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ILLINOIS POLLUTION CONTROL BOARD

March 14, 2012

IN THE MATTER OF:)	
)	
PROPOSED AMENDMENTS TO CLEAN)	R12-9
CONSTRUCTION OR DEMOLITION)	(Rulemaking - Land)
DEBRIS FILL OPERATIONS (CCDD):)	
PROPOSED AMENDMENTS TO 35 Ill.)	
Adm. Code 1100)	

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**STATE OF ILLINOIS
Pollution Control Board**

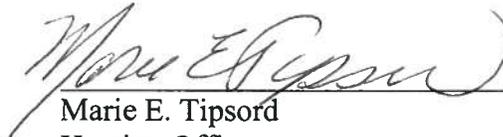
HEARING OFFICER ORDER

On July 29, 2011, the Illinois Environmental Protection Agency (IEPA) filed a rulemaking proposal pursuant to Section 22.51 of the Environmental Protection Act (Act) (415 ILCS 5/22.51 (2010)). Generally, the proposal will amend the Board's rules for Clean Construction or Demolition Debris Fill Operations to allow for use of uncontaminated clean construction or demolition debris (CCDD) and soil to be used as fill. Under Section 22.51 of the Act, the IEPA was required to present a proposal to the Board by July 30, 2011, and the Board must adopt the rule no later than one year after receipt of the IEPA's proposal.

On February 2, 2012, the Board adopted a first notice opinion and order. On March 13 and 14, 2012, additional hearings were held and testimony was heard. At the close of hearing on March 14, 2012, after consultation with the parties, a deadline was established for the first-notice public comment period.

The first-notice comment deadline is April 18, 2012, and comments must be filed with the Board by that date. The participants will have until April 27, 2012 to file comments in response to the first-notice comments with the Board. The mail box rule does not apply to these filings. See 35 Ill. Adm. Code 101.300.

IT IS SO ORDERED.



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