



ORIGINAL

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AUG 29 2008

STATE OF ILLINOIS  
Pollution Control Board

August 29, 2008

Members of the Illinois Pollution Control Board  
c/o Clerk of the Board  
Illinois Pollution Control Board  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601

**Re: In the Matter of RCRA Delisting Adjusted Standard Petition of Peoria Disposal Company; Case No. AS 08-10**

Dear Members of the Board:

I file this public comment to express my opinion that further public hearings in Peoria Disposal Company's (PDC) delisting petition do not appear to be necessary, especially given PDC's voluntary commitment to DeWitt County concerning Clinton Landfill. In addition, I urge the Board to make an expedited decision on PDC's K061 delisting petition.

In its Petition, PDC states that it has developed a new waste treatment technology that allows it to treat K061 electric arc furnace dust, a listed hazardous waste, and make it nonhazardous before disposal in an IEPA permitted Subtitle D landfill, which I understand to be subject to significant technical and regulatory requirements. Furthermore, PDC seeks approval from the Board to deposit the treated K061 residue in any IEPA permitted landfill in Illinois, which would include sites that it owns in Tazewell County (Indian Creek Landfill) and DeWitt County (Clinton Landfill). Both of these sites are located within the 44<sup>th</sup> District which I represent.

It is my understanding that PDC has received a delisting authorization from the Board before, and that it currently accepts delisted wastes generated from its hazardous waste treatment plant in Peoria County for disposal at its Indian Creek Landfill site as a result of Tazewell County Board approval. It is also my understanding that the Hopedale Township Board has expressed its support of PDC's K061 delisting petition and filed a public comment at the Board's public hearing in Peoria County on August 18 demonstrating same. Finally, I am aware that the IEPA has reviewed the petition and has informed the Board that it has no objection to the Board's granting of it.

Members of the Illinois Pollution Control Board

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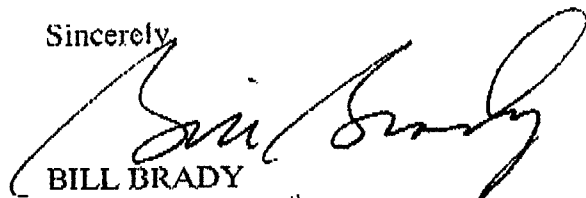
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PDC is an 80 year old central Illinois company with an excellent and long history of compliance with environmental law and regulations. It has asked the Board for an expedited decision so that it can continue to serve the needs of its steel mill customers, a majority of which are based in Illinois and also provided public comment at the Board's public hearing on August 18 in Peoria supporting the issuance of this K061 delisting petition. It is my understanding that if PDC does not receive this K061 delisting authorization, it may be forced to lay off most of its 70 union employee workforce in Peoria, which accounts for an approximate \$3,500,000 payroll, as this is the largest waste stream that PDC currently processes at its facility in Peoria County. In addition, PDC's steel mill customers would have to transport their K061 waste to more distant outlets, which would have a multi-million dollar cost impact on their facilities. Finally, Tazewell County and Hopedale Township could stand to collectively lose hundreds of thousands of dollars in new host fees for beneficial programs like municipal recycling grants, environmental enforcement activities and road improvement programs.

Because of the approval that it has sought and received from the elected representatives in Tazewell County to accept delisted wastes at Indian Creek Landfill, the support it received from the Hopedale Township Board to accept delisted K061 treatment residues at Indian Creek Landfill, the business decision it has made and expressed to DeWitt County concerning acceptance of delisted waste at the Clinton Landfill, the IEPA's opinion that PDC's waste treatment technology for delisting K061 treatment residues is safe, and the fact that the Illinois steel industry has indicated that it needs the services of PDC to continue to be competitive and keep good paying jobs at its facilities in Illinois, it is my opinion that further public hearings do not appear necessary. Furthermore, I urge the Board to reach an expedited decision on PDC's K061 delisting petition.

If you should have any questions, please contact me at (309) 664-4440. Thank you for your consideration.

Sincerely,



BILL BRADY

State Senator - 44<sup>th</sup> District

C: Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
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P.O. Box 19274  
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# FAX

Send to: <i>IPCB</i>	From: <i>Brady</i>
Attention: <i>John Therriault</i>	Date: <i>8-29</i>
Office Location:	Office Location: <i>BLM</i>
Fax Number: <i>312 814 3669</i>	Phone Number: <i>309 664 4440</i>

- Urgent
- Reply ASAP
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- For your information

Total pages, including cover: *3*

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