

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
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JUN 06 2005

IN THE MATTER OF:)
)
PROPOSED AMENDMENTS TO)
EXEMPTIONS FROM STATE)
PERMITTING REQUIREMENTS)
(35 ILL. ADM. CODE 201.146))

R 05-19)
(Rulemaking - Air))
STATE OF ILLINOIS
Pollution Control Board

NOTICE

TO: Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601

Amy Antonioli, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601

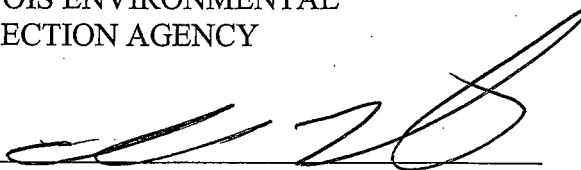
SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that I have filed with the Office of the Pollution Control Board the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY'S FIRST ERRATA SHEET TO ITS PROPOSED AMENDMENTS TO 35 ILL. ADM. CODE 201.146 on behalf of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

Date: June 1, 2005

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: _____


Charles E. Matoesian
Assistant Counsel
Division of Legal Counsel

1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
217/782-5544

THIS FILING IS SUBMITTED ON
RECYCLED PAPER

JUN 06 2005

IN THE MATTER OF:)
)
PROPOSED AMENDMENTS TO) R05-19 STATE OF ILLINOIS
EXEMPTIONS FROM STATE) (Rulemaking – Air) Pollution Control Board
PERMITTING REQUIREMENTS)
(35 ILL. ADM. CODE 201.146))

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY'S FIRST ERRATA SHEET TO ITS PROPOSED AMENDMENTS TO 35 ILL. ADM. CODE 201.146

NOW COMES the Illinois Environmental Protection Agency ("Illinois EPA"), by and through its attorney Charles Matoesian, and submits this First Errata Sheet to its proposal for amendments to 35 Ill. Adm. Code 201.146. The Illinois EPA proposes the following amendment to the text of the rules submitted in its proposal to the Board dated February 17, 2005:

1. Amend new Section 201.146 to read:

Section 201.146 Exemptions from State Permit Requirement

Construction or operating permits, pursuant to Sections 201.142, 201.143, and ~~210.144~~ 201.144 of this Part, are not required for the classes of equipment and activities listed below in this Section. The permitting exemptions in this Section do not relieve the owner or operator of any source from any obligation to comply with any other applicable requirements, including the obligation to obtain a permit pursuant to Sections 9.1(d) and 39.5 of the Act, Sections 165, 173, and 502 of the Clean Air Act or any other applicable permit or registration requirements.

2. Amend new Section 201.146(hhh) to add a Board Note and read:

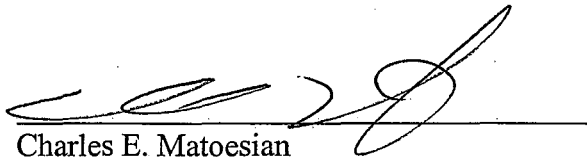
hhh) To replace or add air pollution control equipment for existing emission units in circumstances where:

- 1) The existing emission unit is permitted and has operated in compliance for the past year;

- 2) The new control equipment will provide equal or better control of the target pollutants;
- 3) The new control device will not be accompanied by a net increase in emissions of any ~~collateral pollutant~~ non-targeted criteria air pollutant;
- 4) Different State or Federal regulatory requirements or newly proposed regulatory requirements will not apply to the unit; (Board Note: All sources must comply with underlying Federal regulations and future State regulations.) and
- 5) Where the existing air pollution control equipment had required monitoring equipment, the new air pollution control equipment will be equipped with the instrumentation and monitoring devices that are typically installed on the new equipment of such type. (Board note: For major sources subject to Section 39.5 of the Act, where the new air pollution control equipment will require a different compliance determination method in the facility's CAAPP permit, the facility may need a permit modification to address the changed compliance determination method.)

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY



Charles E. Matoesian

DATED: _____
1021 North Grand Avenue East
P.O. Box 19276
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(217) 782-5544

STATE OF ILLINOIS)
) SS.
COUNTY OF SANGAMON)

PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached Illinois Environmental Protection Agency's First Errata Sheet to its Proposed Amendments to 35 Ill. Adm. Code 201.146 upon the person to whom it is directed, by placing it in an envelope addressed to:

TO: Dorothy Gunn, Clerk	Amy Antonioli, Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
James R. Thompson Center	James R. Thompson Center
100 W. Randolph Street, Suite 11-500	100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601	Chicago, Illinois 60601

SEE ATTACHED SERVICE LIST

and mailing it by First Class Mail from Springfield, Illinois on June 1, 2005, with sufficient postage affixed.



SUBSCRIBED AND SWORN TO BEFORE ME

this 1st day of June, 2005

Brenda Bochner
Notary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER

SERVICE LIST R 05-19

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