

ILLINOIS POLLUTION CONTROL BOARD
October 19, 1978

IN THE MATTER OF:)
)
THE PETITION OF MONSANTO) R76-17
COMPANY FOR A REVISION)
OF THE MERCURY SEWER)
DISCHARGE STANDARD.)

OPINION AND ORDER OF THE BOARD (by Mr. Dumelle):

Only one comment was received on the Board's Proposed Opinion and Order dated August 3, 1978. That comment was submitted by the Chief of the Environmental Control Division of the Attorney General's Office. He objected to the fact that the Monsanto Company was mentioned by name in the proposed amendment to Rule 702 of Chapter 3: Water Pollution. The objection is well taken. The Board does not intend to adopt specific standards for specific corporations. Rather, the Board is acknowledging the fact that specific industries have water pollution problems which are peculiar to their industrial category. When these problems are viewed in conjunction with the nature of the receiving stream (in this case, the Mississippi River) a valid site specific standard can be fashioned. The language of the new Rule 702(f) has been adjusted to reflect this principle.

The Board hereby adopts its Proposed Opinion dated August 3, 1978 and this Opinion as its Opinion in this proceeding.

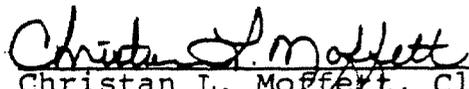
ORDER

It is the Order of the Pollution Control Board that Rule 702 of Chapter 3: Water Pollution of the Board's Rules and Regulations be amended by the addition of a new subsection (f) which shall read as follows:

(f) The mercury discharge standards of Rules 408(a) and 702(a) shall not apply to any manufacturing facility which operates chlor-alkali cells, is located in St. Clair County and discharges directly, or indirectly into the Mississippi River; or to any publicly owned treatment works which receives such a manufacturing facility's wastewater. The amount of mercury discharged by any such manufacturing facility shall not exceed an average of 0.25 pounds per day during any calendar month and a maximum of 0.5 pounds during any one day. Any publicly

owned treatment works which, directly, or indirectly, receives such a manufacturing facility's wastewater shall be entitled to discharge mercury in excess of the levels provided in Rule 408(a) to the extent that said discharge exceeds those levels because of such a manufacturing facility's discharge.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 1977 day of October, 1978 by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board