

## **Board Sends Proposed Standards and Requirements for Potable Water Well Surveys to Second Notice**

On July 6, 2006, the Illinois Pollution Control Board adopted for second notice a proposal to add a new Part 1600 to the Board's regulations setting standards and requirements for potable water well surveys and for community relations activities in response to impacts or threats from soil and groundwater contamination. The rulemaking is docketed as In the Matter of: Standards and Requirements for Potable Water Well Surveys and for Community Relations Activities Performed in Conjunction with Agency Notices of Threats from Contamination Under PA 94-314: New 35 Ill. Adm. Code 1600 (R06-23). On January 20, 2006, the Illinois Environmental Protection Agency (IEPA) filed this proposal in response to Public Act 94-314, effective July 25, 2005, which added a new Title VI-D ("Right-To-Know") to the Environmental Protection Act (Act). Public Act 94-314 requires the Board to adopt well survey and community relations rules no later than September 17, 2006. The Board meeting immediately before that date is scheduled for September 7, 2006.

Proposed Subpart B sets forth well survey procedures, as well as minimum standards for the performance and documentation of surveys during site investigations. The well survey rules apply to response actions taken pursuant to Board rules requiring that a release of contaminants be addressed.

Subpart C of the rules sets forth two alternative levels of community relations activities depending on the severity of the offsite impacts or threats of impact. Subpart C also establishes requirements for document repositories, if applicable, notices, fact sheets and community relations plans. Finally, Subpart C establishes the IEPA's review of an authorized party's community relations plan and the execution of that plan.

The Board's opinion and order adopting the rule for second notice makes changes suggested by the IEPA as well as several changes to the rule text based on discussions at hearing and in public comments.

Opinions and orders of the Board, hearing transcripts, and other documents in rulemaking records are posted on the Board's website and may be downloaded from the web without charge. Hard copies may be obtained for \$.75 per page from the Clerk's office at 312-814-3629, or by writing to the Clerk's office:

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