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# Environmental Register

October 2000 - Number 556

The Environmental Register is a Publication of the Illinois Pollution Control Board

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Claire A. Manning, Chairman

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## Letter From the Chairman

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I am very pleased to announce that the Board has gone to second notice on new and revised procedural rules. These rules will become effective January 1, 2001, and will apply to all proceedings pending on or initiated after that date. As many of you know, the Board has been diligently reviewing and revamping all Board procedures to more effectively interface with members of the public.

The rules have benefited from the many thoughtful public comments received. Some of the more important provisions of the rules include:

- Section 101.400 - a person must be a licensed attorney to appear before the Board on behalf of others in an adjudicatory proceeding (however, individuals may represent themselves in adjudicatory proceedings, and persons may represent others in regulatory proceedings without being an attorney)
- Section 103.204 - in enforcement proceedings, all material allegations of a complaint will be taken as admitted if the respondent either files no answer or files an answer that fails to specifically deny the allegations, unless the respondent asserts a lack of knowledge sufficient to form a belief
- Part 105.Subpart D - for the first time, procedural rules specifically for appeals of Illinois Environmental Protection Agency decisions on leaking underground storage tanks
- Part 107 - for the first time, procedural rules specifically for appeals of local government decisions on siting new pollution control facilities
- Part 108 - for the first time, procedural rules specifically for appeals of administrative citations
- Part 125 - for the first time, procedural rules that specifically address how the Board will certify “pollution control facilities” and “low sulfur dioxide emission coal fueled devices” for preferential tax treatment under the Property Tax Code
- Section 130.110 - for the first time, a definition of “emission data” to clarify what may be protected as a trade secret or other non-disclosable information, and what must be available for public review
- Section 130.200 - the owner of an article seeking trade secret protection must submit a letter claiming trade secret protection at the time it submits the article to the State agency; if the owner fails to do so, the article cannot be protected as a trade secret



Under the Illinois Administrative Procedure Act, the Joint Committee on Administrative Rules (JCAR) will consider the rules at its December meeting. The Board will not make any substantive change to the second-notice version of the rules except in response to JCAR. The Board plans to adopt final procedural rules at its December 21, 2000 meeting.

Sincerely,

A handwritten signature in cursive script that reads "Claire A. Manning". The signature is written in dark ink on a light background.

Claire A. Manning, Chairman

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## Federal Update

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### **United States Environmental Protection Agency Proposes National Emission Standards for Hazardous Air Pollutants for Leather Finishing Operations**

On October 2, 2000, USEPA proposed national emission standards for hazardous air pollutants (NESHAP) for leather finishing operations. 65 Fed. Reg. 858702. USEPA has identified leather finishing operations facilities as major sources of hazardous air pollutant (HAP) emissions such as glycol ethers, toluene, and xylene. The proposed NESHAP implement Section 112(d) of the Clean Air Act (42 U.S.C. §§ 7401 *et seq.* (1998)) by requiring all leather finishing facilities that are major sources to meet HAP emission standards reflecting the application of the maximum achievable control technology (MACT).

Comments must be received by the December 1, 2000, public hearing. For further information contact William Schrock at 919/541-5032; e-mail address: [schrock.bill@epa.gov](mailto:schrock.bill@epa.gov).

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (1998)), once adopted by USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

### **United States Environmental Protection Agency Adopts Emissions Control from 2004 and Later Model Year Heavy-Duty Highway Engines and Vehicles, and Revises Light-Duty On-Board Diagnostics Requirements in Final Rule**

On October 5, 2000, USEPA adopted an emissions control program for air pollution from 2004 and later model year heavy-duty highway engines and vehicles for model year 2000 and later, and revised the light-duty on-board diagnostics requirements in a final rule. 65 Fed. Reg. 59895.

The action finalizes a major new program to reduce emissions from on-highway heavy-duty engines and vehicles. USEPA expects that these reductions will provide for cleaner air and greater public health protection, primarily by reducing ozone pollution. The program is the first phase of a multi-phase strategy to reduce emissions from heavy-duty engines and vehicles. A key element of the action is a reaffirmation of the technical and economic feasibility of the non-methane hydrocarbon plus nitrogen oxide standard promulgated in October 1997 for diesel heavy-duty engines. The previously codified standard will therefore remain unchanged and effective starting with the 2004 model year for heavy-duty diesel engines. USEPA expects that this standard will represent about a 50 percent reduction in emissions of nitrogen oxides, as well as reductions in hydrocarbons, from diesel trucks and buses.

Heavy-duty diesel engines and vehicles will also be subject to new test procedures and associated requirements beginning with the 2007 model year, which will ensure that emission standards are met across a broad range of engine operating conditions. In addition, the action puts in place new and more stringent emission standards and related provisions for heavy-duty Otto-cycle (*e.g.*, gasoline-fueled) engines and vehicles, expected to begin with the 2005 model year. Vehicles in this category include large full size pick-up trucks and the largest cargo and passenger vans. The action does not affect vehicles classified as medium-duty passenger vehicles (generally, large SUVs and vans), which are subject to the recently finalized Tier 2 program standards. For heavy-duty Otto-cycle engines and vehicles affected by the action, emission standards for oxides of nitrogen and hydrocarbons are reduced by approximately 75 percent from current standards.

USEPA also finalized requirements for on-board diagnostics systems for all heavy-duty vehicles and engines at or below 14,000 pounds gross vehicle weight rating, as well as revising the on-board diagnostics requirements for diesel light-duty vehicles and trucks.

USEPA expects that the requirements promulgated in the action will result in lower emissions of oxides of nitrogen and hydrocarbons, as well as lower particulate matter due to reductions in secondary particulate formation (secondary particulate matter is not emitted directly from the engine, but is formed when emissions of oxides of nitrogen react with ammonia in the atmosphere to produce ammonium nitrate particulates) and will assist states and regions facing ozone air quality problems that are causing health problems. For example, USEPA projects a reduction in oxides of nitrogen emissions of 1,028,000 tons per year by 2010, the time frame when all states will have had to demonstrate compliance with air quality standards. In addition, the program should reduce the contribution of the on-highway heavy-duty category to other serious public health and environmental problems, including volatile organic compounds, secondary particulate matter, and toxic air pollutants. Furthermore, USEPA projects that the significant environmental benefits of this program would come at an average projected long-term cost increase of less than \$400 per vehicle for heavy-duty diesel engines (less than approximately \$800 in the near-term) and less than \$300 per vehicle for heavy-duty gasoline vehicles and engines in both the long-term and near-term.

The rule becomes effective December 5, 2000. For further information contact Margaret Borushko at 734/214-4334; e-mail address: [borushko.margaret@epa.gov](mailto:borushko.margaret@epa.gov).

The Board would expect the Illinois Environmental Protection Agency to propose similar State rules for adoption using the Clean Air Act "fast-track" procedures at Section 28.5 of the Environmental Protection Act (415 ILCS 5/28.5 (1998)).

#### **United States Environmental Protection Agency Proposes National Emission Standards for Hazardous Air Pollutants, Rubber Tire Manufacturing**

On October 18, 2000, USEPA proposed national emission standards for hazardous air pollutants (NESHAP) for new and existing sources at rubber tire manufacturing facilities. 65 Fed. Reg. 62413. USEPA has identified rubber tire manufacturing facilities as major sources of hazardous air pollutants (HAP) emissions. The proposed standards implement Section 112(d) of the Clean Air Act (42 U.S.C. §§ 7401 *et seq.* (1998)), by requiring all major sources to meet HAP emission standards that reflect the application of maximum achievable control technology. The primary HAP that would be controlled with this action includes toluene and hexane.

Comments must be received by December 18, 2000. For further information contact Anthony Wayne at 919/541-5439; e-mail address: [wayne.tony@epa.gov](mailto:wayne.tony@epa.gov).

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (1998)), once adopted by USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

#### **United States Environmental Protection Agency Proposes Significant New Use Rule for Perfluorooctyl Sulfonates under Toxic Substances Control Act**

On October 18, 2000, USEPA proposed a significant new use rule under Section 5(a)(2) of the Toxic Substances Control Act (15 U.S.C. §§ 2601 *et seq.* (1998)) for the following chemical substances: perfluorooctanesulfonic acid (PFOSA) and certain of its salts, perfluorooctanesulfonyl fluoride (PFOSF), certain higher and lower homologues of PFOSA and PFOSE, and certain other chemical substances, including polymers, that contain PFOSA and its homologues as substructures. 65 Fed. Reg. 62319.

The proposed rule would require manufacturers and importers to notify USEPA at least 90 days before commencing the manufacture or import of these chemical substances for the significant new uses described in this document. USEPA believes that this action is necessary because the chemical substances included in this proposed rule may be hazardous to human health and the environment. The required notice would provide USEPA with the opportunity to evaluate an intended new use and associated activities and, if necessary, to prohibit or limit that activity before it occurs.

Comments must be received by November 17, 2000. For further general information contact Barbara Cunningham at 202/554-1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov). For further technical information contact Mary Dominiak at 202/260-7768; e-mail address: [dominiak.mary@epa.gov](mailto:dominiak.mary@epa.gov).

### **United States Environmental Protection Agency Gives Notice of Data Availability for Arsenic under National Primary Drinking Water Regulations and Clarifications to Compliance and New Source Contaminants Monitoring**

On October 20, 2000, USEPA gave notice of data availability for arsenic and clarifications to compliance and new source contaminants monitoring under the national primary drinking water regulations. 65 Fed. Reg. 63027. USEPA proposed regulations for arsenic in drinking water on June 22, 2000 (65 Fed. Reg. 38888) under the 1996 amendments to the Safe Drinking Water Act (SDWA) (42 U.S.C. §§ 300f *et seq.* (1998)), and comments on that action were due September 20, 2000. Since that time, USEPA has received new risk information, which it is considering during the development of the final regulation. The document summarizes the new risk information received and analyzed by USEPA. In addition, the document makes available the cost curves used to develop the costs published in the proposal. The information does not change the overall technical approach for the proposal.

USEPA is requesting comments on the use of the new risk analysis and development of cost estimates for the final rule and any comments on other parts of the proposal that would change because of the new information. Comments must be received by November 20, 2000. For further information contact Irene Dooley at 202/260-9531; email address: [dooley.irene@epa.gov](mailto:dooley.irene@epa.gov).

If adopted, the Board will include any necessary amendments in a future SDWA identical-in-substance rulemaking pursuant to Sections 7.2 and 17.5 of the Environmental Protection Act (415 ILCS 5/7.2, 17.5 (1998)).

### **United States Environmental Protection Agency Reopens Comment Period for Amendments to Vehicle Inspection Maintenance Program Requirements Incorporating the Onboard Diagnostic Check**

On October 30, 2000, USEPA reopened the comment period for proposed amendments to vehicle inspection maintenance program (I/M) requirements incorporating the on-board diagnostic check. 65 Fed. Reg. 64648. The proposed amendments were published on September 20, 2000, at 65 Fed. Reg. 56844. The original proposal was reported in the September 2000 issue of the *Environmental Register*.

The deadline for public comments is being reopened from the original deadline for public comments of October 20, 2000, to November 13, 2000. For further information contact David Sosnowski at 734/214-4823.

The Board opens regulatory dockets to amend its I/M rules upon receipt of Illinois Environmental Protection Agency proposals under Section 13B-20(a) of the Vehicle Emissions Law (625 ILCS 5/13B-20(a) (1998)). Some of the proposed amendments may be addressed in the pending docket R01-12, In the Matter of: Enhanced Vehicle Inspection and Maintenance (I/M) Regulations: Amendments to 35 Ill. Adm. Code Part 240.

## Appellate Update

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Dalise Enterprises, Inc. d/b/a Barge-Way Company v. Illinois Pollution Control Board, et al., Cook County Circuit Court, No. 00 CH 12113 (see also Board Docket No. PCB 98-169)

On June 19, 1998, Union Oil Company of California d/b/a UNOCAL (UNOCAL) filed a six-count complaint with the Board against Barge-Way Oil Company, Inc., Joseph Kellogg, Nielsen's Barge-Way, Bargeway Systems, Inc., Gertrude Kellogg, Robert F. Atkins, Mobil Oil Company, and Robert Nielsen. UNOCAL alleged that since 1982, it owned property in Glendale Heights, DuPage County, Illinois. Before 1982, the site was used as a gasoline service station. In 1991, UNOCAL reported a release of petroleum products from two existing underground storage tanks. As directed by the Illinois Environmental Protection Agency and the Office of the State Fire Marshal, UNOCAL performed investigative and corrective action at the site, including removal of approximately 4,300 tons of contaminated soil. UNOCAL alleged that it incurred response and remediation costs totaling approximately \$600,000. UNOCAL seeks recovery of those costs from the respondents before the Board.

On July 6, 1998, one of the originally named respondents, Mobil Oil Company, filed a motion to dismiss. A number of the other originally named respondents, Gertrude Kellogg, Barge-Way Oil Company, Inc., Robert Nielsen, Bargeway Systems, Inc., and Robert F. Atkins, moved to join Mobil Oil Company's motion to dismiss.

On January 7, 1999, the Board entered an order dismissing five of the six counts in the complaint. Count three, in which UNOCAL alleged violations of Sections 12(a) and (d) of the Environmental Protection Act (Act) (415 ILCS 5/12(a), (d) (1998)), is the only remaining count currently pending before the Board. A counter claim filed by Barge-Way Oil Company, Inc. against counter-respondents Robert F. Atkins, Bargeway Systems, Inc., Robert Nielsen, and Tom Biggers also remains before the Board.

On April 24, 2000, UNOCAL filed a motion to voluntarily dismiss Robert F. Atkins, Bargeway Systems, Inc., and Mobil Oil Company, Inc. On May 18, 2000, the Board granted UNOCAL's motion.

On August 17, 2000, Dalise Enterprises, Inc. d/b/a Barge-Way Company (Dalise) filed a complaint for declaratory judgment and an emergency motion for a temporary restraining order and preliminary injunction in Cook County Circuit Court. With these filings, Dalise sought to enjoin the Board from further action in this matter, alleging that the Board lacked jurisdiction over private cost recovery actions. The Board moved to dismiss with prejudice. The Board noted that Section 31(d) of the Act (415 ILCS 5/31(d) (1998)) allows for "any person" to file a complaint before the Board alleging violations of the Act. The Board also noted that the Illinois General Assembly, in Section 33(a) of the Act (415 ILCS 5/33(a) (1998)), gave the Board broad authority to fashion appropriate remedies and that the Illinois Supreme Court, in People v. Fiorini, 143 Ill. 2d 318, 574 N.E.2d 612, 625 (1991), refused to hold that cleanup costs would not be an available remedy for a violation of the Act under appropriate facts.

Following oral argument, the Cook County Circuit Court, on September 12, 2000, granted the Board's motion to dismiss with prejudice Dalise's complaint for declaratory judgment that the Board lacks the authority to award cleanup costs as a remedy in citizen enforcement actions and denied Dalise's motion for a temporary restraining order.

On October 6, 2000, Dalise appealed the Cook County Circuit Court's decision to the First District Appellate Court.

## Rule Update

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**Board Adopts Proposal for Public Comment in In the Matter of: SDWA Update, USEPA Amendments (January 1, 2000 through June 30, 2000), R01-7**

On October 5, 2000, the Board proposed for public comment amendments to the Illinois regulations that are identical in substance (IIS) to the National Primary Drinking Water regulations adopted by USEPA. These regulations implement Sections 1412(b), 1414(c), 1417(a), and 1445(a) of the Safe Drinking Water Act (SDWA) (42 U.S.C. §§ 300g-1(b), 300g-3(c), 300g-6(a), and 300j-4(a) (1998)).

The amendments were proposed pursuant to Sections 7.2 and 17.5 of the Environmental Protection Act (Act) (415 ILCS 5/7.2 and 17.5 (1998)), which provides for quick adoption of regulations that are “identical in substance” to federal regulations that USEPA adopts to implement Sections 1412(b), 1414(c), 1417(a), and 1445(a) of SDWA. Section 17.5 also provides that Title VII of the Act and Section 5 of the Administrative Procedure Act (5 ILCS 100/5-35 & 5-40 (1998)) do not apply to the Board’s adoption of IIS regulations. The federal SDWA regulations are found at 40 C.F.R. §§ 141 and 142.

In this action, the Board proposed to amend the lead and copper rule and to amend the public notification rules intended to implement the community-right-to-know provisions. The proposal was published in the *Illinois Register* on October 27, 2000 (24 Ill. Reg. 15518), commencing the 45-day public comment period. The public comment period expires December 11, 2000.

Please direct any questions regarding this rulemaking to Michael McCambridge at 312/814-6924; e-mail address: mccambm@ipcb.state.il.us.

**Board Adopts Proposal for Public Comment in *In the Matter of: Wastewater Pretreatment Update, USEPA Amendments (January 1, 2000 through June 30, 2000), R01-5***

On October 19, 2000, the Board proposed for public comment amendments to the Illinois regulations that are identical in substance to the wastewater pretreatment regulations that USEPA adopted pursuant to Sections 307(b), (c), and (d) and 402(b)(9) of the Federal Water Pollution Control Act (33 U.S.C. §§ 1317(b), (c), (d), 1342(b)(9) (1996)). Included are amendments that USEPA took during the period of January 1, 2000 through June 30, 2000. USEPA took five actions during this period that necessitated Board action (see 65 Fed. Reg. 3008 (January 19, 2000); 65 Fed. Reg. 4360 (January 27, 2000); 65 Fed. Reg. 14344 (March 16, 2000); 65 Fed. Reg. 15091 (March 21, 2000); and 65 Fed. Reg. 33423 (May 23, 2000)).

Sections 7.2 and 13.3 of the Illinois Environmental Protection Act (Act) (415 ILCS 5/7.2 and 13.3 (1998)) provide for quick adoption of regulations that are identical-in-substance to federal wastewater pretreatment regulations that USEPA adopts. Section 13.3 of the Act also provides that Title VII of the Act and Section 5 of the Administrative Procedure Act (5 ILCS 100/5-35 and 5-40 (1998)), do not apply to the Board’s adoption of identical in substance regulations. Therefore, the amendments are not subject to first or second-notice review by the Joint Committee on Administrative Rules.

The proposal for public comment will be published on November 13, 2000. The Board will accept written public comment for at least 45 days after the date of publication in the *Illinois Register*. The public comment period expires on December 29, 2000.

For additional information contact: Steven C. Langhoff at 217/782-2615; e-mail langhofs@ipcb.state.il.us.

**Board Adopts First Notice Proposal in *In the Matter of: Proposed Amendments to 35 Ill. Adm. Code 217.Subpart V, Electric Power Generation, R01-16***

On October 19, 2000, the Board proposed rules to amend 35 Ill. Adm. Code 217.Subpart V for first notice publication in the *Illinois Register*. On October 16, 2000, the Illinois Environmental Protection Agency (Agency) filed a proposal to amend 35 Ill. Adm. Code 217.Subpart V of the Illinois air regulations. The adoption by the Board of these amendments is authorized under Section 28.5 of the Environmental Protection Act (Act) (415 ILCS 5/28.5 (1998)). Section 28.5 provides for “fast-track” adoption of certain regulations necessary for compliance with the Clean Air Act Amendments of 1990 (CAA) (42 U.S.C. 7401 *et seq.* (1990)).

The Agency represents that the amendments to Subpart V of Part 217 are intended to meet several obligations of the State under the federal CAA. Section 107(a) of the CAA (42 U.S.C. § 7407(a) (1990)) imposes on the State the primary responsibility for ensuring that it meets the National Ambient Air Quality Standards (NAAQS) for ozone. The State is required to submit a state implementation plan (SIP) that specifies emission limitations, controls, and other measures necessary for the attainment, and enforcement of the NAAQS for ozone in this State.



With the opening of this docket, the Board currently has four NO<sub>x</sub> rulemakings pending. The Agency had previously filed two regulatory proposals in response to the NO<sub>x</sub> SIP Call, 63 Fed. Reg. 57356 (October 27, 1998). See also Proposed New 35 Ill. Adm. Code 217.Subpart W, The NO<sub>x</sub> Trading Program For Electrical Generating Units, and Amendments to 35 Ill. Adm. Code 211 and 217 (July 13, 2000), R01-9; and Proposed New 35 Ill. Adm. Code 217.Subpart T, Cement Kilns, and Amendment to 35 Ill. Adm. Code 211 and 217 (August 24, 2000), R01-11. At the same time it filed this proposal, the Agency also filed a third regulatory proposal to add Subparts U and X to Part 217, and make various amendments to Part 211. See Proposed New 35 Ill. Adm. Code 217.Subpart U, NO<sub>x</sub> Control And Trading Program For Specified NO<sub>x</sub> Generating Units, Subpart X, Voluntary NO<sub>x</sub> Emissions Reduction Program, and Amendments to 35 Ill. Adm. Code 211 (October 19, 2000), R01-17.

The proposal will be published in the *Illinois Register* on November 3, 2000, whereupon a 45-day public comment period will begin during which interested persons may file public comments with the Board. Public hearings are scheduled on December 10, 2000 and on January 9, 2001. These hearings are being held consecutively with those in R01-17 (See article below).

Please direct any questions regarding this rulemaking to Bobb Beauchamp at 312/814-6929; e-mail address: beauchab@ipcb.state.il.us.

**Board Adopts First Notice Proposal in In the Matter of: Proposed New 35 Ill. Adm. Code 217.Subpart U, NO<sub>x</sub> Control and Trading Program for Specified NO<sub>x</sub> Generating Units, Subpart X, Voluntary NO<sub>x</sub> Emissions Reduction Program, and Amendments to 35 Ill. Adm. Code 211, R01-17**

On October 19, 2000, the Board proposed rules to add 35 Ill. Adm. Code 217.Subpart U, 217.Subpart X, and to amend 35 Ill. Adm. Code 211 for first notice publication in the *Illinois Register*. On October 16, 2000, the Illinois Environmental Protection Agency (Agency) filed a proposal to have the Board add new Subparts U and X to Part 217, and to make various amendments to Part 211 of the Illinois air regulations. The adoption by the Board of these amendments is authorized under Section 28.5 of the Act (415 ILCS 5/28.5 (1998)). Section 28.5 provides for "fast-track" adoption of certain regulations necessary for compliance with the Clean Air Act Amendments of 1990 (CAA) (42 U.S.C. 7401 *et seq.* (1990)).

The Agency represents that the proposed amendments are intended to meet several obligations of the State under the federal CAA. Section 107(a) of the CAA (42 U.S.C. § 7407(a) (1990)) imposes on the State the primary responsibility for ensuring that it meets the National Ambient Air Quality Standard (NAAQS) for ozone. It requires the State to submit a state implementation plan (SIP) that specifies emission limitations, controls, and other measures necessary for the attainment, maintenance, and enforcement of the NAAQS in this State.

With the opening of this docket, the Board currently has four NO<sub>x</sub> rulemakings pending. The Agency had previously filed two regulatory proposals in response to the NO<sub>x</sub> SIP Call, 63 Fed. Reg. 57356 (October 27, 1998). See also Proposed New 35 Ill. Adm. Code 217.Subpart W, The NO<sub>x</sub> Trading Program For Electrical Generating Units, and Amendments to 35 Ill. Adm. Code 211 and 217 (July 13, 2000), R01-9; and Proposed New 35 Ill. Adm. Code 217.Subpart T, Cement Kilns, and Amendment to 35 Ill. Adm. Code 211 and 217 (August 24, 2000), R01-11. At the same time it filed this proposal, the Agency also filed a third regulatory proposal to amend Subpart V of Part 217. See Proposed Amendments to 35 Ill. Adm. Code 217.Subpart V, Electric Power Generation, (October 19, 2000), R01-16.

The proposal will be published in the *Illinois Register* on November 13, 2000, whereupon a 45-day public comment period will begin during which interested persons may file public comments with the Board. Public hearings are scheduled on December 10, 2000 and on January 9, 2001. These hearings are being held consecutively with those in R01-16 (See article above).

Please direct any questions regarding this rulemaking to Bobb Beauchamp at 312/814-6929; e-mail address: beauchab@ipcb.state.il.us.

## **IEPA Restricted Status List**

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ILLINOIS ENVIRONMENTAL PROTECTION AGENCY  
 DIVISION OF WATER POLLUTION CONTROL  
 RESTRICTED STATUS LIST

In order to comply with 35 Illinois Administrative Code Section 306.401 of the Illinois Pollution Control Board Regulations, the Illinois Environmental Protection Agency has prepared the following list of facilities, which are on Restricted Status. Restricted Status is defined as the Agency determination that a sewer or lift station has reached hydraulic capacity or that a sewage treatment plant has reached design capacity, such that additional sewer connection permits may no longer be issued without causing a violation of the Act or Regulations. Please note that the list is continually being revised to reflect the current situation. Therefore, if you have any questions on the capability of a treatment facility or transport system, please contact the Agency for a final determination. This listing reflects the status as of September 30, 2000.

Facility names followed by an asterisk (\*) indicates that construction is underway to ultimately alleviate problems which resulted in imposition of Restricted Status. Facilities followed by a double asterisk (\*\*) are additions to the list.

<u>FACILITY NAME</u>	<u>RESPONSIBLE AUTHORITY</u>	<u>COUNTY</u>	<u>REMAINING CAPACITY</u>
Bourbonnais (Belle Aire Subd.)	Village of Bourbonnais	Kankakee	0
Camelot Utilities Wastewater Collection System	Camelot Utilities	Will	0
Camp Point (a portion mh 60-68)	Village of Camp Point	Adams	0
Clearview S.D.	Clearview S.D.	McLean	0
East Alton	City of East Alton	Madison	0
Farmington	City of Farmington	Fulton	0
Hinckley STP	Village of Hinckley	DeKalb	0
Hurst & Blairville Collection System	City of Hurst	Williamson	0
Maple Lawn Homes STP	Maple Lawn Homes	Woodford	0
Port Byron STP	Village of Port Byron	Rock Island	0
Rosewood Heights S.D.- Ninth Street LS	Rosewood Heights S.D.	Madison	0
South Palos Twp. SD	South Palos Twp.	South Palos Twp.	0
Streator STP**	City of Streator	LaSalle/Livingston	0
Taylorville-Shawnee Ave. Pump Station	City of Taylorville	Christian	0
Utilities Unlimited	Utilities Unlimited	Will	0
Washington (Rolling Meadows)	City of Washington	Tazewell	0
Wauconda-Larkdale LS	Village of Wauconda	Lake	0
Winnebago-SS overflow to Westfield LS; East 4 blocks of Soper St.**	Village of Winnebago	Winnebago	0

No deletions from previous quarterly report

# IEPA Critical Review List

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY  
DIVISION OF WATER POLLUTION CONTROL  
CRITICAL REVIEW LIST

In order to comply with 35 Illinois Administrative Code Section 306.401 of the Illinois Pollution Control Board Regulations, the Illinois Environmental Protection Agency has prepared the following list of facilities, which are on Critical Review. Critical Review is defined as the Agency determination that a sewer or lift station is approaching hydraulic capacity or that a sewage treatment plant is approaching design capacity such that additional sewer connection permit applications will require close scrutiny to determine whether issuance would result in a violation of the Act or Regulations. Please note that these lists are continually being revised to reflect the current situation. Therefore, if you have any questions on the capability of a treatment facility or transport system, please contact the Agency for a final determination. This listing reflects the status as of September 30, 2000.

Facility names followed by a double asterisk (\*\*\*) are additions to the list.

<u>FACILITY NAME</u>	<u>RESPONSIBLE AUTHORITY</u>	<u>COUNTY</u>	<u>REMAINING CAPACITY</u>	<u>PE ADDED SINCE LAST LIST</u>
Antioch STP**	Village of Antioch	Lake	2,420	0
Athens STP	City of Athens	Menard	72	122
Beardstown SD	City of Beardstown	Cass	1,769	0
Benton-Southeast STP	City of Benton	Franklin	60	0
Bethalto (L.S. #1)	Village of Bethalto	Madison	87	0
Bonnie Brae Forest Manor SD STP	Bonnie Brae Forest Manor SD	Will	110	0
Carrier Mills	Village of Carrier Mills	Saline	836	0
Carrollton	City of Carrollton	Greene	140	0
Chester STP	City of Chester	Randolph	485	0
Citizens Utilities Co. of Ill.- Derby Meadows UtilityCo. STP	Citizens Utilities Co. of Ill.	Will	0	0
Citizens Utilities Co. of Ill.- River Grange	Citizens Utilities Co. of Ill.	Will	10	0
Dakota	Village of Dakota	Stephenson	90	0
Downers Grove S.D.	Downers Grove S.D.	DuPage	4,922	251
Earlville	City of Earlville	LaSalle	127	0
East Dundee STP	Village of E. Dundee	Kane	689	0
Elkville	Village of Elkville	Jackson	6	0
Ferson Creek Utilities Co.	Utilities, Inc.	Will	70	0
Herschler	Village of Herschler	Kankakee	300	0
LCPWD-Diamond-Sylvan STP	County of Lake Public Works Department	Lake	0	0
Lake Barrington Home Owners Assn. STP	Lake Barrington Home Owners Assn.	Lake	80	0
Lindenhurst S.D.	Village of Lindenhurst	Lake	1,312	0
Moline (North Slope)	City of Moline	Rock Island	1,151	0
Morris STP	City of Morris	Grundy	0	0
Mundelein STP	Village of Mundelein	Lake	0	4
Paris STP	City of Paris	Edgar	1,681	24
Plainfield STP	Village of Plainfield	Will	0	1,116
Rock Island (Main)	Village of Rock Island	Rock Island	4,749	122
Sandwich	Village of Sandwich	DeKalb/Kendall	681	0
Thompsonville STP	Village of Thompsonville	Franklin	0	0
Wauconda – Remaining Collection System & Lakeview Villa LS	Village of Wauconda	Lake	***	0



AC 00-87	<u>IEPA v. Olen G. Parkhill, Jr.</u> – In response to a joint stipulation and settlement agreement in this administrative citation action involving a Champaign County facility, the Board dismissed respondent’s petition for review, and found respondent had violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (1998)). Respondent was ordered to pay a civil penalty of \$1,500.	7-0
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**Adjudicatory Cases**

• **Decisions**

PCB 00-44	<u>People of the State of Illinois v. Wallace, Inc.</u> – In this Resource Conservation and Recovery Act enforcement action concerning a facility located in Jackson County, Illinois, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (1998)), accepted a final stipulation and settlement agreement, ordered the respondent to pay a civil penalty of \$2,000, and ordered respondent to cease and desist from further violations.	7-0 RCRA-E
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PCB 01-41	<u>People of the State of Illinois v. Sommer Products Company, Inc.</u> – In this air enforcement action concerning a facility located in Peoria County, Illinois, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (1998)), accepted a final stipulation and settlement agreement, ordered the respondent to pay a civil penalty of \$7,500, and ordered respondent to cease and desist from further violations.	7-0 A-E
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PCB 01-45	<u>People of the State of Illinois v. E.J. Water Corporation, Milano &amp; Grunloh Engineers, Inc. and Speth Plumbing, Inc.</u> – In this public water supply enforcement action concerning a facility located in Randolph County, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (1998)), and accepted a final stipulation and settlement agreement. The Board ordered each respondent to pay a civil penalty of \$6,000, and to cease and desist from further violations.	7-0 PWS-E
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• **Provisional Variance**

PCB 01-59	<u>Abbott Laboratories v. IEPA</u> – Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted a 30-day provisional variance to this Lake County facility from the 90-day limitation on the accumulation of hazardous wastes, as set forth in 35 Ill. Adm. Code 722.134(b).	7-0 L-V, RCRA
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**Motions and Other Matters**

PCB 97-101	<u>People of the State of Illinois v. Louis Berkman Company</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action involving a facility located in Ogle County, the Board ordered publication of the required newspaper notice.	7-0 A-E
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PCB 99-27	<u>People of the State of Illinois v. James and Carol Gilmer</u> – The Board denied respondents’ motion for stay of the Board’s August 24, 2000 order.	7-0 RCRA, W-E
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PCB 00-32	<u>People of the State of Illinois v. Village of Maryville and Osborn Homes, Inc.</u> – Upon receipt of a proposed stipulation and settlement agreement between the People and the Village, and an agreed motion to request relief from the hearing requirement in this public water supply enforcement action involving a facility located in Madison County, the Board ordered publication of the required newspaper notice.	7-0 PWS-E
PCB 00-214	<u>General Motors Corporation (Electro-Motive Division) v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal involving a Cook County facility.	7-0 P-A, Air
PCB 00-223	<u>Silver Glen Homeowners’ Association, Inc. v. IEPA</u> – The Board denied respondent’s motion to dismiss.	7-0 P-A, Water
PCB 01-15	<u>Federal-Mogul Corporation v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this Cook County facility.	7-0 UST-Appeal
PCB 01-18	<u>Greenville Airport Authority v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this Bond County facility.	7-0 UST-FRD
PCB 01-19	<u>Bond County Community School District v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this Bond County facility.	7-0 UST-FRD
PCB 01-20	<u>Abbott Laboratories v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no permit appeal was timely filed on behalf of this Lake County facility.	7-0 P-A, Air
PCB 01-21	<u>Michael E. Mellon and Rebecca J. Mellon v. Illinois Department of Transportation</u> - The Board found that the alleged violations of Sections 9(a) and 24 of the Environmental Protection Act (415 ILCS 5/9(a), 24 (1998)) and 35 Ill. Adm. Code 900.102 of the Board’s noise rules were neither duplicitous nor frivolous. The Board accepted those allegations involving a Cook County facility for hearing. The alleged violations of Sections 9(b) and 23 of the Environmental Protection Act (415 ILCS 5/9(b), 23 (1998)) were determined to be frivolous, and the Board dismissed them from the complaint.	6-0 Kezelis abstained A&N-E Citizens
PCB 01-22	<u>Homewood-Flossmoor Park District v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this Cook County facility.	7-0 UST-FRD
PCB 01-23	<u>Hillerich’s Car Care v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was timely filed on behalf of this Cook County facility.	7-0 UST-Appeal
PCB 01-24	<u>U.S. Chrome Corporation of Illinois v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no permit appeal was timely filed on behalf of this Boone County facility.	7-0 P-A
PCB 01-25	<u>Chrysler Realty Corporation v. Thomas Industries, Inc. and TDY Industries, Inc.</u> The Board granted respondent’s attorney’s motion to appear <i>pro hac vice</i> and ordered respondent to provide to the Board additional information regarding its affirmative defense.	7-0 UST-E, Citizens
PCB 01-48	<u>Community Landfill Company and City of Morris v. IEPA</u> – The Board granted respondent’s motion to file the response <i>instanter</i> and denied the motion for extension of time to file the administrative record.	7-0
PCB 01-49		P-A, Land
(Cons.)		

PCB 01-50	<u>Gilberts Citgo L.L.C. v. IEPA</u> – The Board accepted petitioner’s amended petition for hearing in this water well setback appeal involving a Kane County facility.	7-0 WWS
PCB 01-55	<u>CC Landfill, Inc. v. The Coles County Board, including Bill Harrington, Eugene Sims, Timothy Yow, Tim Gover, Robert Webb, Jonathan McKenzie, Robert Crowder, Michael Genta, Jan Eads, Carl Furry, Pat Black and Ray Allen, and Coles County Environmental Force</u> – The Board accepted for hearing this third-party pollution control facility siting review involving a Coles County facility and dismissed as improperly named all respondents except the Coles County Board.	7-0 P-C-F-S-R
PCB 01-56	<u>Bluff’s/Scott-Morgan C.U.S.D. #2 v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Scott County facility.	7-0 UST-FRD
PCB 01-57	<u>G.J. Leasing Company, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this St. Clair County facility.	7-0 UST-FRD 90-Day Ext.
PCB 01-58	<u>Roman Catholic Diocese/Joliet St. Alexis Church v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this DuPage County facility.	7-0 UST-FRD 90-Day Ext.

**October 19, 2000  
Chicago, Illinois**

**Rulemakings**

R01-5	<u>In the Matter of: Wastewater Pretreatment Update, USEPA Amendments (January 1, 2000 through June 30, 2000)</u> – The Board adopted a proposal for public comment in this “identical-in-substance” rulemaking to amend the Board’s wastewater pretreatment regulations.	7-0 R, Water
R01-16	<u>In the Matter of: Proposed Amendments to 35 Ill. Adm. Code 217. Subpart V, Electric Power Generation</u> – The Board accepted the Illinois Environmental Protection Agency’s October 16, 2000 fast track proposal to amend the Board’s air pollution control regulations and granted the motion to waive the filing requirement. The Board adopted a first notice opinion and order, noting that the rules must be adopted 180-days from the filing of the proposal.	7-0 R, Air
R01-17	<u>In the Matter of: Proposed New 35 Ill. Adm.Code 217. Subpart U, NOx Control and Trading Program for Specified NOx Generating Units, Subpart X Voluntary NOx Emissions Reduction Program, and Amendments to 35 Ill. Adm. Code 211</u> – The Board accepted the Illinois Environmental Protection Agency’s October 16, 2000 fast track proposal to amend the Board’s air pollution control regulations and granted the motion to waive the filing requirement. The Board adopted a first notice opinion and order, noting that the rules must be adopted 180-days from the filing of the proposal.	7-0 R, Air

**Adjusted Standards**

AS 99-6	<u>In the Matter of: Petition of Illinois-American Water Company’s Alton Public Water Supply Replacement Facility Discharge to the Mississippi River for an Adjusted Standard from 35 Ill. Adm. Code 304.124, 304.106, and 302.203</u> – The Board granted petitioner’s motion for correction and/or reconsideration and entered an order modifying the Board’s September 7, 2000 order in this matter.	6-0 Girard abstained Water
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AS 01-4	<u>In the Matter of: The Petition of Borden Chemicals &amp; Plastics Operating Limited Partnership for an Adjusted Standard from 35 Ill. Adm. Code 304.105 as it Applies to 35 Ill. Adm. Code 302.211(B)-(E)</u> – The Board entered an order dismissing this petition for an adjusted standard from the general use water quality standards for temperature for this Illiopolis, Sangamon County, Illinois, facility. Petitioners failed to file the certificate of publication within fourteen days as required by Section 28.1(d)(1) of the Environmental Protection Act.	7-0 Water
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**Administrative Citation**

AC 01-8	<u>IEPA v. Carlos Coiley and George Duguay</u> – The Board found that these Kankakee County respondents violated Sections 21(p)(1) and (p)(3) of the Act (415 ILCS 5/21(p)(1), (3) (1998)), and ordered respondents to pay a civil penalty of \$3,000.	7-0
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**Adjudicatory Cases**

• **Decisions**

PCB 00-200	<u>American Bottom Conservancy, East St. Louis Community Action Network, Kathy Andria and Jack Norman v. Village of Fairmont City and Waste Management of Illinois, Inc.</u> - The Board vacated the April 19, 2000 decision by the Village of Fairmont City granting siting approval to Waste Management of Illinois, Inc. to expand the Milam Recycling and Disposal Facility. This matter was remanded for rehearing before the Village of Fairmont City.	7-0 P-C-F-S-R
PCB 00-203	<u>People of the State of Illinois v. Barron Industries, Inc.</u> – In this air enforcement action concerning a facility located in Winnegago County, Illinois, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (1998)), accepted a final stipulation and settlement agreement, ordered the respondent to pay a civil penalty of \$20,000, and ordered respondent to cease and desist from further violations.	7-0 A-E

**Motions and Other Matters**

PCB 98-164	<u>City of Rock Island v. IEPA</u> – The Board entered an order modifying its July 13, 2000 and September 21, 2000 orders in this matter.	6-0 Manning abstained W-V, NPDES
PCB 00-9	<u>People of the State of Illinois v. Brake’s Enterprises, Inc.</u> - The Board granted complainant’s motion for summary judgment.	7-0 UST-E
PCB 00-191	<u>Sunburst Energy, Inc. v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a Fayette County facility.	7-0 UST-FRD
PCB 00-223	<u>Silver Glen Homeowners’ Association, Inc. v. IEPA, Mark Kaplan, and B. Davidson Custom Homes, Inc.</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal involving a Kane County facility.	7-0 P-A, NPDES
PCB 01-30	<u>Stuart C. Nuss v. IEPA and Village of Durand</u> - The Board dismissed the Illinois Environmental Protection Agency from this matter and granted complainant leave to file an amended complaint in this water enforcement action involving a Winnebago County facility.	7-0 W-E, Citizens



PCB 01-32	<u>Waukegan Port District v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Lake County facility.	7-0 UST-FRD
PCB 01-48	<u>Community Landfill Company and City of Morris v. IEPA</u> – The Board granted	7-0
PCB 01-49 (Cons.)	petitioners’ motions for stay of contested permit conditions and respondent’s motions for leave to file surrepley, for extension of time, and for relief from copy requirements.	P-A, Land
PCB 01-54	<u>Richard G. Cotterman v. Jackson Farms and City of Virden</u> – The Board found that the alleged violations of Sections 9(a) and 24 of the Environmental Protection Act (415 ILCS 5/9(a), 24 (1998)) and 35 Ill. Adm. Code 900.102 of the Board’s noise rules were neither duplicitous nor frivolous, granted respondent, the City of Virden’s motion to dismiss it as a party to the case, and accepted this matter involving a Macoupin County facility for hearing.	7-0 A&N-E, Citizens
PCB 01-61	<u>People of the State of Illinois v. Roll Service, Inc.</u> – The Board accepted for hearing this air enforcement action against this Cook County facility.	7-0 A-E
PCB 01-62	<u>ESG Watts, Inc. (Sangamon Valley Landfill) v. IEPA</u> – The Board accepted for hearing this permit appeal involving a Sangamon County facility.	7-0 P-A, Land
PCB 01-63	<u>ESG Watts, Inc. (Viola Landfill) v. IEPA</u> – The Board accepted for hearing this permit appeal involving a Mercer County facility.	7-0 P-A, Land
PCB 01-64	<u>ESG Watts, Inc. (Taylor Ridge/Andalusia Landfill) v. IEPA</u> – The Board accepted for hearing this permit appeal involving a Rock Island County facility.	7-0 P-A, Land
PCB 01-65	<u>Arnold’s Service and Repair v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Fayette County facility.	7-0 UST-FRD, 90- Day Ext.

## **New Cases**

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### **October 5, 2000 Board Meeting**

01-54 Richard G. Cotterman v. Jackson Farms and City of Virden - The Board held for a later duplicitous/frivolous determination of this citizen’s air and noise enforcement action involving a Macoupin County facility.

01-55 CC Landfill, Inc. v. The Coles County Board, including Bill Harrington, Eugene Sims, Timothy Yow, Tim Gover, Robert Webb, Jonathan McKenzie, Robert Crowder, Michael Genta, Jan Eads, Carl Furry, Pat Black and Ray Allen, and Coles County Environmental Force - The Board accepted for hearing this third-party pollution control facility siting review involving a Coles County facility and dismissed as improperly named all respondents except the Coles County Board.

01-56 Bluff’s/Scott-Morgan C.U.S.D. #2 v. IEPA - The Board accepted for hearing this underground storage tank appeal involving a Scott County facility.

01-57 G.J. Leasing Company, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this St. Clair County facility.

01-58 Roman Catholic Diocese/Joliet St. Alexis Church v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this DuPage County facility.

01-59 Abbott Laboratories v. IEPA - Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted a 30-day provisional variance to this Lake County facility from the 90-day limitation on the accumulation of hazardous wastes, as set forth in 35 Ill. Adm. Code 722.134(b).

AC 01-9 IEPA v. Larry Cadie d/b/a Cadie Car Hauling - The Board accepted an administrative citation against this Boone County respondent.

AS 01-5 In the Matter of: Petition of the City of Sycamore for an Adjusted Standard from 35 Ill. Adm. Code Sections 306.305(b) and 304.121 -Pending receipt of the certificate of publication, the Board held this DeKalb County facility’s petition for an adjusted standard from the water regulations found at 35 Ill. Adm. Code 306.305(b) and 304.121.

### **October 19, 2000 Board Meeting**

01-60 Anthony J. Schlax v. Evanston Hospital - The Board held for a later duplicitous/frivolous determination of this citizen’s noise enforcement action involving a Cook County facility.

01-61 People of the State of Illinois v. Roll Service, Inc. - The Board accepted for hearing this air enforcement action against this Cook County facility.

01-62 ESG Watts, Inc. (Sangamon Valley Landfill) v. IEPA - The Board accepted for hearing this permit appeal involving a Sangamon County facility.

01-63 ESG Watts, Inc. (Viola Landfill) v. IEPA - The Board accepted for hearing this permit appeal involving a Mercer County facility.

01-64 ESG Watts, Inc. (Taylor Ridge/Andalusia Landfill) v. IEPA - The Board accepted for hearing this permit appeal involving a Rock Island County facility.

01-65 Arnold’s Service and Repair v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Fayette County facility.

R01-16 In the Matter of: Proposed Amendments to 35 Ill. Adm. Code 217. Subpart V, Electric Power Generation - The Board accepted the Illinois Environmental Protection Agency’s October 16, 2000 fast-track proposal to amend the Board’s air pollution control regulations and granted the motion to waive the filing requirement. The Board adopted a first notice opinion and order, noting that the rules must be adopted 180-days from the filing of the proposal.

R01-17 In the Matter of: Proposed New 35 Ill. Adm. Code 217. Subpart U, NOx Control and Trading Program for Specified NOx Generating Units, Subpart X Voluntary NOx Emissions Reduction Program, and Amendments to 35 Ill. Adm. Code 211 - The Board accepted the Illinois Environmental Protection Agency’s October 16, 2000 fast-track proposal to amend the Board’s air pollution control regulations and granted the motion to waive the filing requirement. The Board adopted a first notice opinion and order, noting that the rules must be adopted 180-days from the filing of the proposal.

### **Board Calendar**

11/2/2000 11:00 am		Illinois Pollution Control Board Meeting	James R. Thompson Center 100 W. Randolph Street Room 9-040 Chicago, IL
11/3/2000 10:00 am	R01-11	In the Matter of: Proposed New 35 Ill. Adm. Code 217.Subpart T, Cement Kilns, and Amendments to 35 Ill. Adm. Code 211 and 217	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
11/13/2000 1:00 pm	AS 00-11	In the Matter of: Petition of Bema Film Systems, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Sections 218.401(a), (b) and (c) (the “Flexographic Printing Rule”)	Elmhurst City Hall City Council Chambers 2nd Floor 209 N. York St. Elmhurst, IL

11/14/2000 10:30 am	AS 00-13	In the Matter of: Petition of Formel Industries, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Sections 218.401(a), (b) and (c) (the "Flexographic Printing Rule")	James R. Thompson Center 100 W. Randolph Street Room 11-512 Chicago, IL
11/15/2000 9:00 am	PCB 00-32	People v. Village of Maryville and Osborn Homes, Inc.	Madison County Administrative Building Room 203 157 N. Main St. Edwardsville, IL
11/15/2000 10:30 am	AS 00-12	In the Matter of: Petition of Vonco Products, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Sections 218.401(a), (b) and (c) (the "Flexographic Printing Rule")	Libertyville Village Hall 118 W. Cook St. Libertyville, IL
11/15/2000 11:00 am	R01-11	In the Matter of: Proposed New 35 Ill. Adm. Code 217.Subpart T, Cement Kilns, and Amendments to 35 Ill. Adm. Code 211 and 217	James R. Thompson Center 100 W. Randolph Street Room 11-500 Chicago, IL
11/16/2000 9:00 am	PCB 00-32	People v. Village of Maryville and Osborn Homes, Inc.	Madison County Administrative Building Room 203 157 N. Main St. Edwardsville, IL
11/16/2000 9:30 am	PCB 00-50	People v. Staley	Stratton Building Room 503 401 Spring St. Springfield, IL
11/16/2000 11:00 am		Illinois Pollution Control Board Meeting	James R. Thompson Center 100 W. Randolph Street Room 9-040 Chicago, IL
11/17/2000 9:30 am	PCB 00-50	People v. Staley	Stratton Building Room 503 401 Spring St. Springfield, IL
11/17/2000 9:30 am	R01-13	In the Matter of: Revisions to Antidegradation Rules: 35 Ill. Adm. Code 302.105, 303.205, 303.206 and 106.990 – 106.995	James R. Thompson Center 100 W. Randolph Street Room 9-040 Chicago, IL
11/22/2000 10:00 am	PCB 01-50	Gilberts Citgo v. IEPA and Wheeling Trust & Savings Bank	Kane County Courthouse Room 141 100 S. Third St. Geneva, IL
11/28/2000 9:00 am	PCB 98-148	People v. Poland, Yoho and Briggs Plumbing	Knox County Courthouse 2nd Floor Conference Room 200 S. Cherry St. Galesburg, IL
11/28/2000 9:30 am	PCB 99-191	People v. Panhandle Eastern Pipeline	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
11/28/2000 11:00 am	R01-16	In the Matter of: Proposed Amendments to 35 Ill. Adm. Code 217.Subpart V, Electric Power Generation	James R. Thompson Center 100 W. Randolph Street Room 9-040 Chicago, IL

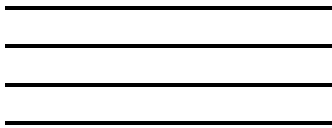
11/29/2000 9:00 am	PCB 98-148	People v. Poland, Yoho and Briggs Plumbing	Knox County Courthouse 2nd Floor Conference Room 200 S. Cherry St. Galesburg, IL
11/29/2000 9:30 am	R01-17	In the Matter of: Proposed New 35 Ill. Adm. Code 217.Subpart U, NOx Control and Trading Program for Specified NOx Generating Units, Subpart X, Voluntary NOx Emissions Reduction Program, and Amendments to 35 Ill. Adm. Code 211	James R. Thompson Center 100 W. Randolph Street Room 9-040 Chicago, IL
11/29/2000 9:30 am	PCB 99-191	People v. Panhandle Eastern Pipeline	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
11/30/2000 9:00 am	PCB 98-148	People v. Poland, Yoho and Briggs Plumbing	Knox County Courthouse 2nd Floor Conference Room 200 S. Cherry St. Galesburg, IL
11/30/2000 9:30 am	PCB 99-191	People v. Panhandle Eastern Pipeline	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
12/1/2000 9:30 am	PCB 99-191	People v. Panhandle Eastern Pipeline	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
12/5/2000 9:00 am	PCB 99-182	Lamma v. Office of the State Fire Marshal	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
12/6/2000 10:00 am	R01-13	In the Matter of: Revisions to Antidegradation Rules: 35 Ill. Adm. Code 302.105, 303.205, 303.206 and 106.990 – 106.995	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
12/7/2000 9:00 am	PCB 01-42	Logsdon v. Bowman	Mt. Sterling City Hall Council Chambers 145 W. Main St. Mt. Sterling, IL
12/7/2000 9:30 am	PCB 99-189	People v. Aabott Asbestos, Inc.	Stratton Building State Use Room, #801 401 Spring St. Springfield, IL
12/7/2000 11:00 am		Illinois Pollution Control Board Meeting	Illinois Pollution Control Board Hearing Room 403 600 S. Second Street Springfield, IL
12/19/2000 11:00 am	R01-16	In the Matter of: Proposed Amendments to 35 Ill. Adm. Code 217.Subpart V, Electric Power Generation	James R. Thompson Center 100 W. Randolph Street Room 9-040 Chicago, IL



The Illinois Pollution Control Board is an independent seven-member board that adopts environmental control standards, rules on enforcement actions, and other environmental disputes for the State of Illinois.

The Environmental Register is published monthly by the Board, and contains updates on rulemakings, descriptions of final decisions, the Board's hearing calendar, and other environmental law information.

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