



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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BRUCE RAUNER, GOVERNOR

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April 22, 2015

RECEIVED
CLERK'S OFFICE

APR 28 2015

STATE OF ILLINOIS
Pollution Control Board

John T. Therriault, Clerk
Illinois Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Re: Notice of Provisional Variance Approval - Land

Dear Mr. Therriault:

Pursuant to Section 37(b) of the Illinois Environmental Protection Act, 415 ILCS 5/37(b), attached is a copy of the Illinois EPA's recent approval of an application for provisional variance. As you know, the Board must maintain for public inspection copies of all provisional variances filed with it by the Illinois EPA. If you have any questions, please do not hesitate to contact me.

Sincerely,

James G. Richardson
Deputy General Counsel
Division of Legal Counsel

Attachment

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

April 22, 2015

RECEIVED
CLERK'S OFFICE

APR 28 2015

STATE OF ILLINOIS
Pollution Control Board

In re:)	
)	
PCCR USA, INC.,)	(Provisional Variance – Land)
Petitioner.)	
)	

Re: Request for Provisional Variance Pursuant to 35 Ill. Adm. Code 722.134(b)

PCCR USA, Inc.
Attn: Robert Usab, Environmental, Safety and Health Manager
100 East Cottage Avenue
Carpentersville, Illinois 60110

Dear Mr. Usab:

The Illinois Environmental Protection Agency (“Illinois EPA”) has reviewed PCCR USA, Inc.’s (“PCCR’s”) April 21, 2015 request for a provisional variance pursuant to 35 Ill. Adm. Code 722.134(b). Based on this review, a provisional variance for a period of 30-days is GRANTED by the Illinois EPA.

The applicable facts of this request are as follows:

1. PCCR produces polymer resins for the coating and composite industries. It is located at 100 East Cottage Avenue, Carpentersville, Illinois. Presently PCCR has one hundred and eight (108) 55-gallon drums of hazardous waste (primarily waste codes D001 (ignitable wastes), F003 and F005 – flammable solids, and flammable liquids) at its facility that were scheduled for shipment on April 15, 2015.
2. PCCR ships this hazardous waste to a Giant Resource Recovery (GRR) receiving center in Attala, Alabama. GRR then ships the hazardous waste to its facility in Harleyville, South Carolina for incineration. GRR advised PCCR on April 14, 2015 that an April 13, 2015 fire at the GRR Harleyville facility had idled operations until an investigation is completed concerning the cause of the fire. Because of this, the April 15, 2015 shipment did not occur.
3. The 90-day accumulation periods for the drums have end dates ranging from April 21 through June 12, 2015 (14 of the drums have accumulation periods that end in April).
4. PCCR states that the one hundred and eight (108) 55-gallon drums are and will be properly stored and managed in a secure on-site temperature-controlled warehouse by RCRA-trained employees. PCCR represents that it is seeking this provisional variance so as not to violate the

applicable hazardous waste storage requirements and that no similar extension for this hazardous waste has been previously requested.

35 Ill. Adm. Code 722.134(b) allows a generator to seek an extension of up to 30 days, by means of a variance or provisional variance, from the Illinois EPA if hazardous waste must remain on-site for longer than 90 days due to unforeseen, temporary, and uncontrollable circumstances. The Illinois EPA finds that such facts and circumstances exist in this situation and hereby GRANTS PCCR a provisional variance pursuant to 35 Ill. Adm. Code 722.134(b) for a period of 30 days.

PCCR shall sign a certificate of acceptance of this provisional variance and return it to James G. Richardson #21 at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 on or before April 24, 2015. The certification should take the following form:

PCCR USA, Inc. hereby accepts and agrees to be bound by all terms and conditions of the provisional variance granted by the Illinois EPA on April 22, 2015.

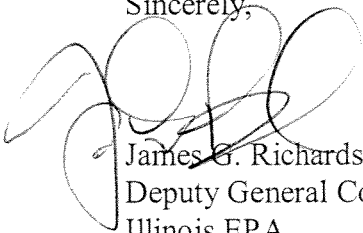
Authorized Agent

Title

Date

The Illinois EPA grants this provisional variance in accordance with its authority contained in Sections 35(b), 36 (c), and 37(b) of the Illinois Environmental Protection Act (415 ILCS 5/35(b), 36(c), and 37(b)) and 35 Ill. Adm. Code 722.134(b). The decision to grant this provisional variance is not intended to address compliance with any other applicable laws or regulations.

Sincerely,



James G. Richardson
Deputy General Counsel
Illinois EPA