

ILLINOIS POLLUTION CONTROL BOARD
January 7, 1999

WRICO PACKAGING,)
)
 Petitioner,)
)
 v.) PCB 99-97
) (Provisional Variance - Air)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by C.A. Manning):

On January 5, 1999, the Illinois Environmental Protection Agency (Agency) filed a request for provisional variance and notification of recommendation. The Agency recommends that the Board grant a 14-day provisional variance. The provisional variance would allow the petitioner's Cook County facility to repair its thermal oxidizer. In making its recommendation, the Agency states that failure to grant the requested provisional variance for 14 days will result in an arbitrary or unreasonable hardship on the petitioner.

The Board grants the petitioner a provisional variance from the requirement to operate a capture system and control device at all times when the printing line is in operation found at 35 Ill. Adm. Code Part 218.401(c). The Board is required, in a provisional variance, to adopt a formal order, assure formal maintenance of the record, assure the enforceability of the variance, and provide notification of the action by press release. Pursuant to Section 35(b) of the Environmental Protection Act (415 ILCS 5/35(b) (1996)), the Board must issue the provisional variance within two days of the filing.

The Board hereby grants the petitioner a provisional variance beginning on December 31, 1998, and expiring on January 13, 1999, subject to the following conditions:

1. Petitioner must proceed according to the timetable below:
 - a. On or before December 31, 1998, petitioner must remove the motor and ship it to Goding Electric for repair.
 - b. On or before January 9 through 13, 1999, petitioner must install, align and test the repaired motor.
 - c. On or before January 14, 1999, petitioner must insure that the thermal oxidizer is back online and operating in accordance with applicable requirements.

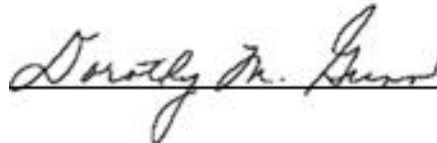
2. Petitioner shall minimize the uncontrolled volatile organic material (VOM) emissions from the two printing presses during the main exhaust fan motor repair by appropriately scheduling the printing operations to lower the VOM emissions as much as possible, both to reduce VOM emissions and any potential odor problem during the period of the variance.
3. During the thermal oxidizer shut down, petitioner must keep the following records, and submit such records to the Agency within seven days of bringing the thermal oxidizer back on line:
 - a. actual amounts of VOM emitted to the atmosphere;
 - b. the actual time the thermal oxidizer is shut down and the actual time the thermal oxidizer is restarted and brought back on line; and
 - c. a list of associated emission units in operation during period specified in condition 1(b) above.
4. Petitioner must submit the records to:

Illinois Environmental Protection Agency
Attention: David Kolaz
Bureau of Air - CASM
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

IT IS SO ORDERED.

Section 41 of the Environmental Protection Act (415 ILCS 5/41 (1996)) provides for the appeal of final Board orders to the Illinois Appellate Court within 35 days of service of this order. Illinois Supreme Court Rule 335 establishes such filing requirements. See 172 Ill. 2d R. 335; see also 35 Ill. Adm. Code 101.246, Motions for Reconsideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 7th day of January 1999 by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board