

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED REPEALER



- 1) Heading of the Part: Operation and Record Keeping
- 2) Code Citation: 35 Ill. Adm. Code 607
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
607.103	Repealed
607.104	Repealed
- 4) Statutory Authority: Implementing Section 17 and authorized by Sections 27 and 28 of the Environmental Protection Act [415 ILCS 5/17, 27, 28].
- 5) A Complete Description of the Subjects and Issues Involved: The Illinois Environmental Protection Agency (IEPA) proposed that the Board adopt a new Part 604 entitled "Design, Operation and Maintenance Criteria," including emergency operation and cross connection requirements. IEPA proposes to repeal the corresponding two Sections of Part 607, which are the final two Sections remaining in the Part.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: In the Statement of Reasons filed with its proposed rules, IEPA stated that it "did not consult with a published study or research report when developing this proposal." IEPA added that it "did not perform any new studies, nor did the Agency contract with any outside entities to perform any studies for the development of this rulemaking proposal."
- 7) Will this rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This proposed rulemaking does not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)].
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comments on this proposal for a period of at least 45 days after the date of publication in the *Illinois Register*. Public comments must be filed with the Clerk of the Board.

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Public comments must be filed electronically through the Clerk's Office On-Line (COOL) on the Board's website (pcb.illinois.gov). Public comments should refer to docket R18-17. Comments may also be submitted to:

Clerk's Office
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Suite 11-500
Chicago IL 60601

Interested persons may obtain copies of the Board's opinion and order in R18-17 from the Board's website (pcb.illinois.gov) and may also call the Clerk's office at 312/814-3620.

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: The proposal may affect any entity that owns, operates, or serves as official custodian for a community water supply, although it proposes to repeal Part 607.
 - B) Reporting, bookkeeping or other procedures required for compliance: The proposed revisions repeal Part 607 and require no procedures for compliance.
 - C) Types of professional skills necessary for compliance: The proposed revisions repeal Part 607 and do not require professional skills for compliance.
- 14) Regulatory Agenda on which this rulemaking was summarized: July 2017

The full text of the Proposed Amendments begins on the next page:

1 TITLE 35: ENVIRONMENTAL PROTECTION
2 SUBTITLE F: PUBLIC WATER SUPPLIES
3 CHAPTER I: POLLUTION CONTROL BOARD
4

5 PART 607
6 OPERATION AND RECORD KEEPING (REPEALED)
7

8 Section

- 9 607.101 Protection During Repair Work (Repealed)
10 607.102 Disinfection Following Repair or Reconstruction (Repealed)
11 607.103 Emergency Operation
12 607.104 Cross Connections
13 607.105 Laboratory Testing Equipment (Repealed)
14 607.106 Record Maintenance (Repealed)
15

16 607.APPENDIX References to Former Rules (Repealed)
17

18 AUTHORITY: Implementing Section 17 and authorized by Section 27 of the Environmental
19 Protection Act [415 ILCS 5/17 and 27].
20

21 SOURCE: Filed with Secretary of State January 1, 1978; amended and codified at 6 Ill. Reg.
22 11497, effective September 14, 1982; amended in R88-26 at 14 Ill. Reg. 16512, effective
23 September 20, 1990; amended in R95-17 at 20 Ill. Reg. 14423, effective October 22, 1996;
24 amended in R96-18 at 21 Ill. Reg. 6553, effective May 8, 1997; repealed in R18-17 at 42 Ill.
25 Reg. _____, effective _____.
26

27 **Section 607.101 Protection During Repair Work (Repealed)**
28

29 **Section 607.102 Disinfection Following Repair or Reconstruction (Repealed)**
30

31 **Section 607.103 Emergency Operation**
32

- 33 a) Whenever contamination is determined to persist in a public water supply, as
34 demonstrated by microbiological analysis results, the owners or official
35 custodians of the supply shall notify all consumers to boil for five minutes all
36 water used for drinking or culinary purposes. This boil order shall remain in
37 effect until microbiological samples demonstrate that the water is safe for
38 domestic use, or until appropriate corrective action approved by the Agency is
39 taken. If the owner or official custodian of the supply fails to take such action on
40 his own or at the recommendation of the Agency, the Agency may issue a boil
41 order directly to the consumers affected.
42

- 43 b) Any emergency which results in water pressures falling below twenty pounds per

44 square inch on any portion of the distribution system shall be reason for
45 immediate issuance of a boil order by the owner or official custodian of the
46 supply to those consumers affected unless:
47

- 48 1) There is a historical record of adequate chlorine residual and approved
49 turbidity levels in the general area affected covering at least twelve
50 monthly readings;
51
- 52 2) Samples for bacteriological examination are taken in the affected area
53 immediately and approximately twelve hours later; and
54
- 55 3) Tests for residual chlorine and turbidity taken at not more than hourly
56 intervals in the affected area for several hours do not vary significantly
57 from the historical record. If significant decrease in chlorine residual or
58 increase in turbidity occurs, a boil order shall be issued.
59

- 60 c) Whenever the safety of a supply is endangered for any reason, including but not
61 limited to spillage of hazardous substances, the Agency shall be notified
62 immediately by the owner, official custodian or his authorized representative, and
63 the supply officials shall take appropriate action to protect the supply. The owner,
64 official custodian or his authorized representative shall notify all consumers of
65 appropriate action to protect themselves against any waterborne hazards. If the
66 owner or official custodian of the supply fails to take such action on his own or at
67 the recommendation of the Agency, the Agency shall notify directly the
68 consumers affected.
69

70 **Section 607.104 Cross Connections**
71

- 72 a) No physical connection shall be permitted between the potable portion of a supply
73 and any other water supply not of equal or better bacteriological and chemical
74 quality as determined by inspection and analysis by the Agency, except as
75 provided for in subsection (d) of this Section.
76
- 77 b) There shall be no arrangement or connection by which an unsafe substance may
78 enter a supply.
79
- 80 c) Control of all cross-connections to a supply is the responsibility of the owner or
81 official custodian of the supply. If a privately owned water supply source meets
82 the applicable criteria, it may be connected to a water supply upon approval by
83 the owner or official custodian and by the Agency. Where such connections are
84 permitted, it is the responsibility of the public water supply officials to assure
85 submission from such privately owned water supply source or sources samples
86 and operating reports, as required by 35 Ill. Adm. Code 611 as applicable to the

87 cross-connected source.

88

89 d) The Agency may adopt specific conditions for control of unsafe cross-
90 connections, which shall be complied with by the supplies of this State, as
91 applicable. These conditions shall be adopted and/or changed by the Agency as
92 prescribed in 35 Ill. Adm. Code 602.115.

93

94 e) Each community water supply exempted pursuant to 35 Ill. Adm. Code 603.104
95 or Section 17(b) of the Act shall provide an active program approved by the
96 Agency to continually educate and inform water supply consumers regarding
97 prevention of the entry or contaminants into the distribution system. Conditions
98 under which the Agency will approve this active program shall be adopted or
99 changed by the Agency as prescribed in 35 Ill. Adm. Code 602.115.

100

101 **Section 607.105 Laboratory Testing Equipment (Repealed)**

102

103 **Section 607.106 Record Maintenance (Repealed)**

104

105 **Section 607.APPENDIX A References to Former Rules (Repealed)**

12/10/2017

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE F: PUBLIC WATER SUPPLIES
CHAPTER I: POLLUTION CONTROL BOARD

PART 607

OPERATION AND RECORD KEEPING (REPEALED)

Section

- 607.101 Protection During Repair Work (Repealed)
- 607.102 Disinfection Following Repair or Reconstruction (Repealed)
- 607.103 Emergency Operation ~~(Repealed)~~
- 607.104 Cross Connections ~~(Repealed)~~
- 607.105 Laboratory Testing Equipment (Repealed)
- 607.106 Record Maintenance (Repealed)

607.APPENDIX ~~A~~ References to Former Rules (Repealed)

AUTHORITY: Implementing Section 17 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/17 and 27].

SOURCE: Filed with Secretary of State January 1, 1978; amended and codified at 6 Ill. Reg. 11497, effective September 14, 1982; amended in R88-26 at 14 Ill. Reg. 16512, effective September 20, 1990; amended in R95-17 at 20 Ill. Reg. 14423, effective October 22, 1996; amended in R96-18 at 21 Ill. Reg. 6553, effective May 8, 1997; ~~amended~~ repealed in R18-17 at 42 Ill. Reg. _____, effective _____.

Section 607.101 Protection During Repair Work (Repealed)

Section 607.102 Disinfection Following Repair or Reconstruction (Repealed)

Section 607.103 Emergency Operation ~~(Repealed)~~

a) Whenever contamination is determined to persist in a public water supply, as demonstrated by microbiological analysis results, the owners or official custodians of the supply shall notify all consumers to boil for five minutes all water used for drinking or culinary purposes. This boil order shall remain in effect until microbiological samples demonstrate that the water is safe for domestic use, or until appropriate corrective action approved by the Agency is taken. If the owner or official custodian of the supply fails to take such action on his own or at the recommendation of the Agency, the Agency may issue a boil order directly to the consumers affected.

b) Any emergency which results in water pressures falling below twenty pounds per square inch on any portion of the distribution system shall be reason for immediate issuance of a boil order by the owner or official custodian of the supply to those consumers affected unless:

- 1) There is a historical record of adequate chlorine residual and approved turbidity levels in the general area affected covering at least twelve monthly readings;
 - 2) Samples for bacteriological examination are taken in the affected area immediately and approximately twelve hours later; and
 - 3) Tests for residual chlorine and turbidity taken at not more than hourly intervals in the affected area for several hours do not vary significantly from the historical record. If significant decrease in chlorine residual or increase in turbidity occurs, a boil order shall be issued.
- c) Whenever the safety of a supply is endangered for any reason, including but not limited to spillage of hazardous substances, the Agency shall be notified immediately by the owner, official custodian or his authorized representative, and the supply officials shall take appropriate action to protect the supply. The owner, official custodian or his authorized representative shall notify all consumers of appropriate action to protect themselves against any waterborne hazards. If the owner or official custodian of the supply fails to take such action on his own or at the recommendation of the Agency, the Agency shall notify directly the consumers affected.

~~(Source: Repealed at 42 Ill. Reg. _____, effective _____)~~

Section 607.104 Cross Connections ~~(Repealed)~~

- a) No physical connection shall be permitted between the potable portion of a supply and any other water supply not of equal or better bacteriological and chemical quality as determined by inspection and analysis by the Agency, except as provided for in subsection (d) of this Section.
- b) There shall be no arrangement or connection by which an unsafe substance may enter a supply.
- c) Control of all cross-connections to a supply is the responsibility of the owner or official custodian of the supply. If a privately owned water supply source meets the applicable criteria, it may be connected to a water supply upon approval by the owner or official custodian and by the Agency. Where such connections are permitted, it is the responsibility of the public water supply officials to assure submission from such privately owned water supply source or sources samples and operating reports, as required by 35 Ill. Adm. Code 611 as applicable to the cross-connected source.
- d) The Agency may adopt specific conditions for control of unsafe cross-connections, which shall be complied with by the supplies of this State, as ~~applicable~~applicable. These conditions shall be adopted and/or changed by the Agency as prescribed in 35 Ill. Adm. Code 602.115.

e) Each community water supply exempted pursuant to 35 Ill. Adm. Code 603.104 or Section 17(b) of the Act shall provide an active program approved by the Agency to continually educate and inform water supply consumers regarding prevention of the entry ~~of~~^{for} contaminants into the distribution system. Conditions under which the Agency will approve this active program shall be adopted or changed by the Agency as prescribed in 35 Ill. Adm. Code 602.115.

~~(Source: Repealed at 42 Ill. Reg. _____, effective _____)~~

Section 607.105 Laboratory Testing Equipment (Repealed)

Section 607.106 Record Maintenance (Repealed)

Section 607.APPENDIX A References to Former Rules (Repealed)

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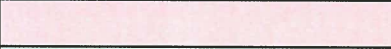
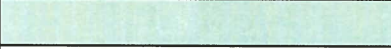

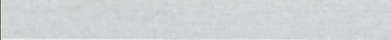
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