

ILLINOIS POLLUTION CONTROL BOARD  
August 6, 1998

IN THE MATTER OF: )  
)  
PERMITTING PROCEDURES FOR THE ) R99-8  
LAKE MICHIGAN BASIN, 35 ILL. ADM. ) (Rulemaking - Water)  
CODE 301 and 309.141 )

ORDER OF THE BOARD (by G.T. Girard):

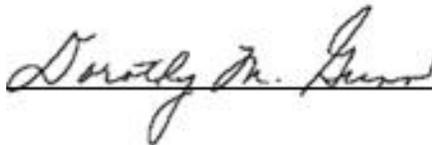
On July 28, 1998, the Illinois Environmental Protection Agency (Agency) filed a rulemaking proposal pursuant to Section 27 of the Environmental Protection Act (415 ILCS 5/27) (1996) (Act) which amends the Board's water regulations. The Agency's proposed amendments are submitted to determine whether the Agency's regulations adopted at 35 Ill. Adm. Code 352 are consistent with the Board's regulations and if not to determine which regulations should be amended. The Agency also submits these amendments to "determine the limits" of the Agency's and the Board's "rulemaking authority."

The Board finds that the petition meets the minimum requirements of 35 Ill. Adm. Code 102.160(a) and accordingly accepts this proposal for hearing. We hereby direct the hearing officer assigned to this matter to schedule hearings as required pursuant to Title VII of the Act.

IT IS SO ORDERED.

Board Member K.M. Hennessey abstains.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 6th day of August 1998 by a vote of 6-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board