's statements of non-violation are tied to 240,000 lbs/yr (Pet. par. 10).

The motion for reconsideration is granted, the motion to modify is denied.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 21st day of March, 1984 by a vote of 6-0.

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board