

ILLINOIS POLLUTION CONTROL BOARD

April 8, 2013

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

RECEIVED
CLERK'S OFFICE
APR 08 2013
STATE OF ILLINOIS
Pollution Control Board

NOTICE OF HEARING

DATES, TIMES, AND PLACES:

May 20, 2013, to be continued if necessary to May 21, 2013

10:30 a.m.
 Sangamo Room
 Illinois Environmental Protection Agency
 1021 N. Grand Avenue East
 Springfield, IL

PURPOSE OF HEARINGS: Merit and Economic
 ATTENDING BOARD MEMBERS: Deanna Glosser
 HEARING OFFICER: Marie E. Tipsord

HEARING OFFICER ORDER

On July 29, 2011, the Illinois Environmental Protection Agency (IEPA) filed a proposal pursuant to Sections 22.51 and 22.51a of the Environmental Protection Act (Act) (415 ILCS 5/22.51 and 22.51a (2010)). The proposal amended 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 uncontaminated soil to be used as fill at quarries, mines and other excavations. The Board held four days of hearings in this matter and adopted the proposal with amendments suggested by participants at second notice. The Board adopted the final rule, making changes recommended by the Joint Committee on Administrative Rules (JCAR) and opened Subdocket B at JCAR's recommendation.

On September 21, 2012, a hearing officer order sought comment from any interested person on whether or not the Board should require groundwater monitoring at CCDD and uncontaminated soil fill facilities. The hearing officer allowed for comments to be filed until December 1, 2012.

The Board reviewed those comments and directed the hearing officer to schedule hearings and provide participants with questions to be addressed by participants at hearing.

Today's order sets the dates for the hearings and the prefiling deadlines. The hearing is scheduled to begin on May 20, 2013 and may continue until May 21, 2013, if necessary. The Board and any other participant that chooses, must prefile questions by April 19, 2013. Participants, wishing to respond to prefiled questions and/or testify at the May 20, 2013 hearing, must prefile answers and any testimony by May 13, 2013. The mail box rule does not apply to these filings. See 35 Ill. Adm. Code 101.300.

All filings in this proceeding will be available on the Board's web page at www.ipcb.state.il.us and participants may file electronically on the Board's web page. The prefiled questions, prefiled answers and prefiled testimony must be served on the persons on the service list.

IT IS SO ORDERED.



Marie E. Tipsord
Hearing Officer
Illinois Pollution Control Board
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-4925
Marie.Tipsord@illinois.gov