

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
PROPOSED NEW 35 ILL. ADM. CODE 204,)	R19-1
PREVENTION OF SIGNIFICANT)	(Rulemaking – Air)
DETERIORATION, AMENDMENTS TO 35)	
ILL. ADM. CODE PARTS 101, 105, 203, 211,)	
and 215.)	

NOTICE OF FILING

TO: Don Brown	Tetyana Rabczak
Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500	100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601	Chicago, Illinois 60601
(VIA ELECTRONIC MAIL)	(VIA ELECTRONIC MAIL)

(SEE PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board the **PRE-FILED QUESTIONS OF ILLINOIS EPA WITNESSES**, copies of which are herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
REGULATORY GROUP

Dated: November 19, 2018

By: /s/ N. LaDonna Driver
One of Its Attorneys

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and 215.)

PRE-FILED QUESTIONS OF ILLINOIS EPA WITNESSES

NOW COMES the Illinois Environmental Regulatory Group (“IERG”), by and through its attorneys, HEPLERBROOM, LLC, and pursuant to the Hearing Officer Order of September 18, 2018, submits the following Pre-Filed Questions of Illinois EPA Witnesses.

Question 1: In his Pre-Filed Testimony, Mr. Jason Schnepf states that “[t]he provisions of the proposed rule *generally* mirror the provisions of the existing federal PSD rule at 40 CFR 52.21.” Pre-Filed Testimony of Jason Schnepf, PCB R 19-1, at 3 (Ill.Pol.Control.Bd. Nov. 8, 2018) (emphasis added). Mr. Schnepf also addressed PSD applicability in his Pre-Filed Testimony. Would PSD applicability differ under the proposed Part 204 regulations from PSD applicability under 40 C.F.R. 52.21?

Question 2: Mr. Christopher Romaine addressed the analysis and control requirements of the PSD program in his Pre-filed Testimony filed on November 8, 2018. Would analysis and control requirements under the proposed Part 204 regulations differ from the corresponding requirements under 40 C.F.R. 52.21?

Question 3: How many States have State Implementation Plan (“SIP”)-approved PSD programs?

Question 4: How many States have USEPA-delegated PSD programs?

Question 5: Specifically in USEPA Region V, how many States have SIP-approved PSD programs versus delegated PSD programs?

Question 6: In Illinois EPA's Statement of Reasons filed in this matter, Illinois EPA mentions a separate rulemaking to amend 35 Ill. Adm. Code 252, Public Participation in the Air Pollution Control Permit Program, "to accommodate a SIP-approved PSD program in Illinois." See Statement of Reasons, PCB R 19-1, at 3, 28 (Ill.Pol.Control.Bd. July 2, 2018). What are Illinois EPA's plans for that rulemaking?

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
REGULATORY GROUP

Dated: November 19, 2018

By: /s/ N. LaDonna Driver
One of Its Attorneys

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CERTIFICATE OF SERVICE

I, N. LaDonna Driver, the undersigned, on oath state the following:

That I have served the attached **PRE-FILED QUESTIONS OF ILLINOIS EPA WITNESSES**, via electronic mail upon:

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Clerk of the Board
Illinois Pollution Control Board
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That my email address is ladonna.driver@heplerbroom.com.

That the number of pages in the email transmission is 5.

That the email transmission took place before 5:00 p.m. on the date of November 19, 2018.

Dated: November 19, 2018

By: /s/ N. LaDonna Driver
 One of Its Attorneys