

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
REASONABLY AVAILABLE CONTROL) R 10-20
TECHNOLOGY (RACT) FOR VOLATILE) (Rulemaking – Air)
ORGANIC MATERIAL EMISSIONS FROM)
GROUP IV CONSUMER & COMMERCIAL)
PRODUCTS: PROPOSED AMENDMENTS)
TO 35 ILL. ADM. CODE 211, 218, AND 219)

NOTICE OF FILING

TO: Mr. John T. Therriault	Timothy J. Fox
Assistant Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 West Randolph Street	100 West Randolph Street
Suite 11-500	Suite 11-500
Chicago, Illinois 60601	Chicago, Illinois 60601
(VIA ELECTRONIC MAIL)	(VIA U.S. MAIL)

(SEE PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board **S & C ELECTRIC COMPANY'S RESPONSE TO ILLINOIS EPA'S MOTION TO AMEND RULEMAKING PROPOSAL**, on behalf of S & C Electric Company, a copy of which is herewith served upon you.

Respectfully submitted,

Dated: June 1, 2010

By: /s/ Katherine D. Hodge
Katherine D. Hodge

Katherine D. Hodge
Monica T. Rios
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

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**S & C ELECTRIC COMPANY'S RESPONSE TO
ILLINOIS EPA'S MOTION TO AMEND RULEMAKING PROPOSAL**

NOW COMES S & C Electric Company ("S & C") by and through its attorneys, HODGE DWYER & DRIVER, pursuant to 35 Ill. Admin. Code § 101.500(d), and for its Response to the Illinois Environmental Protection Agency's ("Illinois EPA") Motion to Amend Rulemaking Proposal ("Motion") states as follows:

1. On March 8, 2010, the Illinois EPA filed a proposal with the Illinois Pollution Control Board ("Board") to amend the volatile organic material ("VOM") emission requirements for Group IV consumer and commercial products. The Illinois EPA's amendments, as proposed, raised issues regarding use of extreme performance coatings on electrical switchgear compartments manufactured by S & C.
2. S & C engaged in a series of discussions with the Illinois EPA regarding the impact of the proposed amendments on the facility's coating operations. On April 28, 2010, the Board held its first hearing in this matter. At hearing, S & C's counsel questioned the Illinois EPA on its interpretations of the definitions of "extreme high gloss coatings" and "extreme performance coatings." Transcript, *In the Matter of: Reasonably Available Control Technology (RACT) for Volatile Organic Emissions From Group IV Consumer & Commercial Products: Proposed Amendments to 35 Ill. Adm. Code 211, 218, and 219*, R10-20 at 18-20, 22-28, 47-49 (Ill.Pol.Control.Bd. April 28, 2010). After

the first hearing, S & C continued discussions with the Illinois EPA regarding revisions to the proposal to address the issues raised by S & C regarding coatings for the electrical switchgear compartments that it manufactures.

3. On May 17, 2010, the Illinois EPA filed its Motion and stated:

In response to information provided to the Agency by a stakeholder regarding the unique circumstances surrounding electrical switchgear compartment coatings, the Agency recommends adding a separate category to Part 218/219.204(q)(1) for such coatings. The Agency also recommends adding a definition to Part 211 for these coatings . . .

Motion at 7. Accordingly, the Illinois EPA proposed language for the definition of “electrical switchgear compartment coatings” in new Section 211.1876 and for the VOM emission limits for electrical switchgear compartment coatings in new Sections 218.204(q)(1)(CC) and 219(q)(1)(CC). *Id.*

4. S & C supports the proposed new Sections 211.1876 and 218/219(q)(1)(CC) and requests that the Board adopt such sections as described in the Illinois EPA’s Motion.

WHEREFORE, S & C ELECTRIC COMPANY respectfully requests that the Board grant the Illinois EPA’s Motion to Amend Rulemaking Proposal as to Sections 211.1876 and 218/219(q)(1)(CC).

Respectfully submitted,

Dated: June 1, 2010
Katherine D. Hodge
Monica T. Rios
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

By: /s/ Katherine D. Hodge
Katherine D. Hodge

CERTIFICATE OF SERVICE

I, Katherine D. Hodge, the undersigned, hereby certify that I have served the attached S & C ELECTRIC COMPANY'S RESPONSE TO ILLINOIS EPA'S MOTION TO AMEND RULEMAKING PROPOSAL upon:

Mr. John T. Therriault
Assistant Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

via electronic mail on June 1, 2010; and upon:

Virginia I. Yang, Esq.
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Ill. Environmental Regulatory Group
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Springfield, Illinois 62701

Timothy J. Fox, Esq.
Hearing Officer
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

by depositing said documents in the United States Mail, postage prepaid, in Springfield,

Illinois on June 1, 2010.

/s/ Katherine D. Hodge
Katherine D. Hodge