

ILLINOIS POLLUTION CONTROL BOARD
October 6, 1983

IN THE MATTER OF:)
)
PROPOSED AMENDMENT TO) R 83-9
35 ILL. ADM. CODE 602.113(c))
TO ALLOW ALGICIDE PERMITS)
GREATER DURATION)

PROPOSED RULE. SECOND NOTICE.

ORDER OF THE BOARD (by W. J. Nega):

The rules adopted for First Notice on July 26, 1983 in this matter were published on August 19, 1983 in the Illinois Register, Volume 7, Issue 34. First Notice expired on October 4, 1983. Only one public comment on the proposed Opinion and Order was received which was from the Administrative Code Unit of the Illinois Secretary of State. The Secretary of State's Office suggested that, under the new rules on rulemaking procedures, the entire table of contents for Part 602: Permits should be included along with the Board's main source notes. Additionally, slight changes in two of the source notes were suggested. The Board will incorporate the suggestions of the Secretary of State into the Proposed Opinion and Order and will hereby adopt the proposed regulation for Second Notice pursuant to Section 5.01(b) of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1981, ch. 127, par. 1005.1(b), as amended).

The Board hereby proposes to adopt the following rule, second notice which amends Section 602.110 and Section 602.113(c) of Title 35: Environmental Protection, Subtitle F: Public Water Supplies as follows:

Section 602.110 Algicide Permits

- a) All applications for algicide permits shall contain:
 - a) 1) the name and certificate number of the certified operator supervising the application of the algicide,
 - b) 2) a statement describing the extent of the algae problem, history of any past algae problems, and algicide treatments, and a description of any fish kills which have resulted from treatments in the past; and

- e+ 3) adequate information to support exceeding the limits as stated in 35 Ill. Adm. Code 302: Water Quality Standards.

- b) After any algicide permit is issued, and before the permit expires by its stated terms, if there is any major change either in the operation of the public water supply, or in algae growth, which affects the use of copper sulfate as outlined in the permit, the public water supply shall submit an application for modification of its permit. This application shall contain all of the information required by this subsection (b) and subsection (a) above.

(Source: Amended at 7 Ill. Reg. _____, effective _____.)

Section 602.113 Duration

- a) Construction permits - Construction permits for supply facilities shall be valid for the start of construction within one year from the date of issuance and may be renewed for additional one year periods at the discretion of the Agency. Construction, once started, may continue for four years without permit renewal and may be renewed for periods specified by the Agency at its discretion for each permit renewal.

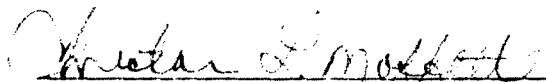
- b) Operation Permits - Operation Permits shall be valid until revoked unless otherwise stated in the permit.

- c) Algicide Permits - Algicide permits shall be valid for the period stated in the permit, but in no case longer than ~~one~~ five years.

(Source: Amended at 7 Ill. Reg. _____, effective _____.)

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 6th day of October, 1983 by a vote of 7-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board