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Claire A. Manning, Chairman

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Letter from the Chairman

As I have in the past, I will use this letter to update you on the work of the Illinois Environmental Regulatory Review Commission (IERRC). Governor Ryan created the IERRC to recommend improvements to Illinois' core statute for protecting the environment, the Environmental Protection Act (Act) (415 ILCS 5/1 *et seq.*). The IERRC's members come from a cross-section of the environmental community, industry, and government. As Chairman of the Board, I have actively participated as a member of the IERRC from its inception.



When he established the IERRC, Governor Ryan acknowledged that the Act has "served the State of Illinois well." His charge to the IERRC was to recommend ways of making the Act "more effective, understandable and useful," without changing the Act's "fundamentally sound" policy underpinnings. In a significant step toward meeting the Governor's objectives, the IERRC developed policy recommended statutory language changes. Those recommendations ultimately took final legislative form as enrolled House Bill 5557, which awaits the Governor's signature.

House Bill 5557 contains nearly 100 IERRC-recommended changes to the Act, none of which are substantive in nature, but all of which are important. Upon becoming law, these changes will streamline, clarify, and update the over 30-year old statute. In its recent Annual Report to the Governor, the IERRC gave several examples of its recommended changes to the Act:

The outdated references to historic per gallon and per cubic yard fees for the Hazardous Waste Fund would be deleted from Sections 22.2(b)(1)(A), (B), and (D)

The outdated obligations and interim measures regarding the handling of used fluorescent and high intensity discharge lamps would be deleted from Sections 22.23a(d) and (e)

The start of the 35-day period to appeal an Illinois EPA permit decision to the Board, and the duration of the 90-day extension of the appeal period, would be clarified in Section 40(a)(1)

The primary definitions for the Act would be alphabetized in newly-numbered Sections 3.110 through 3.555

Though these types of changes are not substantive, House Bill 5557 should make the Act more effective by making it easier to use and understand, to the benefit of all stakeholders in Illinois' environment. In addition to the IERRC's recommendations, House Bill 5557 contains an amendment to Section 28.5 of the Act, extending the sunset provision on Clean Air Act "fast-track" rulemaking from December 31, 2002 to December 31, 2007.

I look forward to continuing the good work of the IERRC as it considers changes to improve the substance of the Act consistent with Governor Ryan's goals.

Sincerely,

Claire A. Manning, Chairman

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Federal Update

United States Environmental Protection Agency Proposes Amendments Under the Clean Water Act to Establish Requirements for Cooling Water Intake Structures at Existing Power Producing Facilities

On April 9, 2002, the United States Environmental Protection Agency (USEPA) proposed rules under section 316(b) of the Clean Water Act (CWA) for certain existing power producing facilities that employ a cooling water intake structure and that withdraw 50 million gallons per day (MGD) or more of water from rivers, streams, lakes, reservoirs, estuaries, oceans, or other waters of the United States U.S. for cooling purposes. The requirements would be implemented through National Pollutant Discharge Elimination System (NPDES) permit system.

The proposed rule would establish location, design, construction, and capacity requirements that reflect the best technology available for minimizing adverse environmental impact from the cooling water intake structure based on water body type, and the amount of water withdrawn by a facility. USEPA proposes to group surface water into five categories--freshwater rivers and streams, lakes and reservoirs, Great Lakes, estuaries and tidal rivers, and oceans--and establish requirements for cooling water intake structures located in distinct water body types. In general, the more sensitive or biologically productive the water body, the more stringent the requirements would be in requiring the use of the best technology available for minimizing adverse environmental impact. Proposed requirements also vary according to the percentage of the source water body withdrawn, and facility utilization rate.

Under these rules, a facility may choose one of three options for meeting best technology available requirements. These options include

- 1) demonstrating that the facility subject to the proposed rule currently meets specified performance standards;
- 2) selecting and implementing design and construction technologies, operational measures, or restoration measures that meet specified performance standards; or
- 3) demonstrating that the facility qualifies for a site-specific determination of best technology available because its costs of compliance are either significantly greater than those considered by USEPA during the development of this proposed rule, or the facility's costs of compliance would be significantly greater than the environmental benefits of compliance with the proposed performance standards.

The proposed rule also provides that facilities may use restoration measures in addition to or in lieu of technology measures to meet performance standards or in establishing best technology available on a site-specific basis.

USEPA stated that it expects that the proposed regulation would minimize adverse environmental impacts, including substantially reducing the harmful effects of impingement and entrainment, at existing facilities over the next 20 years. As a result, USEPA anticipates that the proposed rule would help protect ecosystems in proximity to cooling water intake structures by helping preserve aquatic organisms, including threatened and endangered species, and the ecosystems they inhabit in waters used by cooling water intake structures at existing facilities. Benefits, among other factors, considered by USEPA were based on a decrease in expected mortality or injury to aquatic organisms that would otherwise be subject to entrainment into cooling water systems or impingement against

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screens or other devices at the entrance of cooling water intake structures. USEPA expects that these benefits may also accrue at the population, community, or ecosystem levels of ecological structures.

Comments on this proposed rule and Information Collection Request (ICR) must be received or postmarked on or before midnight July 8, 2002. Comments should be sent to: Cooling Water Intake Structure (Existing Facilities: Phase II) Proposed Rule Comment Clerk--W-00-32, Water Docket, Mail Code 4101, EPA, Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Electronic comments may be submitted to ow-docket@epa.gov

For additional technical information contact Deborah G. Nagle at (202) 566-1063. For additional economic information contact Lynne Tudor, Ph.D. at (202) 566-1043. For additional biological information contact Dana A. Thomas, Ph.D. at (202) 566-1046. The e-mail address for the above contacts is rule.316b@epa.gov.

United States Environmental Protection Agency Adopts National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production Under the Clean Air Act

On April 11, 2002, the United States Environmental Protection Agency (USEPA) adopted National Emission Standards for Hazardous Air Pollutants (NESHAPs) to add wet-formed fiberglass mat production to the list of categories of major sources of hazardous air pollutants (HAPs) published under section 112(c) of the Clean Air Act (CAA) and to the source category schedule for NESHAPs.

This rulemaking promulgates the NESHAPs for new and existing sources at wet-formed fiberglass mat production facilities. The primary organic HAPs emitted by these facilities are formaldehyde, methanol, and vinyl acetate. USEPA stated that exposure to these HAPs can cause reversible or irreversible adverse health effects including carcinogenic, respiratory, nervous system, developmental, reproductive, and/or dermal health effects. USEPA estimates that these NESHAPs will reduce nationwide emissions of HAP from the drying and curing ovens at these facilities by 199 megagrams per year (219 tons per year), an approximate 74 percent reduction from the current level of emissions.

This adopted rulemaking is effective April 11, 2002.

For information concerning the final rule, contact Mr. Juan Santiago, Minerals and Inorganic Chemicals Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone number (919) 541-1084, e-mail address: santiago.juan@epa.gov.

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2000)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

United States Environmental Protection Agency Proposes National Emission Standards for Hazardous Air Pollutants Under the Clean Air Act for Metal Furniture Surface Coating Operations

On April 24, 2002, the United States Environmental Protection Agency (USEPA) proposed National Emission Standards for Hazardous Air Pollutants (NESHAPs) for metal furniture surface coating operations located at major sources of hazardous air pollutant (HAP) emissions.

The proposed standards would implement section 112(d) of the Clean Air Act (CAA) by requiring these operations to meet HAP emission standards through the application of the maximum achievable control technology (MACT). The primary HAPs emitted by these operations are xylene, toluene, glycol ethers, 2-butoxy ethanol, ethylbenzene, and methyl ethyl ketone. USEPA stated that each of the HAP could cause toxic effects such as eye, nose, throat, and skin irritation, and blood cell, heart, liver, and kidney damage. Additionally, USEPA estimated that implementation of the proposed standards would reduce nationwide HAP emissions from major sources by about 70 percent.

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Comments on these proposed amendments should be submitted by June 24, 2002 to: Air and Radiation Docket and Information Center (6102), Attention Docket Number A-97-40, U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Comments and data may be submitted by e-mail to: a-and-r-docket@epa.gov.

For further information contact: Dr. Mohamed Serageldin, Coatings and Consumer Products Group, Emission Standards Division (C539-03), U.S. Environmental Protection Agency, Research Triangle Park, NC 27711; telephone number (919) 541-2379; facsimile number (919) 541-5689; e-mail address: serageldin.mohamed@epa.gov.

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2000)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

United States Environmental Protection Agency Adopts Final Rules Under the Federal Food, Drug, and Cosmetic Act Establishing a Pesticide Tolerance for Furlilazole

On April 3, 2002, the United States Environmental Protection Agency (USEPA) adopted a final rule to establish a pesticide tolerance for 3-dichloroacetyl-5-(2-furanyl)-2, 2-dimethylloxazolidine, which is also known as furlilazole (CAS Reg. No. 121776-33-8)].

The tolerance is for the residues of furlilazole, an inert ingredient (herbicide safener) that is found in or on corn commodities. Monsanto Company requested this tolerance under the Federal Food, Drug, and Cosmetic Act, as amended by the Food Quality Protection Act of 1996.

For further information contact: Kathryn Boyle, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: 703 305-6304; and e-mail address: boyle.kathryn@epa.gov.

This regulation is effective April 3, 2002.

United States Environmental Protection Agency Adopts Final Rules Under the Clean Air Act to Establish National Emission Standards for Hazardous Air Pollutants For the Portland Cement Manufacturing Industry

On April 5, 2002, the United States Environmental Protection Agency (USEPA) adopted as a direct final rule, while concurrently publishing an identical proposed rule, targeted amendments to the National Emission Standards for Hazardous Air Pollutants (NESHAPs) for the Portland cement manufacturing industry.

The rules adopted by USEPA make improvements for implementation of the emission standards, primarily in the areas of applicability, testing, and monitoring, to resolve issues and questions raised since promulgation of the rule on June 14, 1999. In a separate action also on April 5, 2002, USEPA proposed the direct final rule as amendments at 63 Fed. Reg. 14181. Should USEPA receive adverse comments on the direct final rule USEPA has stated that it would withdraw the direct final rule and proceed to accept comments on the proposed amendments.

Written comments must be received by May 6, 2002 and should be sent to: Air and Radiation Docket and Information Center (6102), Attention: Docket Number A-92-53, U.S. EPA, 1200 Pennsylvania Avenue, NW, Washington, DC 20460.

For further information contact: Mr. Joseph Wood, P.E., Minerals and Inorganic Chemicals Group, Emission Standards Division (C504-05), Office of Air Quality Planning and Standards, U.S. EPA, Research Triangle Park, North Carolina 27711, telephone number (919) 541-5446, facsimile number (919) 541-5600, electronic mail address: wood.joe@epa.gov.

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2000)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

United States Environmental Protection Agency Adopts Direct Final Rules Under the Clean Air Act to Approve Revisions to the Illinois State Implementation Plan

On April 15, 2002, the United States Environmental Protection Agency, by direct final rule, approved provisions of the Illinois State Implementation Plan (SIP). By this action, USEPA indicated its approval of the new emissions test averaging provisions found in 35 Ill. Adm. Code 283 “General Procedures For Emissions Tests Averaging.” The procedures were adopted by the Illinois Environmental Protection Agency (IEPA) and were effective September 11, 2000 (see 24 Ill. Reg. 14428).

The IEPA submitted the provisions to USEPA on October 9, 2001 as a requested revision to the Illinois SIP. The new procedures provide that IEPA will consider a source in compliance with the relevant standard if the average of three emissions test-runs is at or below the level specified in the emissions standard. The emissions test averaging provisions only apply to continuous steady-state units, cyclic steady-state units, or other units that during normal operating conditions produce a consistent pattern of emissions. Also, the emissions test averaging provisions may not be used for determining the compliance status of emissions units that are subject to Sections 111 (Standards of Performance for New Stationary Sources) and 112 (Hazardous Air Pollutants) of the Clean Air Act or for units that are being tested for emissions generated by hazardous waste or municipal waste.

The rule is effective on June 14, 2002, unless USEPA receives adverse written comments by May 15, 2002.

Comments should be sent to: J. Elmer Bortzer, Chief, Regulation Development Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

For further information contact: David Pohlman, Environmental Scientist, Regulation Development Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-3299.

United States Environmental Protection Agency Announces the Results of the Review of Existing the Drinking Water Standards as Required by the Safe Drinking Water Act

On April 17, 2002 the United States Environmental Protection Agency (USEPA) published the results of its review of the existing National Primary Drinking Water Regulations (NPDWRs) and invited public comment on the review.

The Safe Drinking Water Act (SDWA) requires USEPA to conduct a periodic review of existing NPDWRs. In this review, USEPA examined 69 NPDWRs that were established prior to 1997, including 68 chemical NPDWRs and the Total Coliform Rule (TCR). The intended purpose of the review was to identify those NPDWRs for which current health risk assessments, changes in technology, or other factors provide a health or technical basis to support a regulatory revision that will improve or strengthen public health protection. Based on its review, and pending an evaluation of public comments, USEPA preliminarily believes that the 68 chemical NPDWRs remain appropriate at this time, and that the TCR should be revised.

Comments on the USEPA review must be received by June 17, 2002. Comments can be sent electronically to: ow-docket@epa.gov. Written comments should be mailed to: Water Docket (MC-4101), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC, 20460.

For further information contact: Judy Lebowich, (202) 564-4884, e-mail: lebowich.judy@epa.gov, or Wynne Miller, (202) 564-4887, e-mail: miller.wynne@epa.gov. For general information about, and copies of, this document or information about the existing NPDWRs discussed in this action, contact the Safe Drinking Water Hotline. Callers within the United States may reach the Hotline at (800) 426-4791. The Hotline is open Monday through Friday, excluding Federal holidays, from 9 a.m. to 5:30 p.m. Eastern Time.

If USEPA adopts amendments to drinking water rules under the SDWA, the Board will include any necessary amendments in a future identical-in-substance rulemaking.

United States Environmental Protection Agency Adopts National Emission Standards for Hazardous Air Pollutants Under the Clean Air Act for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units

On April 11, 2002, the United States Environmental Protection Agency (USEPA) adopted final rules to establish national emission standards for hazardous air pollutants (NESHAPs) for certain types of affected sources at petroleum refineries.

Sources affected by this rulemaking include catalytic cracking units (CCU), catalytic reforming units, and sulfur recovery units, as well as associated by-pass lines. USEPA has identified petroleum refineries as major sources of hazardous air pollutants (HAPs). According to USEPA, hazardous air pollutants that would be reduced by this final rule include organics (acetaldehyde, benzene, formaldehyde, hexane, phenol, toluene, and xylene); reduced sulfur compounds (carbonyl sulfide, carbon disulfide); inorganics (hydrogen chloride, chlorine); and particulate metals (antimony, arsenic, beryllium, cadmium, chromium, cobalt, lead, manganese, and nickel). USEPA stated that the health effects of exposure to these HAPs could include cancer, respiratory irritation, and damage to the nervous system.

The final standards implement section 112(d) of the Clean Air Act (CAA) by requiring all petroleum refineries that are major sources to meet standards reflecting the application of the maximum achievable control technology (MACT). When fully implemented, USEPA estimates that this rule will reduce HAP emissions from the affected sources by nearly 11,000 tons per year (tpy)--an 87 percent reduction from current levels. Additionally, emissions of other pollutants such as volatile organic compounds, particulate matter, carbon monoxide, and hydrogen sulfide are expected to be reduced by about 60,000 tpy.

This rule was effective on April 11, 2002.

For further information contact: Mr. Robert B. Lucas, Waste and Chemical Process Group, Emission Standards Division (C439-03), Office of Air Quality Planning and Standards, U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone number (919) 541-0884, electronic mail address, lucas.bob@epa.gov

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2000)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

Rule Update

Board Adopts Final Opinion and Order in Site Remediation Program: Amendments to 35 Ill. Adm. Code 740; Site Remediation Program: Proposed 35 Ill. Adm. Code 740, Subpart H (Public Schools), R01-27/R01-29 (Consolidated)

On April 18, 2002, the Board adopted a final opinion and order in Site Remediation Program: Amendments to 35 Ill. Adm. Code 740; Proposed 35 Ill. Adm. Code 740, Subpart H (Public Schools), R01-27/R01-29 (Consolidated). The adopted amendments were published in the *Illinois Register* on May 10, 2002 at 26 Ill. Reg. 7197 with an April 25, 2002 effective date.

The SRP rules establish a voluntary program that participants may use to investigate releases and clean up contaminated sites. The SRP regulations give participants the opportunity to obtain Illinois Environmental Protection Agency (Agency) approval of remediation costs before applying for environmental remediation tax credits for the cleanup. The amendments adopted by the Board include mandatory laboratory accreditation by January 1, 2003, the development of soil management zones to manage contaminated soil during remediation projects, and the inclusion of MTBE as a contaminant to be tested for in the process of a remediation project.

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Additionally, the amendments proposed by Citizens for a Better Environment (CBE) adopt enhanced protections for public schools. These regulations are specified in a new Subpart H “Requirements Related to Schools” that includes requirements targeted specifically at sites undergoing remediation that are intended to eventually be used as schools. Specifically, the new Subpart requires completion of all remedial activities, and the receipt of a No Further Remediation letter, prior to the use of a site as a school. Included in this rulemaking are additional requirements, such as the establishment of a document repository, that are intended to enhance public participation in the site remediation process.

This consolidated docket included proposals filed with the Board by the Agency and the CBE to amend 35 Ill. Adm. Code 740 of the Board’s land regulations, commonly referred to as the Site Remediation Program (SRP) rules. The Board accepted the Agency’s proposal for hearing on January 18, 2001. *See Site Remediation Program: Amendments to 35 Ill. Adm. Code 740, R01-27 (Jan. 18, 2001)*. The CBE proposal was filed with the Board on January 26, 2001, and accepted for hearing and consolidated with the Agency’s proposal on February 1, 2001. *See Site Remediation Program: Proposed 35 Ill. Adm. Code 740.Subpart H (Public Schools), R01-29*.

The Board held two hearings on the consolidated proposal on April 4, 2001 and February 28, 2001. The Board adopted its first notice opinion and order on November 1, 2001. The first-notice proposal was published in the *Illinois Register* on November 16, 2001. On February 21, 2002, the Board adopted its second notice opinion and order and sent the amendments to the General Assembly’s Joint Committee on Administrative Rules (JCAR) for review. After consideration of the rules at its April 10, 2002 meeting, JCAR issued a certificate of no objection.

For additional information contact William Murphy at 312/814-6062; e-mail address: murphyw@ipcb.state.il.us

Board Adopts Final Opinion and Order in Amendments to Regulation of Petroleum Leaking Underground Storage Tanks: 35 Ill. Adm. Code 732, R01-26

On April 18, 2002, the Board adopted a final opinion and order in Amendments to Regulation of Petroleum Leaking Underground Storage Tanks: 35 Ill. Adm. Code 732, R01-26. The adopted amendments were published in the *Illinois Register* on May 10, 2002 at 26 Ill. Reg. 7119 with an April 29, 2002 effective date.

The adopted amendments to 35 Ill. Adm. Code 732 include requirements for certification of laboratories that analyze samples from underground storage tank (UST) sites; new procedures for UST owners or operators to follow at High Priority UST sites where off-site access is required; the addition of methyl tertiary butyl-ether (MTBE) as an indicator contaminant; procedures for the Illinois Department of Transportation (IDOT) to enter into a memorandum of agreement (MOA) for USTs on IDOT rights-of-way and to allow the federal government to enter into a MOA for USTs on federally-held properties; and, if the Agency determines that a UST owner or operator’s corrective action plan has not achieved the desired outcome, the Agency can require the owner or operator to submit a revised corrective plan.

Additionally, the Board added language to the UST rules to clarify the trigger date for the Early Action reimbursement period. To qualify for Early Action reimbursement, activities must now be initiated within 45 days “plus seven” of the initial notification to the Illinois Emergency Management Agency (IEMA) of a release. This provision incorporates the policy in the Office of the State Fire Marshall’s regulations that requires owners or operators to notify IEMA upon confirmation of a release (*see* 41 Ill. Adm. Code 170.600), while allowing for seven days to complete steps related to confirmation of a release.

This rulemaking was initiated by a proposal filed with the Board on December 6, 2000, by the Illinois Environmental Protection Agency (Agency). The Agency submitted this proposal to the Board in order to clarify and refine Part 732 in accordance with the experience that the Agency has gained in administering the regulations since they were adopted in 1994 and amended in 1997. *See Regulation of Petroleum Leaking Underground Storage Tanks 35 Ill. Adm. Code 732 (Pursuant to P.A. 88-496), R94-2(A) (Sept. 15, 1994) (original UST regulations); Regulation of Petroleum Leaking Underground Storage Tanks (35 Ill. Adm. Code 732), R97-10 (March 6, 1997)*.

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The Board held two hearings on the consolidated proposals on April 3, 2001 and February 27, 2001. The Board adopted its first notice opinion and order on November 1, 2001. The first-notice proposal was published in the *Illinois Register* on November 16, 2001. On February 21, 2002, the Board adopted its second notice opinion and order and sent the amendments to the General Assembly's Joint Committee on Administrative Rules (JCAR) for review. After consideration of the rules at its April 10, 2002 meeting, JCAR issued a certificate of no objection.

For additional information contact Joel Sternstein at 312/814-3665; email address: sternsteinj@ipcb.state.il.us

Board Adopts Final Amendments In RCRA Subtitle C Update, USEPA Amendments (January 1, 2001, through June 30 2001) RCRA Subtitle C Update, USEPA Amendments (July 1, 2001 through December 31, 2001, and January 22, 2002) UIC Update, USEPA Amendments (July 1, 2001 through December 31, 2001) R02-1/ R02-12 / R02-17 (Identical-in-Substance Rulemaking - Land)(Consolidated)

On April 18, 2002, the Board adopted amendments that are “identical in substance” to regulations that the United States Environmental Protection Agency (USEPA) adopted in two programs:

- 1) Hazardous waste regulations to implement Subtitle C of the federal Resource Conservation and Recovery Act of 1976 (RCRA Subtitle C) (42 U.S.C. §§ 6921 *et seq.* (2000)) adopted by USEPA during the period January 1, 2001 through December 31, 2001, and on January 22, 2002, March 13, 2002, and April 9, 2002.
- 2) Underground injection control (UIC) regulations to implement Section 1421 of the federal Safe Drinking Water Act (SDWA) (42 U.S.C. § 300h (2000)) adopted by USEPA during the period July 1, 2001 through December 31, 2001.

The adopted amendments were published in the *Illinois Register* on May 3, 2002 beginning at 26 Ill. Reg. 6539 with an April 22, 2002 effective date.

Perhaps the most significant portion of the rules is the USEPA's January 22, 2002 amendments covering corrective action management units (CAMUs). The Board added these rules to this consolidated docket at the January 9, 2002 request of the Illinois Environmental Protection Agency (Agency). USEPA stated that it intended to implement the CAMU rules in Illinois as federal rules by April 22, 2002 unless Illinois could commit to implement the amendments as State rules by that time. The Board was able to expedite consideration of this rulemaking to meet the April 22, 2002 federal deadline.

Other significant federal regulatory actions adopted as Board rules in this docket include: relaxed requirements for low-level radioactive waste mixed with hazardous waste (LLMW) and naturally occurring and accelerator-produced radioactive material (NARM); retention of the “mixture” and “derived-from” hazardous waste rules; amendments to the hazardous waste combustor rules; new hazardous waste listings

For reasons of administrative economy, the Board consolidated dockets R02-1, R02-12, and R02-17. The proposal for public comment was published in the *Illinois Register* on February 22, 2002 and March 1, 2002. These adopted amendments accommodate the concerns of the major public commenters: USEPA, the Agency, the Illinois Department of Nuclear Safety, and the Illinois Environmental Regulatory Group.

Sections 7.2 and 22.4(a) provide for quick adoption of regulations that are identical in substance to federal regulations that USEPA adopts to implement Sections 3001 through 3005 of RCRA (42 U.S.C. §§ 6921-6925 (2000)). Similarly, Sections 7.2 and 13(c) provide for quick adoption of regulations that are identical in substance to federal regulations that USEPA adopts to implement Section 1421 of the federal Safe Drinking Water Act (SDWA) (42 U.S.C. § 300h (2000)). Sections 13(c) and 22.4(a) also provide that Title VII of the Act and Section 5 of the Administrative Procedure Act (APA) (5 ILCS 100/5-35 and 5-40 (2000)) do not apply to the Board's adoption of identical-in-substance regulations. The federal RCRA Subtitle C regulations are found at 40 C.F.R. 260 through 266, 268, 270, 271, 273, and 279. The federal UIC regulations are found at 40 C.F.R. 144 through 148.

For additional information contact Michael J. McCambridge at 312-814-6924; e-mail address mccambm@ipcb.state.il.us

Appellate Update

Fourth District Court Affirms Board Decision in Gilmer v. People & IPCB, No. 4-00-0809, PCB 99-27

On April 8, 2002, the Fourth District Appellate Court affirmed the Board's finding of violation and assessing of a \$40,000 penalty in the Board's docket People of the State of Illinois v. James and Carol Gilmer, Respondents/Third-Party Complainants v. CL Industries, PCB 99-27 (August 24, 2000). The court issued an unpublished order under Supreme Court Rule 23 (155 Ill.2d R. 23) in its case Gilmer v. People & IPCB, No. 4-00-0809 (4th Dist. April 8, 2002). Justice James A. Knecht authored the majority order with which Presiding Justice John T. McCullough concurred. Justice Robert W. Cook issued a dissenting statement.

The Gilmer case involved a piece of property near Villa Grove, Douglas County. The Gilmers had leased a portion of it to Multi-County Landfill, Inc. that operated a permitted landfill on the property from about 1975 to mid-1990. At that time, IEPA filed a circuit court enforcement action alleging various operating violations. This resulted in a 1995 Douglas county circuit court order assessing a \$350,00 penalty, and enjoining the corporation from further violations. The corporation then abandoned the site without properly closing it. Since 1997, the IEPA has spent \$4.1 million to properly close this abandoned site, and more work is necessary.

The Attorney General filed the action before the Board against the Gilmers in 1998, alleging failure to properly 1) close the landfill, 2) control leachate to prevent groundwater contamination, 3) provide cover and control litter and leachate, and 4) monitor and establish a groundwater protection plan. The Board found the then-63 year old couple in violation of the Act and landfill rules.

The record contained no evidence on the amount of income the Gilmers had received from the lease, although it did contain evidence about their financial circumstances at the time of hearing. After summarizing the record, the Board in its opinion levied a \$40,000 penalty to deter similar future violations.

On appeal, the Gilmers challenged only the fine, which they argued was an abuse of discretion. In its opinion, the court quoted the Board's findings on the various 33(c) factors, and noted the Board's statement that the possible penalty that could be imposed was \$19 million. (slip op. 6-10).

The court stated that the "crux of the Gilmers' argument is the Board did not consider their ability to pay, their ages, and their lack of culpability in determining the amount of penalties." (slip op. p. 9) But, the court's own "reading of the Board's finding indicates the penalty was assessed to ensure the Gilmers' future compliance with the Act and to deter other landowners from committing similar violations". Id.

The court concluded, "the Board did consider the Gilmers' ability to pay...[and even if it did not] no statutory provision limits the amount of penalties to the violators' ability to pay. Given these facts, we find the penalty ordered by the Board was not clearly arbitrary, capricious, or unreasonable. The \$40,000 penalty was necessary to aid in the enforcement of the Act and to deter the Gilmers or other similarly situated landowners from future violation." (slip op. pp. 10-11).

Justice Cook's dissenting statement is that "I do not understand how a 63-year-old couple with \$105,000 in assets and \$3,111 in monthly income from Social Security and a small remodeling business could have been expected to even begin the \$4.1 million closure operation... [or] how the \$40,000 penalty will 'deter the Gilmers or other similarly situated landowners from future violations' . . . [since the] Gilmers will never be able to come up with anything close to \$4.1 million, no matter how severely they are penalized." (slip op. p. 12)

In an affidavit mailed April 26, 2002, the Gilmers advised the Board and court of their intention to appeal this case to the Illinois Supreme Court.

Board Actions

April 4, 2002
Chicago, Illinois

Decisions

PCB 97-168	<u>People of the State of Illinois v. Old World Industries, Inc. and Specialty Sealant Tapes, Inc.</u> – In this land enforcement action concerning a Cook County facility, the Board granted complaint’s motion to dismiss Specialty Sealant Tapes, Inc. as a respondent. The Board also granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2000)), accepted a final stipulation and settlement agreement as to respondent Old World Industries, Inc. (Old World), ordered Old World to pay a total civil penalty of \$65,000, and to cease and desist from further violations.	6-0 L-E
PCB 01-62	<u>ESG Watts, Inc. (Sangamon Valley Landfill) v. IEPA</u> – The Board affirmed the Illinois Environmental Protection Agency’s refusal to release any existing financial assurance tendered by ESG Watts for the facilities owned by ESG Watts.	6-0 P-A, Land
PCB 01-63 PCB 01-64 Cons.	<u>ESG Watts, Inc. (Viola Landfill) v. IEPA; ESG Watts, Inc. (Taylor Ridge Andalusia Landfill) v. IEPA</u> –The Board affirmed the Illinois Environmental Protection Agency’s decision refusing to accept the substitute financial assurance offered by ESG Watts for the Taylor Ridge/Andalusia landfill and the Viola landfill.	6-0 P-A, Land
PCB 01-139	<u>ESG Watts, Inc. (Sangamon Valley Landfill, Taylor Ridge Landfill, and Viola Landfill) v. IEPA</u> –The Board affirmed the Illinois Environmental Protection Agency’s decision refusing to release any existing financial assurance tendered by ESG Watts for the facilities owned by ESG Watts.	6-0 P-A, Land
PCB 02-42	<u>City of Canton v. IEPA</u> – The Board granted petitioner a variance, subject to conditions from 35 Ill. Adm. Code 611.743(a)(1), 611.744 and 611.745, which relate to installing and collecting data from turbidity monitors for its water purification plant located in Fulton County, Illinois.	6-0 Lawton and Tristano concurring PWS-V

Environmental Register – April 2002

Motions and Other Matters

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| PCB 97-2 | <u>People of the State of Illinois v. Jersey Sanitation Corporation</u> – The Board granted respondent’s motion for summary judgment, relating to contested permit conditions. The Board found that respondent did not violate Sections 415 ILCS 5/21(d)(1), 5/21(d)(2), 5/22.17(a) and 5/22.17(b) (2000) of the Environmental Protection Act and 35 Ill. Adm. Code 745.181 and 745.201 of the Board’s regulations. This matter was ordered to hearing in order to adjudicate the remaining allegations. | 6-0
A,W&L-E |
| PCB 97-103 | <u>People of the State of Illinois v. State Oil Company, William Anest, f/d/b/a S & S Petroleum Products, Peter Anest, f/d/b/a S & S Petroleum Products, Charles Abraham, Josephine Abraham, and Millstream Service, Inc.; Charles Abraham, Josephine Abraham, and Millstream Services, Inc., Cross-Complainants v. William Anest and Peter Anest, Cross-Respondents</u> – The Board denied respondent Anests’ motion for summary judgment against the Abrahams on their cross-complaint, but struck count II of the cross-complaint and any portion of the cross-complaint that seeks reimbursement of penalties. The Board granted complainant’s motion for partial summary judgment against respondents State Oil and Anests. The Board granted complainant’s motion for summary judgment against the Abrahams and Millstream in part and denied it in part. Specifically, the motion for summary judgment was granted as to count I of the complainant’s complaint that alleged a violation of Section 12(a) of the Act (415 ILCS 5/12(a) (2000)), but denied as to count II of the complainant’s complaint seeking reimbursement for costs incurred by the State pursuant to Section 57.12 of the Act. 415 ILCS 5/57.12 (2000). Finally, the Board denied the motion for summary judgment filed by the Abrahams and Millstream against the complainant on count II of the complainant’s complaint. This matter was ordered to hearing in order to adjudicate the remaining allegations and penalty issues. | 6-0
L&W-E |
| PCB 97-145 | <u>Pekin Energy Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this variance request involving a Tazewell County facility. | 6-0
W-V,
NPDES |
| PCB 01-135 | <u>People of the State of Illinois v. Patrick Robert Land Trust</u> – The Board granted complainant’s motion for summary judgment. The Board finds that the respondent violated Sections 12(a), 21(a), (d), and (p)(1) of the Environmental Protection Act (415 ILCS 5/12(a), 21(a), (d), (p)(1) (2000)), and 35 Ill. Adm. Code 812.101(a). The Board directed this matter to hearing as expeditiously as practicable on the specific issues of the appropriate penalty amount, costs, and attorney’s fees. | 6-0
L-E |

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PCB 01-144	<u>People of the State of Illinois v. City of Pana, Housing Authority of Christian County, PrairieLand Construction, Inc., and Rich Williams d/b/a C.R. Williams & Associates, Architects; PrairieLand Construction, Inc. Cross-Complainant v. City of Pana, Housing Authority of Christian County, and Rich Williams d/b/a C.R. Williams & Associates Architects Cross-Respondents</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this public water supply enforcement action involving a Christian County facility, the Board ordered publication of the required newspaper notice.	6-0 PWS-E
PCB 02-89	<u>Sandra Stanton v. Mrs. Jessie Oyston, Mayor (Village of Buckner)</u> – The Board found that this complaint was frivolous. This matter was dismissed and the docket was closed.	6-0 Citizens A-E
PCB 02-111	<u>J&L Oil, Inc. (Lake Villa) v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a Lake County facility.	6-0 UST Fund
PCB 02-112	<u>J&L Oil, Inc. (Fox Lake) v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a Lake County facility.	6-0 UST Fund
PCB 02-158	<u>Village of Findlay v. IEPA</u> – The Board accepted for hearing this permit appeal involving a Shelby County facility.	6-0 P-A, NPDES
PCB 02-159	<u>The Ensign Bickford Company v. IEPA</u> – The Board accepted this Union County facility’s petition for a variance from the Board’s regulation at 35 Ill. Adm. Code 237.103, and will decide the case on receipt of the Illinois Environmental Protection Agency recommendation, since hearing was waived.	6-0 A-V Open Burning
PCB 02-160	<u>Rockford Stop-N-Go, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Boone County facility.	6-0 UST Fund
PCB 02-161	<u>People of the State of Illinois v. Home Depot U.S.A., Inc.</u> – Upon receipt of the complaint, a proposed stipulation and settlement agreement, and an agreed motion to request relief from the hearing requirement in this public water supply enforcement action involving a Lake County facility, the Board ordered publication of the required newspaper notice.	6-0 W-E

April 18, 2002
Via Video Conference Between
Springfield and Chicago, Illinois

Rulemaking

R01-26	<u>In the Matter of: Amendments to Regulation of Petroleum Leaking Underground Storage Tanks: 35 Ill. Adm. Code 732</u> – The Board adopted a final opinion and order in this rulemaking to amend the Board’s underground storage tank regulations.	6-0 R, Land
R01-27 R01-29 (Cons.)	<u>In the Matter of: Site Remediation Programs: Amendments to 35 Ill. Adm. Code 740; In the Matter of: Site Remediation Program: Proposed 35 Ill. Adm. Code 740.Subpart H (Schools, Public Parks, and Playgrounds)</u> – The Board adopted a final opinion and order in this consolidated rulemaking to amend the Board’s site remediation program regulations.	6-0 R, Land
R02-1 R02-12 R02-17 (Cons.)	<u>In the Matter of: RCRA Subtitle C Update, USEPA Amendments (January 1, 2001 through June 30, 2001); RCRA Subtitle C Update, USEPA Amendments (July 1, 2001 through December 31, 2001 and January 22, 2002); UIC Update, USEPA Amendments (July 1, 2001 through December 31, 2001)</u> – The Board adopted a final opinion and order in this consolidated “identical-in-substance” rulemaking which amended the Board’s hazardous waste and underground injection control regulations.	6-0 R, Land

Administrative Citations

AC 02-33	<u>IEPA v. Lisa Lewey-Shields and Paul Shields</u> – The Board granted complainant’s motion for voluntary dismissal of this administrative citation involving a Champaign County facility.	6-0
AC 02-39	<u>IEPA v. Jerel Childers</u> – The Board accepted for hearing this petition for review of an administrative citation against this Massac County respondent.	6-0
AC 02-41	<u>IEPA v. Dwaine Bauer and Tim Tipword</u> – The Board found that these Cumberland County respondents violated Section 21(p)(1) of the Act (415 ILCS 5/21(p)(1) (2000)), and ordered respondents to pay a civil penalty of \$1,500.	6-0
AC 02-42	<u>IEPA v. Herbert L. Board</u> – The Board accepted for hearing this petition for review of an administrative citation against this Edgar County respondent.	6-0

Environmental Register – April 2002

Decisions

PCB 02-30 People of the State of Illinois v. Meridian Development Corporation – In this water enforcement action concerning a Lake County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2000)), accepted a final stipulation and settlement agreement, ordered this respondent to pay a total civil penalty of \$10,000, and to cease and desist from further violations. 6-0
W-E

Motions and Other Matters

PCB 99-134 People of the State of Illinois v. Peabody Coal Company – The Board granted respondent's motion for leave to file *instanter*, denied respondent's motion for leave to file a reply, and denied all motions filed on April 17, 2002 as moot. Complainant must file any response to the motion to dismiss or strike no later than May 2, 2002. 6-0
W-E

PCB 00-33 People of the State of Illinois v. Laidlaw Corporation – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action involving a Massac County facility, the Board ordered publication of the required newspaper notice. 6-0
A-E

PCB 00-110 People of the State of Illinois v. Joe Decicco Demolition, Inc. – The Board granted complainant's motion for summary judgment, and found respondent in violation of Section 9.1(d)(1) of the Act (415 ILCS 5/9.1(d)(1) (2000)), and Sections 61.145(b)(3), 61.145(b)(4)(i), 61.145(b)(4)(iii), 61.145(b)(4)(v), and 61.145(b)(4)(ix) of the asbestos National Emission Standards for Hazardous Air Pollutants (40 C.F.R. §§ 61.145(b)(3), 61.145(b)(4)(i), 61.145(b)(4)(iii), 61.145(b)(4)(v), and 61.145(b)(4)(ix) (2000)). The Board directed this matter to hearing on the specific issues of the appropriate penalty amount, costs, and attorney fees. 6-0
A-E

PCB 02-1 People of the State of Illinois v. Stein Steel Mill Services, Inc. – The Board granted in part and denied in part complainant's motion to strike affirmative defenses. This matter was ordered to hearing on the remaining allegations. 6-0
A-E

PCB 02-53 E&L Trucking Company v. IEPA – The Board denied both respondent's motion for extension of time to file administrative record and petitioner's motion for sanctions. The Board directed that the record be filed immediately, and that hearing be set within 30 days. 6-0
UST Appeal

PCB 02-56 People of the State of Illinois v. Chiquita Processed Foods, L.L.C. – The Board denied complainant's motion to strike affirmative defenses. 6-0
W-E

Environmental Register – April 2002

PCB 02-58	<u>Sauer-Danfoss (US) Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a LaSalle County facility.	6-0 UST Appeal
PCB 02-85	<u>MAC Investments v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this Cook County facility.	6-0 UST Fund
PCB 02-91	<u>Rezmar Corporation v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Cook County facility.	5-0 Melas abstained UST Fund
PCB 02-94	<u>Illinois State Toll Highway Authority (Hinsdale Oasis – West) v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this DuPage County facility.	6-0 UST Fund
PCB 02-101	<u>E&L Trucking Company v. IEPA</u> – The Board denied respondent’s motion for reconsideration or clarification of the Board’s March 7, 2002 order dismissing this appeal.	6-0 UST Fund
PCB 02-108	<u>Saline County Landfill, Inc. v. IEPA; Saline County, intervenor</u> – The Board granted the County of Saline’s (County) motion to intervene, but denied both the petitioner’s and the County’s motions for summary judgment. This matter was ordered to hearing on the remaining contested issues.	6-0 P-A, Land
PCB 02-162	<u>People of the State of Illinois v. Fox Valley Dry Wall, Inc.</u> – The Board accepted for hearing this underground storage tank enforcement action involving a Kane County facility.	6-0 UST-E
PCB 02-163	<u>Illinois State Toll Highway Authority (Lincoln Oasis – North) v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Cook County facility.	6-0 UST Appeal 90-Day Ext.
PCB 02-165	<u>Lyons Township High School District 204 v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Cook County facility.	6-0 UST Fund
PCB 02-166	<u>Mick’s Garage v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Madison County facility.	6-0 UST Appeal

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PCB 02-167	<u>Novotny Farms, L.L.C v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Novotny Farms, L.L.C. located in Bureau County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).	6-0 T-C
PCB 02-168	<u>Kathryn Bradley v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Kathryn Bradley located in Lee County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).	6-0 T-C
PCB 02-169	<u>High View, L.L.C. v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of High View, L.L.C. located in Stephenson County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).	6-0 T-C
PCB 02-170	<u>Charles L. Rich v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Charles L. Rich located in Lee County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).	6-0 T-C
PCB 02-171	<u>Reichhold Chemicals, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Cook County facility.	6-0 UST Fund
PCB 02-172	<u>Reichhold Chemicals, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Cook County facility.	6-0 UST Fund

New Cases

April 4, 2002 Board Meeting

02-158 Village of Findlay v. IEPA – The Board accepted for hearing this permit appeal involving a Shelby County facility.

02-159 The Ensign Bickford Company v. IEPA – The Board accepted this Union County facility’s petition for a variance from the Board’s regulation at 35 Ill. Adm. Code 237.103, and will decide the case on receipt of the Illinois Environmental Protection Agency recommendation, since hearing was waived.

02-160 Rockford Stop-N-Go, Inc. v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Boone County facility.

02-161 People of the State of Illinois v. Home Depot U.S.A., Inc. – Upon receipt of the complaint, a proposed stipulation and settlement agreement, and an agreed motion to request relief from the hearing requirement in this

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public water supply enforcement action involving a Lake County facility, the Board ordered publication of the required newspaper notice.

AC 02-46 County of Sangamon v. Kevin Biggs – The Board accepted an administrative citation against this Sangamon County respondent.

AC 02-47 IEPA v. James H. Hendricks, Joseph L. Hendricks, Jeffrey Hendricks, and Hendricks Home Furnishing, Inc. – The Board accepted an administrative citation against these Macoupin County respondents.

AC 02-48 IEPA v. Tony Luttrell – The Board accepted an administrative citation against this Clay County respondent.

AC 02-49 Ogle County Solid Waste Management Department v. Loren and Mary Hart d/b/a Rolling Meadows Mobile Home Park and Jeff Hart – The Board accepted an administrative citation against these Ogle County respondents.

AC 02-50 IEPA v. Gordon Romine d/b/a Romine Disposal – The Board accepted an administrative citation against this Fulton County respondent.

April 18, 2002 Board Meeting

02-162 People of the State of Illinois v. Fox Valley Dry Wall, Inc. – The Board accepted for hearing this underground storage tank enforcement action involving a Kane County facility.

02-163 Illinois State Toll Highway Authority (Lincoln Oasis – North) v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Cook County facility.

02-164 Barbara and Ronald Stuart v. Franklin Fisher – The Board held for a later duplicitous/frivolous determination this citizens' noise enforcement action involving a Will County facility.

02-165 Lyons Township High School District 204 v. IEPA – The Board accepted for hearing this underground storage tank appeal involving a Cook County facility.

02-166 Mick's Garage v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Madison County facility.

02-167 Novotny Farms, L.L.C v. IEPA – Upon receipt of the Illinois Environmental Protection Agency's recommendation, the Board found and certified that specified facilities of Novotny Farms, L.L.C. located in Bureau County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-168 Kathryn Bradley v. IEPA – Upon receipt of the Illinois Environmental Protection Agency's recommendation, the Board found and certified that specified facilities of Kathryn Bradley located in Lee County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-169 High View, L.L.C. v. IEPA – Upon receipt of the Illinois Environmental Protection Agency's recommendation, the Board found and certified that specified facilities of High View, L.L.C. located in Stephenson County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-170 Charles L. Rich v. IEPA – Upon receipt of the Illinois Environmental Protection Agency's recommendation, the Board found and certified that specified facilities of Charles L. Rich located in Lee County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-171 Reichhold Chemicals, Inc. v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Cook County facility.

02-172 Reichhold Chemicals, Inc. v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Cook County facility.

02-173 City of Waukegan et al. v. IEPA and North Shore Sanitary District – No action taken.

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AC 02-51 IEPA v. Gerald Goines – The Board accepted an administrative citation against this Johnson County respondent.

AC 02-52 IEPA v. Maurice Newcomer – The Board accepted an administrative citation against this Carroll County respondent.

AC 02-53 IEPA v. Edward E. Tucker and Gibson Materials Company – The Board accepted an administrative citation against these Ford County respondents.

Calendar

5/1/2002 9:00 am	PCB 97-20	People of the State of Illinois v. Bentrionics Corporation	City Council Chambers 404 North Wood Dale Road Wood Dale
5/2/2002 11:00 am		Illinois Pollution Control Board Meeting	Chicago/Springfield Videoconference Illinois Pollution Control Board James R. Thompson Center Conference Room 11-512 100 West Randolph Street Chicago and Hearing Room 403 600 South Second Street Springfield
5/16/2002 11:00 am		Illinois Pollution Control Board Meeting	Chicago/Springfield Videoconference Illinois Pollution Control Board James R. Thompson Center Conference Room 11-512 100 West Randolph Street Chicago and Hearing Room 403 600 South Second Street Springfield
5/29/2002 10:00 am	AC 1-39	IEPA v. Ivan R. Smith and Lois Smith (Bainbridge Twp./Smith) IEPA Docket No. 175-01-AC	Rushville City hall Council Chambers 220 West Washington Street Rushville
6/6/2002 11:00 am		Illinois Pollution Control Board Meeting	Illinois Pollution Control Board Hearing Room 403 600 South Second Street Springfield
6/10/2002 10:00 am	AC 02-32	IEPA v. Colorado Real Estate & Investment Co. (Kingspark Mobile Estates) IEPA Docket No. 561-01-AC	Peoria County Courthouse Board Room 403 324 Main Street Peoria
6/19/2002 10:00 am	PCB 02-83	The American Coal Company-Galatia (Landfill). (Property Identification Numbers 11-1-083-01, 1-1-088-01, 1-1-088-03, 1-1-088-04, 11-1-093-01, 11-1-093-02, 11-1-093 03, 11-1-093-05, 11-1-093-06, 11-1-093-07, 11-1-095-01,11-1-095-02) v. IEPA	Illinois Pollution Control Board Hearing Room 403 600 South Second Street Springfield

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6/20/2002 11:00 am		Illinois Pollution Control Board Meeting	James R. Thompson Center Conference Room 11-512 100 West Randolph Street Chicago
6/26/2002 10:00 am	AC 02-7	IEPA v. Terry and Litisha Springer (Elsah Twp./Springer) IEPA Docket No. 390-01- AC	Jersey County Courthouse Courtroom B Jerseyville
6/27/2002 10:30 am	PCB 96-98	People of the State of Illinois v. Skokie Valley Asphalt, Inc.	Grayslake Village Hall Community Room 20 South Seymour Avenue Grayslake
7/9/2002 10:00 am	AC 02-4	IEPA v. Mound City (IEPA no 288-01-AC)	Pulaski County Courthouse County Board Room Second and High Street Mound City
7/12/2002 10:00 am	PCB 01-135	People of the State of Illinois v. Patrick Robert Land Trust	Tazewell County Courthouse Courtroom 305 342 Court Street Pekin
7/16/2002 10:00 am	PCB 01-156	People of the State of Illinois v. Union Pacific Railroad	Carbondale City Hall Council Chambers 609 East College Street Carbondale
7/17/2002 10:00 am	PCB 01-156	People of the State of Illinois v. Union Pacific Railroad	Carbondale City Hall Council Chambers 609 East College Street Carbondale

IEPA Restricted Status List

Illinois Environmental Protection Agency
 Division of Public Water Supplies
 Restricted Status List -- Public Water Supplies

The Restricted Status List was developed to give additional notification to officials of public water supplies which are in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

The Restricted Status List will include all Public Water Supplies for which the Agency has information indicating a violation of any of the following requirements: Finished water quality requirements of 35 Ill. Adm. Code, Part 604, Subparts B and C; maintenance of adequate pressure on all parts of the distribution system under all conditions of demand; meeting raw water quantity requirements of 35 Ill. Adm. Code 604.502; or maintenance of treatment facilities capable of providing water "assuredly adequate in quantity" as required by Section 18 of the Illinois Environmental Protection Act.

A public water supply on the Restricted Status List will not be issued permits for water main extensions, except for certain limited situations, or unless the supply has been granted a variance from the Illinois Pollution Control Board for the violation, or from permit issuance requirements of Section 39 of the Act.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of April 2002.

* Indicates public water supplies that have been added to the list since the previous publication.

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Acorn Acres Sbdv (Lake Co - 0975020)	2	Inadequate Pres Tank	250	12/16/83
Alden Long Grove Nursing Center(Lake Co - 0971090)	2	Inadequate Pres Tank	204	06/15/93
Alpha (Henry Co - 0730050)	1	Adjusted Gross Alpha	750	11/01/01
Bahl Wtr Corp (Jo Daviess Co - 0855200)	1	Inadequate Pres Storage	700	12/15/93
Bayles Lake Lot Owners Assn (Iroquois Co - 0755110)	4	Inadequate Pres Tank	500	09/13/00
Biggsville (Henderson Co - 0710050)	5	Adjusted Gross Alpha	350	03/15/98
Bonnie Lane Water Supply (Kendall Co - 0930010)	2	Inadequate Pres Tank	49	09/16/93
Bradford (Stark Co - 1750050)	1	Gross Alpha	650	06/15/98
Bradley Hts Sbdv (Winnebago Co - 2015050)	1	Inadequate Pres Tank	192	09/13/85
Bryant (Fulton Co - 0570200)	5	Adjusted Gross Alpha	310	03/15/98
Buckingham (Kankakee Co - 0910250)	2	Inadequate Pres Tank	330	03/17/89

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Bushnell (McDonough Co - 1090150)	5	Adjusted Gross Alpha	3,300	03/14/01
Byron Woods Sbdv (Rock Island Co - 1610070)	1	Arsenic	216	03/14/01
Carbon Hill (Grundy Co - 0630100)	2	Adjusted Gross Alpha	376	03/14/01
Carroll Hts Utl Cmpny (Carroll Co - 0155200)	1	Inadequate Pres Tank	80	03/20/81
Century Pines Apts (Carroll Co - 0150020)	1	Inadequate Pres Tank	50	12/14/90
Claremont Hls Sbdv (McHenry Co - 1115080)	2	Inadequate Pres Tank	330	03/15/96
Clearview Sbdv (Will Co - 1975360)	2	Inadequate Pres Tank	420	01/13/82
Community Srvc Corp (McHenry Co - 1115350)	2	Inadequate Pres Tank	750	09/16/83
Coyne Cntr Coop (Rock Island Co - 1615150)	1	Inadequate Pres Tank	150	12/15/97
Cropsey Cmnty Wtr (McLean Co - 1135150)	4	Inadequate Pres Tank	60	03/20/81
Crystal Clear Wtr Cmpny (McHenry Co - 1115150)	2	Inadequate Pres Tank	900	09/16/88
Crystal Hts Assn (McHenry Co - 1115100)	2	Inadequate Pres Tank	93	06/17/96
D and R Apts (Champaign Co - 0190030)	4	Inadequate Pres Tank	26	09/16/93
Deering Oaks Sbdv (McHenry Co - 1115200)	2	Inadequate Pres Tank	60	12/17/82
DeKalb Univ Dvl Corp (DeKalb Co - 0375148)	1	Inadequate Pres Tank	950	12/16/92
DeWitt Cnty NH (DeWitt Co - 0395129)	4	Inadequate Pres Tank	80	06/17/83
DL Well Owners Assn (Lake Co - 0975380)	2	Inadequate Pres Tank	125	03/18/83
Dover (Bureau Co - 0110350)	1	Inadequate Pres Tank	200	05/25/81
* East End Wtr Assn (Rock Island Co - 1610140)	1	Inadequate Storage Capacity	40	03/15/02
* Eaton PWD (Crawford - 0335100)	4	Indequate Source Capacity	920	03/15/02
East Moreland Wtr Assn (Will Co - 1975600)	2	Inadequate Pres Tank	753	03/20/81
East Moreland Wtr Corp (Will Co - 1975640)	2	Inadequate Pres Tank	135	03/15/96
Edelstein (Peoria Co - 1435150)	5	Adjusted Gross Alpha	125	03/15/98
Edgington Water District (Rock Island Co-1615550)	1	Inadequate Pres Tank	470	03/20/81
Elm Oak Mutual Wtr Syst (Lake Co - 0975736)	2	Inadequate Pres Tank	45	06/13/86
Emmett Utl Inc (McDonough Co - 1095200)	5	Inadequate Pres Tank	39	12/17/82
Evergreen Vlg Sbdv (Rock Island Co - 1615310)	1	Inadequate Pres Tank	250	03/20/81

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Fahnstock Court Sbdv (Peoria Co - 1435200)	5	Inadequate Pres Tank	30	05/25/81
Fair Acres Sbdv (Will Co - 1975680)	2	Inadequate Pres Tank	185	10/19/81
Farmington (Fulton Co - 0570500)	5	Adjusted Gross Alpha	2,700	03/14/01
Forest Lake Addn (Lake Co - 0975500)	2	Inadequate Pres Tank	180	12/16/83
Frwrd-Skyline Cpy (Kane Co - 0895030)	2	Inadequate Pres Tank	1,300	09/19/86
Galva (Henry Co - 0730450)	1	Adjusted Gross Alpha	2,900	03/14/01
Garden Street Imprv Assn (Will Co - 1975376)	2	Inadequate Pres Tank	62	09/15/89
Gardner (Grundy Co - 0630400)	2	Adjusted Gross Alpha	1,450	03/14/01
Glasford (Peoria Co - 1430350)	5	Adjusted Gross Alpha	1,115	12/15/97
Glenkirk Campus North (Lake Co - 0977189)	2	Inadequate Pres Tank	64	06/15/88
Glenkirk Campus South (Lake Co - 0977199)	2	Inadequate Pres Tank	36	06/15/88
Good Shepherd Mnr (Kankakee Co - 0915189)	2	Inadequate Pres Tank	140	03/17/89
Great Oaks&Beacon Hls Apts (Winnebago Co-2015488)	1	Inadequate Pres Tank	943	12/17/82
Greenwood Outback (LaSalle Co - 0990080)	1	Inadequate Pres Tank		12/15/98
Harbor Lites/Pistakee Fshg Cl (McHenry Co - 1110011)	2	Inadequate Pres Tank	100	03/14/01
* Hardinville (Crawford Co - 0330020)	4	Inadequate Source Capacity	2,361	03/15/02
Hawthorn Woods (Lake Co - 0970450)	2	Inadequate Pres Tank	800	03/15/95
Heatherfield Sbdv (Grundy Co - 0635150)	2	Inadequate Pres Tank	91	09/17/82
Highland Sbdv (Kane Co - 0895530)	2	Inadequate Pres Tank	50	09/16/83
Hillview Sbdv (Will Co - 1975800)	2	Inadequate Pres Tank	99	03/15/85
Holy Family Villa (Cook Co - 0310280)	2	Inadequate Pres Tank	200	09/15/99
Hopewell (Marshall Co - 1235150)	1	Adjusted Gross Alpha	805	03/14/01
Huntley Cmnty Sbdv (Will Co - 1975840)	2	Inadequate Pres Tank	48	03/16/84
Ingalls Pk Sbdv (Will Co - 1975880)	2	Inadequate Pres Tank	690	09/16/83
Kewanee (Henry Co - 0730650)	1	Adjusted Gross Alpha	12,900	03/14/01
Kingston Mines (Peoria Co - 1430450)	5	Adjusted Gross Alpha	295	03/14/01
* Kirk Wtr Line (Crawford Co - 0330030)	4	Inadequate Source Capacity	72	03/15/02

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Knoxville (Knox Co - 0950300)	5	Adjusted Gross Alpha	3,243	03/15/98
Lake Lynwood Wtr Sys (Henry Co - 0735330)	1	Inadequate Pres Tank	98	08/31/81
Lakeview Acres (McHenry Co - 1110120)	2	Inadequate Hydro Storage	35	11/01/01
Lakeview Hills Wtr Supply Cp (Whiteside Co - 1955150)	1	Inadequate Pres Tank	146	03/20/81
Lakewood Shores Imprv Assn	2	Adjusted Gross Alpha	760	03/14/01
Land and Water Assn (LaSalle Co - 0995050)	1	Inadequate Pres Storage	110	06/15/01
Larchmont Sbdv (Winnebago Co - 2015290)	1	Inadequate Pres Tank	106	06/17/83
Larson Court Rentals (Rock Island Co - 1615728)	1	Inadequate Pres Tank	48	01/14/82
Legend Lakes Wtr Assn (Winnebago Co - 2015300)	1	Inadequate Pres Tank	225	03/14/91
Liberty Park Homeowners Assn (DuPage Co - 0435600)	2	Inadequate Pres Tank	1,092	09/17/92
Lindenwood Wtr Assn (Ogle Co - 1415300)	1	Inadequate Pres Tank	50	01/13/82
Lisbon North Inc (Grundy Co - 0631000)	2	Inadequate Pres Tank	30	09/14/90
Little Swan Lake Sndst (Warren Co - 1875050)	5	Inadequate Pres Tank	250	03/15/98
Little York (Warren Co - 1870100)	5	Adjusted Gross Alpha	350	03/14/01
London Mills (Fulton Co - 0574620)	5	Inadequate Pres Tank	670	12/14/84
Lostant (LaSalle Co - 0990450)	1	Adjusted Gross Alpha	510	03/14/01
Lynn Cntr (Henry Co - 0735100)	1	Inadequate Pres Tank	147	03/15/95
Lynnwood Water Corp (LaSalle Co - 0995336)	1	Inadequate Pres Tank	114	03/18/83
M C L W Sys Inc (Mercer Co - 1315150)	1	Inadequate Source	100	03/20/81
Maple Leaf Ests Wtr Corp (Monroe Co - 1335100)	6	Inadequate Pres Tank	39	03/20/81
Mapleton (Peoria Co - 1430500)	5	Adjusted Gross Alpha	350	03/15/98
Mayfair Sbdv (Tazewell Co - 1795750)	5	Inadequate Pres Tank	150	03/16/90
Monmouth (Warren Co - 1870150)	5	Adjusted Gross Alpha	9,500	03/14/01
Mound PWD (St Clair Co - 1635050)	6	Inadequate Plant Capacity	1,800	06/17/96
Muddy (Salin Co - 1650250)	7	Inadequate Hydro Storage	194	11/01/01
Northwest Belmont Imprv Assn (DuPage Co - 0435900)	2	Inadequate Pres Tank	115	09/29/81
Oak Ridge Sndst (Woodford Co - 2035300)	1	Inadequate Pres Tank	240	03/20/81

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Oakview Avenue Wtrwks Inc (Will Co - 1977210)	2	Inadequate Pres Tank	350	03/20/81
* Oblong (Crawford Co - 0330150)	4	Inadequate Source Capacity	2,317	03/15/02
Olivet Nazarene College (Kankakee Co - 0915279)	2	Inadequate Pres Tank	1,450	03/15/94
Opheim PWS (Henry Co - 0735150)	1	Inadequate Pres Tank	150	06/18/82
Osco Mutual Wtr Supply Cpy Inc (Henry Co-0735200)	1	Inadequate Pres Tank	115	12/15/89
Park Road Wtr Assn (Will Co - 1977330)	2	Inadequate Pres Tank	60	12/17/82
Park View Wtr Corp (Kane Co - 0895500)	2	Inadequate Pres Tank	150	12/17/82
Patoka (Marion Co - 1210400)	6	Inadequate Plant Capacity	731	03/15/97
Polo Dr & Saddle Rd Sbdv (DuPage Co - 0437000)	2	Inadequate Pres Tank	95	12/17/82
Ports of Sullivan Lake Assn (Lake co - 0971160)	2	Inadequate Pres Tank	638	06/15/99
Prairie Ridge Assn (McHenry Co - 1115730)	2	Inadequate Pres Tank	140	03/16/90
Princeville (Peoria Co - 1430750)	5	Adjusted Gross Alpha	1,815	12/15/97
Ridgecrest North Sbdv (Grundy Co - 0635250)	2	Inadequate Pres Tank	85	09/16/93
Ridgewood Ledges Wtr Assoc(Rock Island Co-1615670)	1	Inadequate Pres Tank	475	03/20/81
Ridgewood Sbdv (Will Co - 1977650)	2	Inadequate Pres Tank	315	06/18/82
Riverwoods Spcl Dstret 3 (Lake Co - 0971451)	2	Inadequate Souce Capacity	234	11/01/01
Robinson Palestine Wtr Cmsn (Crawford Co - 0335030)	4	Inadequate Plant Capacity	10,728	11/01/01
Sbdv Wtr Trust No 1 (Kane Co - 0895300)	2	Inadequate Pres Tank	1,120	03/20/81
Shawnita Trc Wtr Assn (Will Co - 1977690)	2	Inadequate Pres Tank	125	09/17/92
Skyview Estates (Kankakee Co - 0915526)	2	Inadequate Pres Tank	65	09/14/84
Sorento (Bond Co - 0050300)	6	Trihalomethane	750	09/16/96
St Charles Cmsn Wlfnd 3 (DuPage Co - 0437040)	2	Inadequate Pres Tank	30	12/15/89
Standard (Putnam Co - 1550300)	1	Adjusted Gross Alpha	300	03/14/01
Sturm Sbdv (Lake Co - 0977010)	2	Inadequate Pres Tank	63	03/16/84
Suburban Heights Sbdv (Rock Island Co - 1615800)	1	Inadequate Pres Tank	114	12/16/83
Summit Homeowners Assn (Lake Co - 0975280)	2	Inadequate Pres Tank	48	03/16/84
Sunny Hill Ests Sbdv (Henry Co - 0735300)	1	Inadequate Pres Tank	525	06/15/00

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Sunnyland Sbdv (Will Co - 1977730)	2	Inadequate Pres Tank	350	09/16/83
Swedona Wtr Assn (Mercer Co - 1315200)	1	Inadequate Pres Tank	100	06/15/90
Sylvan Lake 1st Sbdv (Lake Co - 0977100)	2	Inadequate Pres Tank	210	06/14/91
Toulon (Stark Co - 1750150)	1	Adjusted Gross Alpha	1,400	12/12/99
Towners Sbdv (Lake Co - 0977250)	2	Inadequate Pres Tank	238	01/14/82
* Trimble Wtr Co (Crawford Co - 0335200)	4	Inadequate Source Capacity	350	03/15/02
Trivoli PWD (Peoria Co - 1435510)	5	Inadequate Pres Tank	350	06/17/83
Turkey Hollow Well Corp (Rock Island Co - 1615686)	1	Inadequate Pres Tank	32	06/18/82
Utl Inc Lake Holiday (LaSalle Co - 0995200)	1	Inad Source & Treat Plt	4,908	09/15/98
Utl Inc Northern Hls Utl Co(Stephenson Co-1775050)	1	Inadequate Pres Tank	290	03/15/96
Utl Inc Walk-Up Woods Wtr Co(McHenry Co - 1115800)	2	Inadequate Pres Tank	763	12/17/82
Wermes Sbdv (Kane Co - 0895750)	2	Inadequate Pres Tank	150	12/16/88
West Salem (Edwards Co - 0470200)	7	Inadequate Treatment Plant	1,058	03/15/99
West Shore Park Sbdv (Lake Co - 0977370)	2	Inadequate Pres Tank	450	06/15/00
West Shoreland Sbdv (Lake Co - 0977050)	2	Inadequate Pres Tank	220	06/14/91
Westlake Utl (Winnebago Co - 2010070)	1	Inadequate Source Capacity	25	11/01/01
Whispering Lakes Wtr Sys Inc (Lake Co - 0970220)	2	Adjusted Gross Alpha	375	03/14/01
Wienen Estates (Jo Daviess Co - 0850030)	1	Inadequate Pres Tank	70	12/15/97
Wilmington (Will Co - 1971100)	2	Trihalomethane	5,094	03/14/01
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Pres Tank	1,161	06/16/94
Woodland Hts Ests Sbdv (Peoria Co - 1435760)	5	Inadequate Pres Tank	245	03/20/81
Woodsmoke Ranch Assn (LaSalle Co - 0990030)	1	Inadequate Pres Tank	350	06/15/90
York Cntr Coop (DuPage Co - 0437550)	2	Inadequate Pres Tank	240	06/15/88
2nd Street Wtr Assn (Lake Co - 0971140)	2	Inadequate Pres Tank	33	12/15/95

PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

None Removed

IEPA Critical Review Status List

Illinois Environmental Protection Agency
 Division of Public Water Supplies
 Critical Review List -- Public Water Supplies

The Critical Review List was developed to give additional notification to officials of public water supplies which may be close to being in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

A supply will be placed on the Critical Review List when Agency records indicate that it is approaching any of the violations that would place it on the Restricted Status List.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of April, 2002.

* Indicates public water supplies that have been added to the list since the previous publication.

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Arenzville (Cass Co - 0170050)	5	Inadequate Pres Tank	492	03/14/01
Beecher (Will Co - 1970050)	2	Inadequate Storage Capacity	2,032	03/14/01
Bluford (Jefferson Co - 0810100)	7	Low System Pressure	465	03/20/81
Browning (Schuyler Co - 1690050)	5	Inadequate Source	495	03/15/98
Clayton Camp Point Wtr Cmsn (Adams Co - 0015200)	5	Inad Pumping Capacity	1,200	09/15/98
Clinton (DeWitt Co - 0390050)	4	Inad Plant Capacity	7,437	06/14/91
Columbia (Monroe Co - 1330050)	6	Inad Pumping Capacity	5,893	03/15/98
DePue (Bureau Co - 0110300)	1	Inad Treatment Plant	1,930	12/15/93
Elizabeth (Jo Daviess Co - 0850150)	1	Low System Pressure	700	06/15/99
Evansville (Randolph Co - 1570250)	6	Low System Pressure	1,838	05/25/81
Galena (Jo Daviess Co - 0850200)	1	Low System Pressure	3,790	06/15/99
Georgetown (Vermilion Co - 1830350)	4	Inadequate Water Plant	3,678	06/15/93
Highland Hills Sndst (DuPage Co - 0435560)	2	Inadequate Pres Tank	1,100	09/17/92
Joy (Mercer Co - 1310100)	1	Low System Pressure	495	06/15/99
Kincaid (Christian Co - 0210250)	5	Plant Capacity	2,640	06/14/85
LaMoille (Bureau Co - 0110500)	1	Inadequate Plant Capacity	750	06/15/99

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Lee (Lee Co - 1034600)	1	Inadequate Pres Tank	350	03/15/98
Marion (Williamson Co - 1990550)	7	Inadequate Source Capacity	14,610	11/01/01
Mathersville (Mercer Co - 1310200)	1	Low System Pressure	793	09/13/00
McHenry Shores Wtr Cmpny (McHenry Co - 1115020)	2	Low System Pressure	1,170	09/17/92
Mechanicsburg Buffalo Wtr (Sangamon Co - 1675150)	5	Inadequate Source	1,030	03/15/98
Minonk (Woodford Co - 2030400)	1	Inadequate Source Capacity	2,200	03/14/01
Pheasant Knolls Sbdv (Lake Co - 0970290)	2	Inadequate Pres Tank	130	09/15/98
Scales Mound (Jo Daviess Co - 0850400)	1	Low System Pressure	400	09/15/97
Seneca (LaSalle Co - 0991050)	1	Inadequate Plant Capacity	1,937	06/15/99
South Highway PWD (Jackson Co - 0775400)	7	Low System Pressure	8,189	06/15/92
Stockton (Jo Daviess Co - 0850450)	1	Low System Pressure	1,900	06/15/84
Sumner (Lawrence Co - 1010300)	7	Low System Pressure	1,553	12/13/85
Tower Ridge Sbdv (Rock Island Co - 1615780)	1	Inadequate Pres Tank	70	03/15/94
Utl Inc Lake Marian Wtr Corp (Kane Co - 0895200)	2	Low Sys Pres & Inad Pres Storage	800	09/14/84
Walnut Hill (Marion Co - 1210600)	6	Low System Pressure	1,200	06/14/85
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Storage	1,080	12/14/90

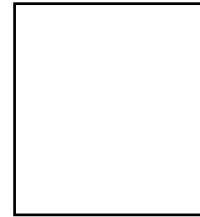
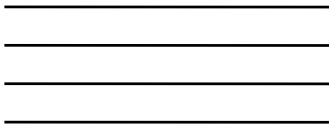
PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

None Removed

The Illinois Pollution Control Board is an independent seven-member board that adopts environmental control standards, rules on enforcement actions, and other environmental disputes for the State of Illinois.

The Environmental Register is published monthly by the Board, and contains updates on rulemakings, descriptions of final decisions, the Board's hearing calendar, and other environmental law information.

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Illinois Pollution Control Board
Environmental Register Coordinator
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Springfield, Illinois 62704