

ORIGINAL

ILLINOIS POLLUTION CONTROL BOARD

April 5, 2006

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)	
)	
PROPOSED AMENDMENTS TO THE)	R06-20
BOARD'S SPECIAL WASTE)	(Rulemaking - Land)
REGULATIONS CONCERNING)	
USED OIL, 35 ILL. ADM. CODE 808, 809)	

NOTICE OF HEARINGS

DATES, TIMES, AND LOCATIONS:

FIRST HEARING: THURSDAY, MAY 25, 2006

1:00 PM
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 BUREAU OF AIR CONFERENCE ROOM (NORTH ENTRANCE)
 1021 N. GRAND AVE. E.
 SPRINGFIELD, ILLINOIS

SECOND HEARING: THURSDAY, JUNE 29, 2006

1:00 PM
 MICHAEL A. BILANDIC BUILDING
 ROOM N-502
 160 N. LASALLE ST.
 CHICAGO, ILLINOIS

PURPOSE OF HEARINGS: Merit and Economic

ATTENDING BOARD MEMBER: Andrea S. Moore

HEARING OFFICER: Timothy J. Fox

HEARING OFFICER ORDER

On December 13, 2005, the Board received a proposal (Prop.) to amend Parts 808 and 809 of the Board's regulations concerning special waste classifications and nonhazardous special waste hauling as they pertain to used oil recycling in Illinois. 35 Ill. Adm. Code 808, 809. The proposal was filed by NORA, which states that it is an association of responsible recyclers formerly known as the National Oil Recycling Association. In an order dated January 5, 2006, the Board accepted this matter for hearing and identified three specific deficiencies in the rulemaking petition. In the same order, the Board directed NORA to address those deficiencies in writing prior to any scheduled hearing as directed by the hearing officer.

The hearing officer assigned to this rulemaking is Tim Fox at (312) 814-6085 or foxtl@ipcb.state.il.us. The Board will hold at least two hearings in this matter. After consultation with counsel for NORA and the Illinois Environmental Protection Agency (Agency) on the procedural issue of scheduling hearings, the hearing dates above are the first for which witnesses for NORA and the Agency are all expected to be available.

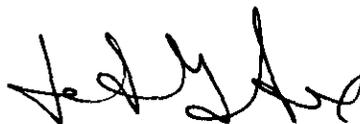
Both hearings will be conducted to allow the proponent and any other interested parties the opportunity to present testimony on the merits and economic impact of the rulemaking proposal. At hearing, all person who testify will be sworn in and subject to questioning. The Board will also receive any testimony on any economic impact study (EcIS) conducted by the Department of Commerce and Economic Opportunity (DCEO) on the proposed rules or DCEO's decision not to perform an EcIS.

The Service List for this rulemaking is the list of persons who wish to participate actively in this proceeding and receive not only the Board's opinions and orders, but also other filings such as prefiled testimony and public comments. The Notice List is the list of person who wish to receive only the Board's opinions and orders and the hearing officer orders. Note that interested persons may now request electronic notice of filings by providing their e-mail address through the Clerk's Office On-Line (COOL) under this docket number R06-20. This electronic notice includes the filing of documents that are not typically provided to persons on the notice list. Through COOL, those documents may be viewed, downloaded, and printed free of charge as soon as they are posted to the Board's Web site. For more information about the option of electronic notice, consult either the Board's Web site at www.ipcb.state.il.us or contact John Therriault in the Clerk's office at (312) 814-3629.

Persons who plan to testify at the first hearing must prefile their testimony and serve the testimony on the hearing officer and all person on the service list. Before filing prefiled testimony or any other document with the Clerk, please check for the most recent version of the service list with Ms. Sandy Wiley at (312) 814-3623 or at wileys@ipcb.state.il.us, the hearing officer, or the Clerk's Office.

All testimony and any related exhibits for the first hearing must be submitted no later than Thursday, May 11, 2006. In addition, NORA is directed to address in writing by Thursday, May 11, 2006 the deficiencies in its rulemaking petitions identified by the Board in its January 5, 2006, order. Because this deadline falls only 14 days before the hearing date, the "mailbox rule" at 35 Ill. Adm. Code 101.300(b)(2) does not apply and the Clerk must receive these documents on May 11, 2006. However, prefiled testimony and other documents may be filed electronically though COOL from the Board's Web site at www.ipcb.state.il.us. Any questions about electronic filing through COOL should be directed to the Clerk's Office at (312) 814-3629.

IT IS SO ORDERED.



Timothy J. Fox
Hearing Officer
Illinois Pollution Control Board
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Chicago, Illinois 60601
312-814-6085
foxt@ipcb.state.il.us