

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
REASONABLY AVAILABLE CONTROL) R10-8
TECHNOLOGY (RACT) FOR VOLATILE) (Rulemaking-Air)
ORGANIC MATERIAL EMISSIONS FROM)
GROUP II CONSUMER & COMMERCIAL)
PRODUCTS: PROPOSED AMENDMENTS)
TO 35 ILL. ADM. CODE 211, 218, and 219)

NOTICE

To: John Therriault, Assistant Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601-3218

SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that I have today filed with the Office of the Pollution Control Board the SECOND MOTION TO AMEND RULEMAKING PROPOSAL of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: *Dana Vetterhoffer*
Dana Vetterhoffer
Assistant Counsel
Division of Legal Counsel

DATED: December 7, 2009

1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

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SECOND MOTION TO AMEND RULEMAKING PROPOSAL

The Proponent, the Illinois Environmental Protection Agency ("Illinois EPA"), by its attorney, and pursuant to 35 Ill. Adm. Code 101.500 and 102.402, moves that the Illinois Pollution Control Board ("Board") amend Parts 218 and 219 of this rulemaking proposal. In support of its Motion, the Illinois EPA states as follows:

1. On July 9, 2009, the Illinois EPA filed a proposal with the Board to amend 35 Ill. Adm. Code Parts 211, 218, and 219 to control the emissions of volatile organic materials ("VOM") from Group II Consumer and Commercial Product categories. The proposal implements reasonably available control technology for such categories in response to control techniques guidelines issued by the United States Environmental Protection Agency.
2. On September 14, 2009, the Illinois EPA filed a Motion to Amend Rulemaking Proposal, which the Board granted on October 15, 2009. The Illinois EPA proposes an additional amendment to its proposal, as follows.
3. In response to a recent request for clarification from an industry representative, the Illinois EPA recommends amending Section 218/219.187(b)(1) to specify that the VOM content limitations set forth in such Section apply to as-used cleaning solutions, excluding water and

other compounds exempted from the definition of VOM. This proposed amendment is consistent with the Illinois EPA's original intent and with existing VOM regulations.

Section 218/219.187(b)(1):

- b) Material and Control Requirements. No owner or operator of a source subject to this Section shall perform any cleaning operation subject to this Section unless the owner or operator meets the requirements in subsection (b)(1), (b)(2), or (b)(3):
 - 1) The VOM content of the as-used cleaning solutions (minus water and any compounds which are specifically exempted from the definition of VOM) does not exceed the following emissions limitations:

WHEREFORE, for the reasons set forth above, the Illinois EPA moves that the Board amend Parts 218 and 219 as set forth herein.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 
Dana Vetterhoffer
Assistant Counsel
Division of Legal Counsel

DATED: December 7, 2009

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CERTIFICATE OF SERVICE

I, the undersigned, an attorney, state that I have served electronically the attached SECOND MOTION TO AMEND RULEMAKING PROPOSAL upon the following person:

John Therriault, Assistant Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601-3218

and electronically to the following persons:

SEE ATTACHED SERVICE LIST.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 
Dana Vetterhoffer
Assistant Counsel
Division of Legal Counsel

DATED: December 7, 2009

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Service List R10-8

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