

ILLINOIS POLLUTION CONTROL BOARD
July 9, 1992

IN THE MATTER OF:)
) AS 92-5
D & L LANDFILL, INC. and) (Adjusted Standard)
D & L DISPOSAL, INC.)

ORDER OF THE BOARD (by J. Anderson):

On June 1, 1992, D & L Landfill, Inc. and D & L Disposal, Inc. (D & L) filed a petition seeking an adjusted standard from 35 Ill. Adm. Code 814.104(a), 814.401, and 814.501. On June 26, 1992, D & L filed its certificate of publication pursuant to 35 Ill. Adm. Code 106.712. On June 26, 1992, a request for public hearing was filed on behalf of several citizens of Bond County.

D & L is seeking the adjusted standard so that it can continue to accept waste for an additional two years beyond the September 18, 1992 deadline for closure and initiate closure by September 18, 1994, in accordance with the currently approved or revised closure/post-closure plan. The Illinois Environmental Protection Agency is not a co-petitioner and thus will be filing a response pursuant to the regulations. On June 29, 1992, filed a request for public hearing on D & L's petition.

D & L's petition meets the informational requirements for adjusted standard petitions set forth in 35 Ill. Adm. Code 106.705. The Board therefore authorizes hearing in this matter. There are, however, several questions and issues that are raised in the petition. The answers to the questions are relevant to a determination as to whether there is sufficient justification to support the requested relief. Accordingly, D & L should address the following questions and issues at hearing:

1. D & L states that the Agency issued two supplemental permits, after the effective date of the Board's landfill regulations; on October 16, 1991, and February 15, 1992. D & L should submit copies and an explanation of the permits; an update of the latest revision of the permit application for the lateral expansion; and an explanation of how the planned lateral expansion is related to the existing facility in terms of distance, monitoring programs, and gas management.
2. D & L provides compliance costs in which the costs of different tasks associated with specific sections of 35 Ill. Adm. Code 811 are broken down and indicates that the two major costs are in the areas of final cover and gas

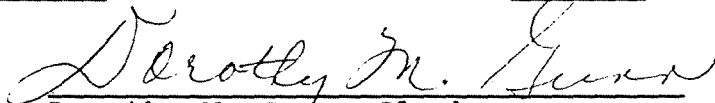
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management. D & L should specify each of the sections in 35 Ill. Adm. Code 811 for which the adjusted standard is to be sought.

3. Although the compliance costs associated with different tasks are provided, D & L should provide a comparison of those costs with the benefits of those activities or the revenues that will be generated during the requested two year extension period.
4. D & L should address the issue of whether there is sufficient gas capacity at the existing facility that can be beneficially used. If so, what is the benefit of installing the gas management system in conjunction with the proposed gas management system for the new lateral expansion?

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certifies that the above order was adopted on the 9th day of July, 1992, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

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