

ORIGINAL

ILLINOIS POLLUTION CONTROL BOARD  
May 30, 2007

**RECEIVED**  
CLERK'S OFFICE

MAY 30 2007

**STATE OF ILLINOIS**  
**Pollution Control Board**

IN THE MATTER OF:	)	
	)	
PROPOSED AMENDMENTS TO THE	)	R07-17
BOARD'S PROCEDURAL RULES AND	)	(Procedural and Land Rulemaking)
UNDERGROUND STORAGE TANK	)	
REGULATIONS TO REFLECT P.A. 94-0274,	)	
P.A. 94-0276, AND P.A. 94-0824 (35 ILL.	)	
ADM. CODE 101.202, 732.103, 732.702,	)	
734.115, 734.710)	)	

**HEARING OFFICER ORDER**

The Board held the first hearing in this proceeding on Wednesday, May 16, 2007, in Chicago. The second hearing, which had been scheduled to take place on Thursday, June 7, 2007, is postponed and will instead take place as follows:

SECOND HEARING: THURSDAY AUGUST 9, 2007

1:00 PM  
ILLINOIS POLLUTION CONTROL BOARD CONFERENCE ROOM  
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY BUILDING, NORTH  
ENTRANCE  
1021 N. GRAND AVE. E.  
SPRINGFIELD, ILLINOIS

PURPOSE OF HEARINGS: Merit and Economic

ATTENDING BOARD MEMBER: Andrea S. Moore

HEARING OFFICER: Timothy J. Fox

**HEARING OFFICER ORDER**

On April 19, 2007, the Board opened this rulemaking docket in order to propose amendments to its procedural rules and its underground storage tank (UST) regulations for first-notice publication in the *Illinois Register*. In its opinion and order, the Board stated that it intends in this docket only to make the Board's regulations consistent with recent amendments to the Environmental Protection Act (Act) (415 ILCS 5/1 *et seq.* (2004)) enacted by Public Acts 94-0274, 94-0276, and 94-0874.

Both hearings in this matter will be conducted to allow any interested participants the opportunity to present testimony on the merits and economic impact of the rulemaking proposal. At hearing, all persons who testify will be sworn in and subject to questioning. The Board will

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.

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 on 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 R 07-17. This electronic notice includes notice of 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](http://www.ipcb.state.il.us) or John Therriault in the Clerk's office at (312) 814-3629.

Persons who plan to testify at the second hearing must prefile their testimony and serve the testimony on the hearing officer and all persons 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 the Clerk's Officer or with the hearing officer at (312) 814-6085 or at [foxt@ipcb.state.il.us](mailto:foxt@ipcb.state.il.us).

All testimony and any related exhibits for the second hearing must be submitted no later than Thursday, August 2, 2007. The "mailbox rule" at 35 Ill. Adm. Code 101.300(b)(2) does not apply and the Clerk must receive these documents for the second hearing at or before the close of business on Thursday, August 2, 2007. However, prefiled testimony and other documents for either hearing may be filed electronically through COOL from 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.

IT IS SO ORDERED.



---

Timothy J. Fox  
Hearing Officer  
Illinois Pollution Control Board  
100 W. Randolph St., Suite 11-500  
Chicago, Illinois 60601  
312-814-6085  
[foxt@ipcb.state.il.us](mailto:foxt@ipcb.state.il.us)