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STATE OF ILLINOIS
Pollution Control Board

INTERMET

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March 30, 2004

Certified #: 7000 1670 0004 7429 9800
Return Receipt Requested

Illinois Pollution Control Board
ATTN.: Dorothy M. Gunn, Clerk
James R. Thompson Center
100 W. Randolph St., Suite 11-500
Chicago, IL 60601

PC#9

Reference: Docket R03-9, Proposed New and Updated Rules for Measurement and Numerical Sound Emissions Standards Amendments to 35 ILL. ADM. CODE 901 and 910; and specifically, **35IAC901.113**

Dear Ms. Gunn:

I spoke with Marie Tipsword recently about the reopening of discussion in this matter. She stated that she would notify me when the hearing is scheduled, but also stated that I could resubmit the letter I sent to you last year and it would be entered as a record of public comment.

Upon review of the proposed changes to IAC 901 and 910, it became apparent that INTERMET Decatur Foundry, aka Wagner Castings Company, of Decatur, IL, neglected to notify the Illinois EPA and the Illinois Pollution Control Board, that forging operations at this plant ceased prior to the year of 1984. All equipment associated with the forging operations has since been dismantled and either sold or discarded. Furthermore, INTERMET Decatur Foundry has no intentions of re-establishing forging operations at this facility. Therefore, it is our position that section 901.113 be eliminated from the 35 IAC 901 entirely.

If the Illinois Pollution Control Board needs further information in order to eliminate 901.113, please contact me at 217-425-6667 or via email at sgrimes@intermet.com.

Sincerely,



Sherri Grimes
Safety/EPA & Security Administrator
INTERMET Decatur Foundry

Section 901.113 Wagner Casting Site-Specific Operational Level

Wagner Casting Company and future owners of the forging facility located at the southeast corner of Sangamon and Jasper Streets in Decatur, Illinois, must comply with the following site-specific operational level or are otherwise subject to Section 901.105(c) shall:

- a) Operate ~~Shall operate~~ no more than nine forging hammers at any one time; and
- b) Operate ~~Shall operate~~ its forging hammers only between the hours of 5:00 a.m. Monday through 9:00 p.m. Saturday.

(Source: Amended at 27 Ill. Reg. _____, effective _____)

Section 901.105(c) Limitations for Existing Forging Operation

No existing impact forging operation shall cause or allow the emission of highly-impulsive sound to any receiving Class A or B land which exceeds the allowable sound levels specified in the following table, when measured at any point within such receiving land, provided however, that no measurement of sound levels shall be made less than 25 feet from such existing impact forging operation's property-line unless such forging operations is granted a permanent site specific allowable operational level pursuant to subparagraph (d).

Allowable Highly-Impulsive Sound Levels (L_{eq}) in Decibels Emitted
To Class A or B Land from Existing
Impact Forging Operation

Class B Land	Class A Land	
	Daytime	Nighttime
64.5 L_{eq}	58.5 L_{eq}	53.5 L_{eq}

Section 901.105(d) Site Specific Allowable Operational Level for Existing Impact Forging Operation

- 1) An existing impact forging operation which does not comply with subparagraph (c) may seek a permanent site specific allowable operational level from the Board. A permanent site specific level is that level of operation allowed petitioner after review and approval by the Board and after implementation of abated measures, if any, approved by the Board.
- 2) Any existing impact forging operation seeking a permanent site specific operational level must submit as its petition the following:
 - A) The location of the petitioner, a description of the surrounding community, and a map locating the petitioner within the community;

- B) A description of the petitioner's operations, the number and size of the petitioner's forging hammers, the current hours of hammer operation, the approximate number of forgings manufactured during each of the three prior calendar years and the approximate number of hammer blows used to manufacture the forgings;
 - C) A description of any existing sound abatement measure;
 - D) The sound levels in excess of those permitted by subparagraph (c) emitted by the petitioner into the community, in 5 decibel increments measure in L_{eq} shown on the map of the community;
 - E) The number of residences exposed to sound levels in excess of those permitted by subparagraph (c);
 - F) A description of other significant sources of noise (mobile and stationary) and their location shown on the map of the community;
 - G) A description of the proposed operational level and proposed physical abatement measures, if any, a schedule for their implementation and their costs;
 - H) The predicted improvement in community sound levels as a result of implementation of the proposed abatement measures; and
 - I) A description of the economic and technical considerations which justify the permanent site specific allowable operation level sought by the petitioner.
- 3) An existing impact forging operation seeking a permanent site specific operational level shall prepare and file its petition with the Board and Agency as applicable no later than December 1, 1983.
- 4) The Agency shall prepare a written evaluation regarding each petition seeking a permanent site specific operational level and shall file said evaluation within ninety (90) days following receipt of the petition with both the Board and the petitioner.