

ILLINOIS POLLUTION CONTROL BOARD
December 5, 1972

PROPOSED AMENDMENT OF RULES)
AND REGULATIONS FILED BY) #R72- 20
PEABODY COAL COMPANY)

ORDER OF THE BOARD (BY SAMUEL T. LAWTON, JR.):

We have received a proposed amendment to Rule 201 of Chapter 4, Water Regulations, submitted by letter of Peabody Coal Company, proposing amendment to present Rule 201 with respect to the dates for acquiring permits for opening, re-opening, abandoning or conducting mining operations, together with statement in support of the proposal. Since the submission does not satisfy the mandatory hearing requirements as provided by statute, pursuant to which a hearing must be set on the proposed regulation, we will withhold our decision on whether to order such hearing pending receipt from the Environmental Protection Agency of its analysis and comments respecting the proposed regulation which we direct be submitted to the Board within 21 days from the date of this Order.

IT IS SO ORDERED.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on the 5th Day of December, 1972, by a vote of 4 to 0.

Christan S. Moffett