

ILLINOIS POLLUTION CONTROL BOARD
February 7, 1980

IN THE MATTER OF:)
) R75-5
PROPOSED AMENDMENTS TO CHAPTER 2,) R74-2
PART II, SULFUR DIOXIDE EMISSIONS)

PROPOSED ORDER OF THE BOARD (by Mr. Goodman):

It has come to the Board's attention, through notice of a proposed rule by USEPA (44 F.R. 76308), that there are some inconsistencies due to typographical errors in the Board's Order of December 14, 1978. Rule 204(e)(4), line 10, contains a reference to "previous Rule 204(e)..." The inclusion of the letter "e" is a typographical error; the phrase should read "previous Rule 204..." This is apparent from the beginning language of Rule 204(e)(4): "No owner or operator of a fuel combustion emission source whose sulfur dioxide emission limitation is determined by Rule 204(c)(1)(B)..." Since Rule 204(c)(1)(B) replaces prior 204(e) and prior 204(c)(1)(B) for smaller sources, the reference to "previous Rule 204(e)" is inconsistent with the introductory language quoted above.

Rule 204(e)(4), by its explicit introductory language, applies to 204(c)(1)(B). To allay fears that a source governed by 204(c)(1)(B) would not read that far in the Rules, the Board in this order adds a reference to the language of 204(c)(1)(B) alerting sources that 204(e)(4) exists.

Small "grandfathered" sources, i.e., sources electing to meet the previous emission limitation under 204(e)(2), are subject to 204(e)(4) through 204(c)(1)(B)(ii). Large (greater than 250 million BTU/hr. heat input) "grandfathered" sources were inadvertently omitted from 204(e)(4); the Board corrects this today.

It is the Order of the Board that the following corrections be made to the Board Order of December 14, 1978:

- (1) Rule 204(c)(1)(B)(i) of Chapter 2 shall read as follows:
"6.8 pounds of sulfur dioxide per million
btu of actual heat input, provided such
owner or operator complies with all applic-
able provisions of Rule 204(e)(4) of this
Part, or"
- (2) Rule 204(e)(4) of Chapter shall read as follows:

"(4) No owner or operator of a fuel combustion emission source whose sulfur dioxide emission limitation is determined by Rule 204(c)(1)(B), Rule 204(e)(1), or Rule 204(e)(2) shall cause or allow the total emissions of sulfur dioxide into the atmosphere from all fuel combustion emission sources owned or operated by such person and located within a 1 mile radius (1.6 Km) from the center point of any such fuel combustion source to exceed the level of sulfur dioxide emissions allowed under the previous Rule 204 (effective April 14, 1972 until December 14, 1978) without first obtaining a new operating permit from the Agency. The application for a new operating permit shall include a demonstration that such total emissions will not violate any applicable PSD increment."

IT IS SO ORDERED.

Mr. Werner Abstains.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 7th day of February, 1980 by a vote of 3-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board