

ILLINOIS POLLUTION CONTROL BOARD
June 28, 1977

IN THE MATTER OF:)
)
PROCEDURAL RULES REVISIONS) R 77-11
(PART VI(A): HEARINGS UNDER)
RULE 203(i)(10) OF CHAPTER 3)

ORDER OF THE BOARD (by Mr. Goodman):

On May 12, 1977, the Board proposed and set for publication certain additions to Chapter 1: Procedural Rules, setting forth rules for proceedings under Rule 203(i)(10) of Chapter 3: Water Pollution, relating to "artificial cooling lakes." The Board ordered its proposal published, and set a 30-day public comment period. See, R 77-7.

No comments having been received, the Board finds that the amendments are appropriate, and will enact them.

ORDER

It is the Order of the Pollution Control Board that Chapter 1: Procedural Rules, of its Rules and Regulations, be amended to include the following, new Part VI(A):

PART VI(A): HEARINGS PURSUANT TO RULE 203(i)(10) OF
THE WATER POLLUTION CONTROL REGULATIONS

1. Petition - A hearing pursuant to Rule 203(i)(10) of the Water Pollution Control Regulations, Chapter 3 of the Board's Rules and Regulations, shall be commenced by filing a petition for a determination of specific thermal standards pursuant to Rule 203(i)(10)(ee). At the time such petition is filed, the petitioner shall submit to the Agency and to the Board any reports or other evidence which it plans to introduce in support of said petition.
2. Notice and Hearing
 - (a) The Clerk shall give notice of the petition and hearing in accordance with Part III of these Rules. The proceedings shall be in accordance with the Rules set forth in Part III, except as otherwise provided herein:

- (b) In a hearing, the burden of proof shall be on the petitioner.
- (c) Intervention shall be allowed by any party in accordance with Rule 310 of this chapter, except that such intervention shall not be limited by parts 310(a)(1) and 310(a)(2) of that Rule.

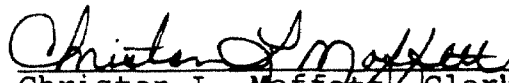
3. Transcripts

- (a) In any proceeding brought pursuant to this Part VI, the petitioner at its own cost shall furnish to the Board within 15 days following the completion of the hearing seven legible copies of a complete stenographic transcript of the proceedings of the hearing.
- (b) Upon petition and good cause shown, the Board may assume such cost.

4. This Part pertaining to Rule 203(i)(10) shall apply to petitions filed subsequent to April 1, 1977.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 28th day of June, 1977 by a vote of 4-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board