

ILLINOIS POLLUTION CONTROL BOARD
June 6, 1974

IN THE MATTER OF PROPOSED)
HYDROGEN SULFIDE STANDARDS) R74-4
)

ORDER OF THE BOARD (by Mr. Marder)

After review of the above entitled petition, the Board finds said Petition to be inadequate.

1. Petitioner's statement of reasons as required by Section 28 of the Environmental Protection Act is inadequate, in that it fails to substantiate in any way the claims alleged.

2. Petition is inadequate in that this Board has no way of determining whether the persons signing said Petition have any knowledge of or have concurred with the attached letter from the Sierra Club. The Petition on its face should contain all pertinent information.

3. Petition is inadequate in that the Board cannot determine what type of standard is requested. It is unclear whether an ambient air standard or an emission standard is requested.

- A) An air quality standard would seem to warrant a part per million or similar system of units rather than a ppm per hour criteria. Such a standard should also be specific as to annual mean, 24 hour, 8 hour, or such other time frame.
- B) An emission standard would seem to warrant either a maximum concentration such as ppm or a maximum loading (example - pounds/hr). The suggested system of ppm per hour seems inconsistent on its face. An emission standard should also be addressed to individual sources rather than combinations of sources, lest enforcement become impossible.

The Board also notes that the full burden of proof as to health and welfare as well as economic reasonableness and technological feasibility rests on the Petitioner. Should Petitioner submit a new Regulatory Proposal, it should be prepared to offer testimony in support of its position at any subsequent hearings.

For the above three reasons the Board holds the Petition inadequate pursuant to Section 28 of the Environmental Protection Act and Board Procedural Rule 203.

IT IS THE ORDER of the Illinois Pollution Control Board that Petition for Regulatory Action be dismissed without prejudice.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted by the Board on the 6th day of June, 1974, by a vote of 4 to 0.

A handwritten signature in cursive script, reading "Christan L. Moffett", is written over a horizontal line.