

ILLINOIS POLLUTION CONTROL BOARD

May 12, 1977

IN THE MATTER OF:)
)
PROCEDURAL RULES REVISIONS) R 77-11
(PART VI(A): HEARINGS UNDER)
RULE 203(i)(10) OF CHAPTER 3))

ORDER OF THE BOARD (by Mr. Zeitlin):

The Board hereby proposes and orders set for publication the additions to Chapter 1: Procedural Rules shown below. These procedural changes are designed to specify the manner in which proceedings under Rule 203(i)(10) of Chapter 3: Water Pollution, relating to the setting of specific thermal standards for artificial cooling lakes, are to be held. See, R77-7. Public comment will be accepted for thirty days in accord with Title 7, Sections 26 and 28 of the Environmental Protection Act, Ill. Rev. Stat., Ch. 111-1/2, §§ 1026, 1028 (1977).

PART VI(A): HEARINGS PURSUANT TO RULE 203(i)(10) OF
THE WATER POLLUTION CONTROL REGULATIONS

1. Petition - A hearing pursuant to Rule 203(i)(10) of the Water Pollution Control Regulations, Chapter 3 of the Board's Rules and Regulations, shall be commenced by filing a petition for a determination of specific thermal standards pursuant to Rule 203(i)(10)(ee). At the time such petition is filed, the petitioner shall submit to the Agency and to the Board any reports or other evidence which it plans to introduce in support of said petition.
2. Notice and Hearing
 - (a) The Clerk shall give notice of the petition and hearing in accordance with Part III of these Rules. The proceedings shall be in accordance with the Rules set forth in Part III, except as otherwise provided herein.
 - (b) In a hearing, the burden of proof shall be on the petitioner.
 - (c) Intervention shall be allowed by any party in accordance with Rule 310 of this chapter, except that such intervention shall not be limited by parts 310(a)(1) and 310(a)(2) of that Rule.

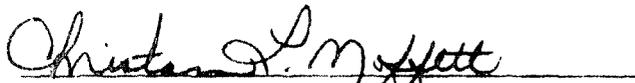
3. Transcripts

- (a) In any proceeding brought pursuant to this Part VI, the petitioner at its own cost shall furnish to the Board within 15 days following the completion of the hearing seven legible copies of a complete stenographic transcript of the proceedings of the hearing.
- (b) Upon petition and good cause shown, the Board may assume such cost.

4. This Part pertaining to Rule 203(i)(10) shall apply to petitions filed subsequent to April 1, 1977.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 12th day of May, 1977, by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board