

ORIGINAL

ILLINOIS POLLUTION CONTROL BOARD
April 4, 2006

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)	
)	
PROPOSAL OF VAUGHAN & BUSHNELL)	R06-11
MANUFACTURING COMPANY OF)	(Rulemaking – Noise)
AMENDMENT TO A SITE-SPECIFIC RULE)	
35 ILL. ADM. CODE 901.121)	

On March 7, 2006, a hearing was held in this matter at City Hall, 138 Hail Street, Bushnell, McDonough County. Mr. Jeremy M. Pelphrey appeared and participated on behalf of the petitioner. Mr. Mark V. Gurnik appeared and participated on behalf of the Illinois Environmental Protection Agency (Agency).

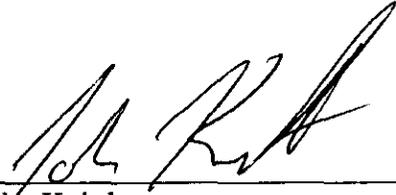
The petition offered the testimony of three witnesses at the hearing: Dan Chambers, Butch Morning, and Mike Havens. In addition, twelve members of the public provided public comment at the hearing. The transcript was received at the Board on March 15, 2006. Public comments are due on or before April 17, 2006. Two exhibits were offered at the hearing. A summary of the exhibits offered at hearing and their disposition is contained in the attached exhibit list.

At hearing, the petitioner was directed to respond to a number of issues. The petitioner asserted that it would address the aforementioned issues in a post-hearing comment. Also at hearing, the petitioner and the Agency were asked if there would be any objection to the incorporation of the record from the Board rulemaking that first promulgated the rule the petitioner is seeking to amend in the instant petition. *See* R83-32, Vaughn & Bushnell Manufacturing Petition for a Site-Specific Operational Level Pursuant to 35 Ill. Adm. Code 901 105(d). Neither the petitioner nor the Agency objected, and pursuant to 35 Ill. Adm. Code 101.306, the record of R83-32 was incorporated by reference.

One additional hearing addressing the Board's January 24, 2006 request that the Department of Commerce and Economic Opportunity conduct an economic impact study for the rulemaking will be scheduled and held according to Board regulation in the near future. Once the public comment period expires, the Board will review the record and consider the proposal. Questions concerning the status of the rulemaking should be addressed to the hearing officer or Nancy Miller at (217) 278-3109.

In compliance with the Americans with Disabilities Act and other applicable federal and State laws, the hearing will be accessible to individuals with disabilities. Persons requiring auxiliary aids and services should contact Dorothy Gunn, Clerk of the Board, at 100 West Randolph St., Suite 11-500, Chicago, Illinois 60601, at telephone number 312/814-6931, fax number 312/814-3669, or TDD number 312/814-6032, five days prior to the hearing.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read 'John Knittle', written over a horizontal line.

John Knittle
Hearing Officer
Illinois Pollution Control Board
2125 South First Street
Champaign, Illinois 61820
(217) 278-3109

R06-11
Hearing of March 7, 2006

Exhibit List

Exhibit	Description	Status
Exhibit 1	Shop Diagram	Admitted
Exhibit 2	Carroll Industrial Ventilation Report	Admitted

CERTIFICATION OF SERVICE

It is hereby certified that a true copy of the foregoing order was mailed, first class, to each of the following on April 4, 2006:

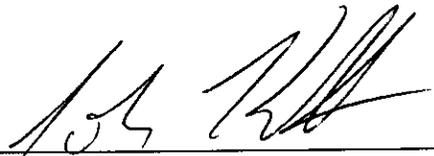
Mark Gurnik
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Matthew J. Dunn
Division Chief of Environmental
Enforcement
Office of the Attorney General
100 West Randolph Street, 12th Floor
Chicago, Illinois 60601

Jeremy M. Pelphrey
Davis & Campbell, L.L.C.
401 Main Street,
Suite 1600
Peoria, Illinois 61602

William Richardson
Chief Legal Counsel
Illinois Department of Natural Resources
524 South Second Street
Springfield, Illinois 62701

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



John Knittle
Hearing Officer
Illinois Pollution Control Board