



(217) 782-5544  
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January 30, 2024

Don Brown, Clerk  
Illinois Pollution Control Board  
60 East Van Buren St., Ste. 630  
Chicago, IL 60605  
[don.brown@illinois.gov](mailto:don.brown@illinois.gov)

Re: Notice of Provisional Variance Approval - Land

Dear Mr. Brown:

Pursuant to Subsection 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,

Charles W. Gunnarson  
Chief Legal Counsel

Enclosure

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

January 29, 2024

In re: )  
 )  
 )  
INEOS Aromatics, ) (Provisional Variance - Land)  
Petitioner. )  
 )  
 )

Re: Request for Provisional Variance Pursuant to 35 Ill. Adm. Code 722.117(b)

INEOS Aromatics  
Attn: Daniel R. Zbinden MS/CIH/CSP  
HSE Manager  
INEOS US Chemicals Company, Inc.  
150 W. Warrenville Road MC 601-1NE  
Naperville, IL 60563

Dear Mr. Zbinden:

The Illinois Environmental Protection Agency ("Illinois EPA") has reviewed your December 20, 2023 request for a provisional variance pursuant to 35 Ill. Adm. Code 722.117(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:

INEOS Aromatics is a Large Quantity Generator, site ID ILR000138776. On November 15, 2023, INEOS, ceased research operations at this location and began the process of disposing of the remaining hazardous waste on-site. The remaining waste needs to be incinerated and the wait for incineration is over 60-days, thus needing an extension on the 90-day accumulation period.

35 Ill. Adm. Code 722.117(b) allows a generator to seek an extension of up to 30 days by means of a 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** a provisional variance pursuant to 35 Ill. Adm. Code 722.117(b) for a period of 30 days.

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 722.117(b). The decision to grant this provisional variance is not intended to address compliance with any other applicable laws or regulations.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles W. Gunnarson". The signature is fluid and cursive, with a long horizontal stroke at the end.

Charles W. Gunnarson  
Chief Legal Counsel  
Illinois EPA

**From:** [Zbinden, Dan](#)  
**To:** [Jarvis, Melanie](#)  
**Subject:** [External] LQG 90-Day extension  
**Date:** Tuesday, January 23, 2024 8:35:29 AM  
**Attachments:** [image001.png](#)

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Good morning, Melanie-

My name is Dan Zbinden; I work for INEOS US Chemicals Company. I spoke with Ryan Sherman last week; he provided me with your contact information to help me address our pending hazardous waste accumulation issue.

We are a Large Quantity Generator, site ID ILR000138776. In late Q4 2023, we shut down research operations at this facility and began the process of disposing of the remaining hazardous chemicals. We used a start date of 11/15/23 in our central accumulation areas to begin tracking 90-day accumulation. (This was the date research activities officially ceased). We have already disposed of the majority of our small quantity laboratory chemicals

Many of the remaining chemicals are in 55 gallon drums, need to be disposed of as hazardous waste, have LDRs (Land Disposal Restrictions)- and need to be incinerated. Our hazardous waste vendor is telling us that the wait for incinerators is over 60 days- and that we need to ask the IEPA for an extension on the 90-day accumulation period. Are you able to assist us with getting that extension?

Thank you very much, I appreciate your assistance in this matter.

Best Regards-

Dan

**INEOS Aromatics**

Daniel R. Zbinden MS / CIH / CSP  
HSE Manager  
INEOS US Chemicals Company, Inc.

Electronic Filing: Received, Clerk's Office 1/31/2024 \*\*IEPA 2024-005\*\*

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Naperville IL 60563

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Cell: 630-605-8208

Email: [Dan.Zbinden@ineos.com](mailto:Dan.Zbinden@ineos.com)