

ILLINOIS POLLUTION CONTROL BOARD
November 6, 1997

IN THE MATTER OF:)
)
CLEAN -UP AMENDMENTS TO 35 ILL.) R98-15
ADM. CODE PART 215) (Rulemaking - Air)

ORDER OF THE BOARD (by R.C. Flemal):

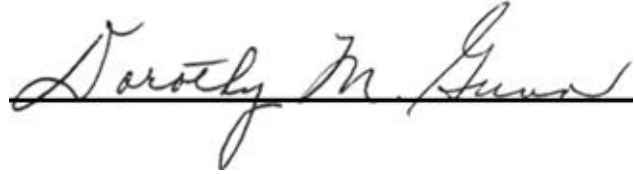
On October 30, 1997, the Illinois Environmental Protection Agency (Agency), pursuant to Sections 27 and 28 of the Illinois Environmental Protection Act (Act) (415 ILCS 5/27 & 28 (1996)), filed a proposal to amend 35 Ill. Adm. Code 215. The proposal amends Subpart A, General Provisions, Subpart F, Coating Operations, and Subpart Z, Dry Cleaners. Specifically the Agency proposal deletes those regulations which are duplicated in Parts 218 and 219, adds language at Section 215.206(a) which exempts certain coaters, adds a new exemption for touch-up and repair coatings at Section 215.206(b), deletes old Section 215.206(b) which pertained to Outboard Marine Corporation, adds recordkeeping and reporting requirements for touch-up and repair coatings at Section 215.206(c), deletes Section 215.214 pertaining to Roadmaster, deletes Sections 215.601 through 215.606 pertaining to perchloroethylene dry cleaners, and changes the use of "source" and "emission unit" in Subparts A, F and Z to achieve consistency.

The Board finds that the petition meets the minimum requirements of 35 Ill. Adm. Code 102.160(a) and accordingly accepts the matter for hearing. We hereby direct the hearing officer assigned to this matter to schedule hearings as required pursuant to Title VII of the Illinois Environmental Protection Act (Act)(415 ILCS 5/26 *et seq.* (1996)).

Accompanying the Agency's proposal is a motion for expedited hearings. The Agency states that the proposal is a minor clean-up proposal which is not only noncontroversial, but which will need only one hearing. The Board hereby grants the motion for expedited hearing, consistent with the Board's resources and decision deadlines. However, the Board notes that because the proposal deals with a state-wide regulation, this matter is subject to the statutory provision at Section 5/28(a) of the Act that requires that at least two hearings be held in at least two areas of the State. 415 ILCS 5/28(a) (1996). The Board will accordingly proceed with scheduling the two mandatory hearings.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 6th day of November 1997, by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a solid horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board