

ILLINOIS POLLUTION CONTROL BOARD
February 16, 2012

EXXONMOBIL OIL CORPORATION,)	
)	
Petitioner,)	
)	
v.)	PCB 11-86
)	PCB 12-46
ILLINOIS ENVIRONMENTAL)	(cons.)
PROTECTION AGENCY,)	(Variance - Air)
)	
Respondent.)	

ORDER OF THE BOARD (by C.K. Zalewski):

In its December 1, 2011 opinion and order, the Board granted ExxonMobil Oil Corporation (ExxonMobil) a variance for its Joliet Refinery. The variance granted was from January 1, 2015 until May 19, 2019, from air rules at 35 Ill. Adm. Code 217.Subparts A, D, E, and F, requiring ExxonMobil's control of emissions of nitrogen oxide (NO_x). ExxonMobil submitted an executed certificate of acceptance of the variance on December 19, 2011.


On December 20, ExxonMobil filed a motion for clarification of the Board's December 1, 2011 Opinion, as it related to the effect of a 2005 federal consent decree. The Illinois Environmental Protection Agency (Agency) has filed no response. Consequently, the Agency is deemed to have waived objection to the grant of the motion for clarification. See 35 Ill. Adm. Code 101.500(d).

Having considered the record citations provided by ExxonMobil, the Board grants the motion for clarification. The Board modifies pages 20 and 28 of the opinion *nunc pro tunc*, as indicated in the corrected opinion and order dated December 1, 2011 accompanying this order.

IT IS SO ORDERED.

Chairman T. A. Holbrook abstained.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on February 16, 2012, by a vote of 4-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board