

ILLINOIS POLLUTION CONTROL BOARD
June 12, 1980

IN THE MATTER OF:)
) R77-15
SULFUR DIOXIDE REGULATIONS,) R78-14
RULE 204(c)(1)(A) OF CHAPTER 2)

ORDER OF THE BOARD (by I. Goodman):

The Agency's May 27, 1980 Motion to Keep Records Open until December 1, 1980 is denied. Section 9.2 of the Illinois Environmental Protection Act (Act) mandates that the Agency shall by July 1, 1980 propose any appropriate amendments to sulfur dioxide emission regulations applicable to existing, fuel combustion, stationary sources located within the major metropolitan areas of Chicago, St. Louis (Illinois), and Peoria. Such statute clearly contemplates that the Illinois Institute of Natural Resources commission an economic impact study separate from the one concerning the instant proceedings. The Legislature's intent would not be served by consolidating the new §9.2 proceedings with the instant ones. There is, therefore, no compelling reason to keep the instant records open.

Furthermore, the Agency represents that the amendments it may propose are based on modeling currently being undertaken and "likely to be completed in time ... to present regulatory proposals before December 1, 1980." The Board finds that to grant the Agency's motion would, at least indirectly, recognize noncompliance with §9.2 of the Act.

IT IS SO ORDERED.

Mr. Werner abstains.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 12th day of June, 1980 by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board