

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
Petition of Noveon, Inc.)
for an Adjusted Standard from)
35 Ill. Adm. Code 304.122)

AS 02-5
(Adjusted Standard)

NOTICE OF FILING

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

Connie L. Tonsor
Special Assistant Attorney General
Illinois Environmental Protection Agency
1021 N. Grand Avenue East
Springfield, IL 62794-9276

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street - Suite 11-500
Chicago, IL 60601

PLEASE TAKE NOTICE that on Tuesday, June 11, 2002, I have filed with the Clerk of the Pollution Control Board the Notice of Publication in this matter pursuant to 35 Ill. Adm. Code 104.408, a copy of which is attached hereto and served upon you.

Respectfully submitted,

NOVEON, INC.

By: Mark Latham
One of Its Attorneys

Richard J. Kissel
Mark Latham
GARDNER, CARTON & DOUGLAS
321 North Clark Street - Suite 3400
Chicago, IL 60610
(312) 644-3000

THIS FILING IS SUBMITTED ON RECYCLED PAPER

NOTICE OF PUBLICATION

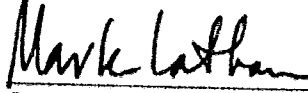
Noveon, Inc., through its attorneys, Gardner, Carton & Douglas, hereby files an original and nine copies of the attached Certificate of Publication of the "Notice of Petition for Adjusted Standard for Noveon, Inc. Before the Illinois Pollution Control Board," (Exhibit A), which appeared in The Henry News Republican, a daily newspaper of general circulation printed and published in the City of Henry, Illinois, on May 29, 2002.

Pursuant to 35 Ill. Adm. Code 104.408 Noveon, Inc. was required to cause the publication of notice of its Notice of Petition for an Adjusted Standard on or before June 5, 2002. The timely notice that was published on May 29, 2002, and this filing satisfies that requirement.

Respectfully submitted,

NOVEON, INC.

By:



One of its Attorneys

Richard J. Kissel
Mark Latham
GARDNER, CARTON & DOUGLAS
321 North Clark Street
Suite 3400
Chicago, Illinois 60610-4795
(312) 644-3000


Certificate of Publication

No. 2063. Henry, Illinois, May 29, 2002

STATE OF ILLINOIS)
) ss.
)

I, the undersigned, Doug Hughes, do hereby certify that I am the Publisher of Henry News Republican that said Newspaper is a public and secular newspaper of general circulation published weekly in the City of Henry, County of Marshall, and State of Illinois, and that the same has been regularly published for at least six months prior to the date of the first publication of notice hereinafter mentioned. I further certify that a notice, of which the annexed is a true printed copy, has been regularly published in said paper, 1 times, once in each week for 1 successive weeks, the first publication thereof having been made in the issue of said newspaper published on May 29, 2002, and the last publication thereof having been made in the issue of said newspaper published on May 29, 2002.

IN WITNESS WHEREOF, I have hereunto set my hand at Henry, in said County & State this 29 day of May, A.D., 2002.



Publisher's Fee \$ 49.20

Legal Notice

On this 29th day of May, 2002, the State of Illinois, County of Marshall, Illinois, has adopted the following resolution: The Illinois Pollution Control Board, which has determined that pursuant to IS CS 02-5, Novcon, Inc. violates rubber accelerators and antioxidants for the rubber, fibrous and plastics industries.

Novcon, Inc. requests relief from 304.122(b) Code 304.122(b) as it applies to Novcon's discharge of wastewater containing ammonia nitrogen to the Illinois River. Novcon, Inc. seeks an adjusted standard based upon the lack of any adverse environmental impact.

In lieu of the ammonia effluent standard in 304.122(b) Code 304.122(b), Novcon proposes use of the following alternatives at the adjusted standard: (1) Novcon shall not discharge calculated ammonia as concentrations greater than 1.5 mg/l during the months of April through October and 7.0 mg/l during the months of November through March from its Henry, Illinois plant into the Illinois River; or (2) Novcon Henry plant shall limit its total ammonia nitrogen discharge to 1200 pounds per day during the months of April through October and 1735 pounds per day during the months of November through March; or (3) Novcon shall not discharge total ammonia nitrogen at concentrations greater than 155 mg/l during the months of April through October and 225 mg/l during the months of November through March from its Henry, Illinois plant into the Illinois River.

In any event, discharge into the Illinois River shall occur through a diffuser that is at least 15 ft. in length, with 8 two-inch ports, angled at 60 degrees from horizontal, co-flowing with the river, designed to achieve an effluent dispersion of 43:1. Any person may cause a public hearing to be held in the above-described adjusted standard proceeding by filing a hearing request with the Illinois Pollution Control Board within 21 days after the date of the publication of this notice. The hearing request should clearly indicate the docket number for the adjusted standard proceeding, as found in this notice, and shall be mailed to the Clerk of the Board, Illinois Pollution Control Board, 100 W. Randolph Street, Suite 11-500, Chicago, Illinois 60601.

Adv. 5H-11

Exhibit "A"

CERTIFICATE OF SERVICE

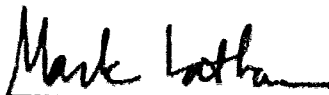
The undersigned, an attorney, certifies that he served copies of the attached document upon:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

Connie L. Tonsor
Special Assistant Attorney General
Illinois Environmental Protection Agency
1021 N. Grand Avenue East
Springfield, IL 62794-9276

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street - Suite 11-500
Chicago, IL 60601

by causing them to be placed in envelopes addressed as above, with postage fully prepaid, and deposited in the U. S. Post Office mailbox at 321 North Clark Street, Chicago, Illinois on Tuesday, June 11, 2002.



CH01/11023377.1