

ILLINOIS POLLUTION CONTROL BOARD

May 23, 1991

IN THE MATTER OF:)
)
RCRA UPDATE, USEPA REGULATIONS) (Identical in Substance Rules)
(4-1-90 THROUGH 6-30-90)) R90-11

ORDER OF THE BOARD (by J. Anderson):

On April 11, 1991, the Board entered a final Opinion and Order in this matter, allowing 30 days for post adoption comment. The Board has received comments from the United States Environmental Protection Agency (USEPA) and Chemical Waste Management (CWM). The Board will modify the final rules as set out below.

USEPA has noted a number of typographical and editorial errors in the final Order. The Board will make most of these changes.

CWM has renewed its request that the Board adopt the changes in the January 31, 1991, USEPA correction to the "third third" rules. As was set out in the April 11 Opinion, p. 2, although the Board made some changes specifically requested, the entire correction is simply too massive to be addressed in this Docket, which is subject to a statutory deadline. The Board will address it with the update dealing with January 1 - June 30, 1991.

CWM has also identified several specific corrections from the January 31 corrections which it wants made in this Docket. The Board has made two of these, affecting the F024 nonwastewater lead standard in Section 728. Table A, and the 2-year "soil and debris variance" in Section 728.135(e).

The Board has not attempted to make the changes to the lab pack standards in Appendices D and E. There appear to be errors in the changes as presented in the CWM motion, and the Board cannot take the time to conduct a detailed comparison of these Appendices on its own at this late stage.

The changes to the rules as adopted on April 11, 1991, are as follows. Striking and underlining refer changes vis-a-vis the April 11 Order, rather than the base text (except where the error is to the striking and underlining itself).

721.104(b)(1)(B) "contractural"
721.131, F025 "dessicant"
721.132, K107-K110 "carboxiylic"
721.133, P049 Thioimidodicarbonic diamide [(H₂N)C(S)]₂NH

721.133, U248 "phenylbutyl" is correct

721.App G, F023 "~~tetra-chlorophenols~~ tetrachlorophenols"

721.App G, F024 "tetrachloroethane" correct. Hyphenation is allowable at line ends.

721.App G, K020 "~~tetrachloro-ethanes~~ tetrachloroethanes"

721.App G, K035 Hyphenate "benzo(b)fuoranthene" at line break. Remove hard hyphen from "benzo(a)pyrene".

721.App. G, K104 "~~phynylenediamine~~ phenylenediamine"

722.111(b) Reformat Board Note. Remove reference to "40 CFR 260.22 (1986)" for consistency with R90-17.

722.111(c) (1) "~~720.120~~ 720.121"

724.173(b) (1) "~~methodor~~ method or"

724.401(c) "~~oprator~~ operator"

724.412(b) Correct overstrike: "~~Except~~"

724.930 et seq. Underline entire text of new Subpart

724.931 In "In situ sampling systems", "~~on in-line~~ or in-line"

724.933(d) (4) (A) "~~designed for an operated~~ designed for and operated"

724.934(d) (2) "~~less than 10 ppmw~~ less than 10 ppmw"

725.381 Delete second "unless".

725.416(e) "~~reactitve~~ reactive"

725.930 et seq. Underline entire new Subpart.

725.934(d) (2) "~~less than~~ less than"

728.107(b) (4) "must be sent to" becomes "must be sent with each waste shipment to".

728.135(e) "mercury retorting or vitrification, and which" becomes "mercury retorting, or vitrification, acid leaching followed by chemical precipitation or thermal recovery of metals and which".

728.App D, E No changes

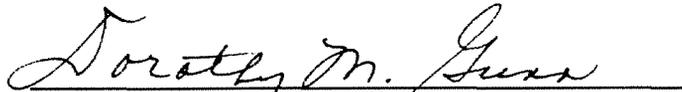
728.Tab A - E Reformat Table headings

728.Tab A F024, Lead, Non-wastewaters: "~~0-021~~ Reserved"

The Board will make the above corrections in the rules prior to filing. The final text will appear in the Illinois Register shortly.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Order was adopted on the 23rd day of May, 1991, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board