

# ORIGINAL

## ILLINOIS POLLUTION CONTROL BOARD

March 7, 2006

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STATE OF ILLINOIS  
Pollution Control Board

IN THE MATTER OF: )  
)  
PROPOSED AMENDMENTS TO TIERED ) R06-10  
APPROACH TO CORRECTIVE ACTION ) (Rulemaking – Land)  
OBJECTIVES (35 ILL. ADM. CODE 742) )

### HEARING OFFICER ORDER

As set forth below, this order establishes a pre-first notice deadline for filing public comments with the Board. By way of background, on September 30, 2005, the Board received a rulemaking proposal from the Illinois Environmental Protection Agency (Agency) to amend the Tiered Approach to Corrective Action Objectives (TACO) rules (35 Ill. Adm. Code 742). On October 20, 2005, the Board accepted the Agency's TACO proposal for hearing. The Board has held two hearings: January 31, 2006 in Chicago, and March 1, 2006 in Springfield.

April 17, 2006 is the deadline for filing written public comments with the Clerk's Office before the Board proceeds to first notice. As discussed at hearing, commenters are encouraged to include their views on how the Board should address, procedurally, the concerns raised in this record about "Acceptable Detection Limits" and other laboratory issues. For example, the Board's procedural options include addressing the matters in this docket; holding another hearing before first notice; opening a different docket.

Each public comment should identify this rulemaking docket, R06-10. If the Board proceeds to first notice, there will be other opportunities to file public comments in this rulemaking. Filing by April 17, 2006, however, ensures that your comment will be considered by the Board before the Board adopts any proposed amendments for first-notice publication in the *Illinois Register*.

Public comments must be filed with the Clerk of the Board. Public comments may be filed at the following address:

Pollution Control Board  
Dorothy Gunn, Clerk  
JRTC  
100 W. Randolph Street, Suite 11-500  
Chicago, IL 60601

In addition, public comments may be filed through the Clerk's Office On-Line (COOL) on the Board's Web site at [www.ipcb.state.il.us](http://www.ipcb.state.il.us). Any questions about electronic filing through COOL should be directed to the Clerk's Office at (312) 814-3629.

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Each person who files a public comment with the Board must also serve a copy of the public comment on each person on the Service List. Before filing with the Clerk, please check with Sandy Wiley at (312) 814-3623 or [wileys@ipcb.state.il.us](mailto:wileys@ipcb.state.il.us) or the hearing officer to ensure that you have the most recent version of the Service List.

IT IS SO ORDERED.



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Richard R. McGill, Jr.  
Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
(312) 814-6983 or [mcgillr@ipcb.state.il.us](mailto:mcgillr@ipcb.state.il.us)