

# ORIGINAL

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**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

JUL 1 2002

**IN THE MATTER OF:**

**PROPOSED SITE-SPECIFIC  
AIR POLLUTION REGULATIONS  
APPLICABLE TO HORWEEN LEATHER  
COMPANY OF CHICAGO, ILLINOIS  
35 Ill. Adm. Code 211.6170**

**R02-20  
(Site-Specific Rulemaking – Air)**

STATE OF ILLINOIS  
*Pollution Control Board*

NOTICE OF FILING

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

Rachel Doctors, Assistant Counsel  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, Illinois 62794-9276

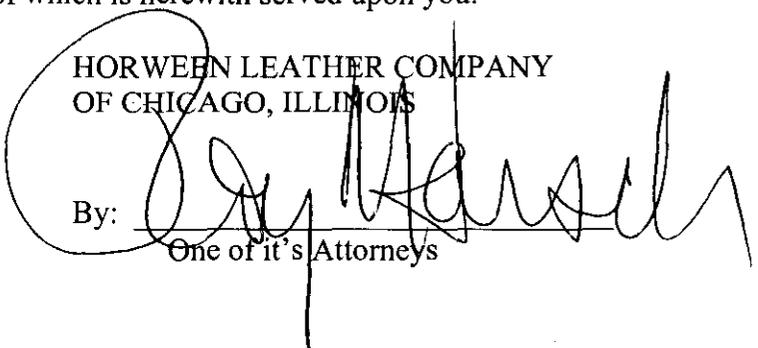
William Murphy  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

Illinois Department of Natural Resources  
524 South Second Street  
Springfield, Illinois 62701-1787

Environmental Bureau  
Office of the Illinois Attorney General  
500 South Second Street  
Springfield, Illinois 62706

**PLEASE TAKE NOTICE** that I have today filed with the Office of the Clerk of the Pollution Control Board the **JOINT MOTION TO AMEND THE PETITION FOR SITE-SPECIFIC RULEMAKING**, a copy of which is herewith served upon you.

HORWEEN LEATHER COMPANY  
OF CHICAGO, ILLINOIS

By:   
One of its Attorneys

Dated: July 1, 2002

GARDNER, CARTON & DOUGLAS  
Roy M. Harsch  
321 N. Clark Street  
Suite 3400  
Chicago, IL 60610-4795  
Telephone: (312) 245-8723  
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**THIS FILING IS SUBMITTED ON RECYCLED PAPER**

JUL 1 2002

STATE OF ILLINOIS  
*Pollution Control Board*

**IN THE MATTER OF:**

**PROPOSED SITE-SPECIFIC  
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**JOINT MOTION TO AMEND THE  
PETITION FOR SITE-SPECIFIC RULEMAKING**

NOW COMES HORWEEN LEATHER COMPANY (“Horween”) and the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY (“Agency”), by their respective attorneys and requests that the Illinois Pollution Control Board Amend the Petition for Site-Specific Rulemaking originally filed by Horween Leather Company on February 19, 2002 as set forth herein:

1. Rachel Doctors, Counsel for the Agency has authorized the undersigned to file this Joint Motion on behalf of the Agency.

2. During the hearing held on June 26, 2002 questions were raised by Board Member Tristano and Hearing Officer Murphy regarding the section number of the caption. It was agreed that counsel for the Agency and Horween would confer with Hearing Officer Murphy on June 28, 2002 regarding this issue.

3. During the conference on June 28, 2002, counsel for Horween explained that Horween had exceeded to the Agency’s request, to list this section number as an appropriate location for the inclusion of the relief sought by Horween. In order to respond to the concerns raised at the hearing, the parties request that the Board amend the heading to reference the

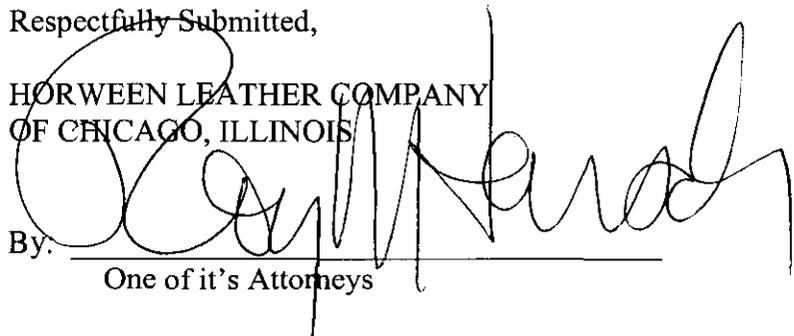
incorporation by reference of Section 35 Ill. Adm. Code 218.112 and Section 35 Ill. Adm. Code 218.929.

4. Horween and the Agency also request that the Board substitute the text of the Agency's proposed amendments to the Horween Proposal that were filed as an attachment to Mr. Beckstead's testimony. The parties note that as explained on the Record, there is a difference of opinion. This difference of opinion concerning the underlined language found at proposed Section 218.929c)4) and d)1). Specifically, as testified to at hearing, Horween would request that the Board delete these two provisions based on the evidence submitted at the hearing. The Agency continues to request that the Board enact the proposed Rule with the underlined language.

WHEREFORE, the parties request that the Board amend the caption and proceed to First Notice upon the Agency's Proposed Rules as set forth herein.

Respectfully Submitted,

HORWEEN LEATHER COMPANY  
OF CHICAGO, ILLINOIS

By: 

One of it's Attorneys

Dated: July 1, 2002

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CH02/22195674.1

**CERTIFICATE OF SERVICE**

It is hereby certified that true copies of the foregoing **JOINT MOTION TO AMEND THE PETITION FOR SITE-SPECIFIC RULEMAKING**, were mailed, first class to each of the following on July 1, 2002:

Rachel Doctors, Assistant Counsel  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, Illinois 62794-9276

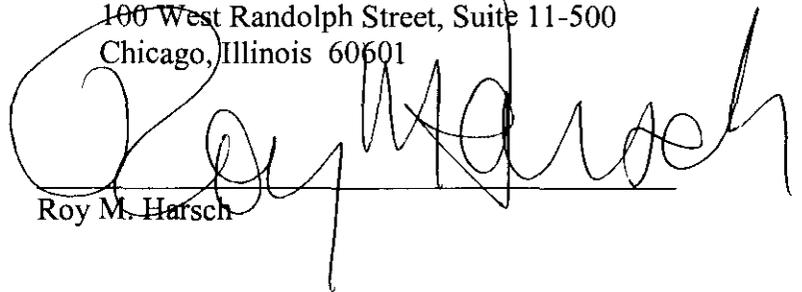
Illinois Department of Natural Resources  
524 South Second Street  
Springfield, Illinois 62701-1787

Environmental Bureau  
Office of the Illinois Attorney General  
500 South Second Street  
Springfield, Illinois 62706

It is hereby certified that a true copy of the foregoing **JOINT MOTION TO AMEND THE PETITION FOR SITE-SPECIFIC RULEMAKING** was also hand delivered to the following on July 1, 2002.

Dorothy M. Gunn  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph St., Ste. 11-500  
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CH02/22195702.1