

---

# ENVIRONMENTAL REGISTER

No. 491 Illinois Pollution Control Board News February, 1995

---

## POLLUTION CONTROL BOARD ELECTRONIC BULLETIN BOARD SYSTEM (BBS)

The Pollution Control Board operates an electronic BBS at 312-814-1590. The BBS is available 24 hours a day, 7 days a week, to anyone with access to a computer and a modem - there is no charge for access to the BBS. The best communications settings are 8 data bits (or data length 8), no parity (or parity = none) and 1 stop bit, i.e., 8-N-1. The best terminal emulation is ANSI-BBS or just ANSI. The BBS allows users on-line access to Board-related news and information. You may download these documents to your computer. The Board is presently working to improve its bulletin board system (BBS) to make it more accessible and user-friendly, and we will keep you informed as this work progresses. For additional information contact Sandra Wiley at the Board Offices, at 312-814-3623.

## GENERAL ASSEMBLY AMENDS VARIED PROVISIONS OF THE ENVIRONMENTAL PROTECTION ACT, S.B. 1724

On January 24, 1995, Governor Jim Edgar signed P.A. 88-690 (formerly S.B. 1724) into law. The amendments included a set of amendments to the Environmental Protection Act (Act) and various other statutes. The P.A. 88-690 amendments to the Act of are varied:

Environmental audit privilege: New Section 52.2 would create a privilege to encourage voluntary internal environmental audits. The report generated through such an audit is inadmissible and an "officer or employee" involved in the audit may not be examined with regard to the audit in any legal action, except under limited circumstances: the facility owner or operator must expressly waive the privilege or the court or Board may make certain determinations that would render it inapplicable. The court or Board may determine that the material is not subject to the privilege, that "the privilege is asserted for a fraudulent purpose", or that the material shows evidence of noncompliance and the owner or operator did not "undertake appropriate corrective action or eliminate any reported violation within a reasonable time." The owner or operator would bear the burden of demonstrating the applicability of the privilege. Within 30 days of a State's Attorney or Attorney General demand for disclosure of the material, the owner or operator must submit a written request for a in camera hearing on the applicability of the privilege. A failure to file a request for hearing would constitute a waiver of the privilege. An order to compel disclosure could relate "to only those portions of an environmental audit report that are relevant to the issues in dispute". Certain information would not be subject to the privilege: material required to be reported or made available to a regulatory agency, material obtained by any regulatory agency, material obtained from "a source independent of the environmental audit". The new privilege would expressly not affect the scope or nature of any other legal privilege.

Agency administration of indirect cost reimbursements: Section 4(k) of the Act would authorize the Illinois Environmental Protection Agency (Agency) to administer indirect cost reimbursements.

Payment and refund of air pollution operating permit fee: Section 9.6(a) clarifies that payment of the air pollution operating permit fee is required before permit issuance, and it is refundable if the requested permit is denied.

Deadline for Board adoption of compost standards: Sections 22.33(b), 22.34(b), and 22.35(b) would each, respectively, extend from December 1, 1994 to December 1, 1997 the deadline for Board adoption of landscape waste, organic waste, and mixed municipal waste compost facility, testing, and product standards.

Community service as a penalty for open dumping of construction debris: Section 44(a) would allow a court to impose from 50 to 300 hours of community service on a person convicted of open dumping of construction debris.

Extension of time for filing a permit appeal to the Board: Sections 40(a)(1) and (c) and 40.2(a) would provide a mechanism for extending the deadline for filing a permit appeal to the Board from 35 days to 90 days by timely submission of a written notice to the Board.

Qualification of ban on tires in landfills: Amended Section 55(b) would delay the July 1, 1994 effective date of the ban on landfill disposal of used and waste tires, and on mixing used and waste tires with municipal waste, until December 31, 1994. New Section 55(b-1) would impose a qualified ban on landfill disposal of used and waste tires effective January 1, 1994, unless certain conditions are met. The landfill may accept used and waste tires for disposal if it has an Agency-permitted program for treating the tires and the tires are employed on-site for such uses as lining roadways, as alternative daily cover, or in a leachate collection system. The landfill may also accept used and waste tires for disposal 30 days after notification of their availability to the Illinois Industrial Materials Exchange Service (IIMES) and there has been no specific request for the tires. The landfill may further accept used and waste tires for disposal, as authorized by the Agency, if the tires' "physical condition . . . makes shredding, slitting, chopping, reuse, reprocessing, or other alternative use . . . impractical or infeasible". This new provision would impose an affirmative obligation on landfills and used and waste tire management facilities to notify IIMES of the availability of and demand for used and waste tires, and to consult with IIMES on "the status of marketing of waste tires to facilities for reuse".

## **RULEMAKING UPDATE**

### **PART IV 15% ROP PROPOSAL PROPOSED FOR SECOND NOTICE, R94-21**

On January 26, 1995, the Board proposed the Part VI 15% rate of progress (ROP) plan for Second Notice review by the Joint Committee on Administrative Rules. The Part IV 15% ROP proposal, docketed as R94-21, contemplates lowering the VOM content of coatings for several categories of surface coaters: the can, paper, coil, fabric, vinyl, metal furniture, baked large appliance, and miscellaneous parts and products coating categories. The Part IV proposal would also impose reductions in VOM emissions from sources in the automotive/transportation and business machine plastic parts coating categories that exceed specified emissions levels. The proposal would further make the VOM emissions limits applicable to wood furniture coating operations at a lowered threshold. The Part IV proposal would also require specified controls on synthetic organic chemical manufacturing industry (SOCMI) distillation and reactor processes and on bakery industry ovens. Finally, the amendments would make a number of minor amendments and corrections to the regulations, largely in response to comments submitted by U.S. EPA and affected entities.

The Illinois EPA (Agency) filed the Part IV proposal on September 12, 1994. The Board proposed the amendments for First Notice publication

in the Illinois Register on September 15, 1994. The Board conducted public hearings on these proposed amendments on November 4, December 2, and December 16, 1994. The Second Notice period began on February 6, 1995, the date JCAR acknowledged receipt of a complete Second Notice package from the Board; it ends when either JCAR votes no objection to the amendments or after 45 days, whichever comes first.

The Board will be free to adopt the amendments at the end of the Second Notice period. Direct questions on the Part IV proposal to Marie E. Tip-sord, at 312-814-4925 or 618-498-9803. Please refer to docket R94-21.

In addition to the Part IV 15% ROP proposal, the Agency has filed six other 15% ROP proposals with the Board. In sum, all the ROP plan segments would seek a 15 percent 1990 VOM emissions levels in the Chicago and Metro-East St. Louis areas, in order to fulfill requirements under the federal Clean Air Act (CAA). The Agency has stated that the state is federally required to reduce VOM emissions by 250 tons per day (tpd) in the Chicago area and by 27 tpd in the Metro-East area. (See issues 483, June, 1994; 484, July, 1994; 485, Aug., 1994; 486, Sept., 1994; 487, Oct., 1994 & 488, Nov., 1994.)

The Board has completed three of the proceedings: R94-12, R94-16, and R94-16. Briefly, a summary of the six other proposals follows:

#### Part I 15% ROP Adopted, R94-12

The Board adopted the Part I ROP proposal on September 15, 1994, under docket number R94-12. The Part I amendments require the use of pressure-vacuum relief valves on vent tubes at gasoline dispensing operations in both the Chicago and Metro-East areas and a lowering of the Reid vapor pressure (RVP) on gasoline from 9.0 psi to 7.2 psi in the Metro-East area. The vacuum-pressure relief aspects of these amendments are anticipated to reduce emissions by 4 tpd in the Chicago area and by 0.4 tpd in the Metro-East area. The use of 7.2 RVP fuel will reduce emissions 8.5 tpd in the Metro-East St. Louis area. The Part I 15% ROP amendments were filed with the Secretary of State and became effective on September 21, 1994.

#### Part II 15% ROP Adopted, R94-15

The Board adopted the Part II proposal on October 20, 1994, under docket number R94-15. The Part II amendments extended VOM emissions control measures to the loading of marine vessels and deletion of the exemption for barge loading from the regulations applicable to "Miscellaneous Fabricated Product Manufacturing Processes", "Miscellaneous Formulated Manufacturing Processes", "Miscellaneous Organic Chemical Manufacturing Processes", and "Other Emissions Units" source categories. The record indicated that the Part II proposal would reduce the VOM emissions by 1.3 tpd in the Chicago area and by 11.82 tpd in the Metro-East area. The Part II 15% ROP amendments were filed with the Secretary of State and became effective on October 25, 1994.

#### Part III 15% ROP Adopted, R94-16

The Board adopted the Part III ROP proposal on October 20, 1994, under docket number R94-16. The Part III amendments made the standards of Parts 218 and 219, Subpart B, "Organic Emissions from Storage and Loading Operations", and Subpart V, "Total Resource Effectiveness" (TRE), more stringent. The Part III plan rules added the federal Control Technology Guidelines (CTG) and Alternative Control Technology (ACT) recommended controls for volatile organic liquids (VOLs) and volatile petroleum liquids (VPLs). It was anticipated that the TRE amendments will reduce VOM emissions by 4.05 tpd in the metropolitan Chicago area by 1996 and by an additional 1.58 tpd by 1999. The VOL/VPL amendments are anticipated to reduce the VOM emissions by 2.18 tpd in the Chicago area. No reductions were expected in the Metro-East area. The Part III 15% ROP amendments were filed with the Secretary of State and became effective on November 15, 1994.

#### Part V 15% ROP Proposal, R94-31

On November 3, 1994, the Board proposed the Part V ROP amendments for First Notice publication in the Illinois Register. The Part V proposal

contemplates lowering the VOM emissions from lithographic printing operations in the Chicago and Metro-East areas. The Part V proposal would add definitions of non-heatset and sheet-fed lithographic printing, as-applied foundation solution, and alcohol. The proposal would further establish control measures for VOM emissions from lithographic printers in the Chicago and Metro-East areas. The Part V proposal would also make minor corrective amendments to the existing regulations.

The Agency stated that it contemplates that the Part V amendments would affect about 113 facilities in the Chicago area and one source in the Metro-East area. It estimated that the Part V proposal would reduce VOM emissions by 4.0 tpd in the Chicago area and by minimal amounts in the Metro-East area.

The Board conducted hearings in R94-31 on December 15, 1994 and January 9, 1995. The hearing officer cancelled subsequent scheduled hearings for the statutorily-prescribed reason upon request of the Agency. The Notices of Proposed Amendments appeared in the Illinois Register on December 2, 1994; the First Notice public comment period ended after 45 days, on January 16, 1995. The Board must now proceed to propose the amendments for Second Notice review by JCAR. Direct questions on the Part V proposal to Kevin Desharnais, at 312-814-6926. Please refer to docket R94-31.

#### Part VI 15% ROP Proposal, R94-32

On November 3, 1994, the Board proposed the Part VI ROP amendments for First Notice publication in the Illinois Register. The Part VI proposal contemplates lowering VOM emissions from motor vehicle refinishing operations in the Chicago and Metro-East areas. The Part VI proposal would impose limitations on the VOM content of coatings and surface preparation materials, require the use of specific coatings applicators and applicator cleaning equipment, and provide a control equipment alternative. The proposal would further impose recordkeeping and reporting requirements on refinishers.

The Agency stated that it contemplates that the Part VI amendments would reduce VOM emissions by 16.3 tpd in the Chicago area. The Agency estimate of reduction of VOM emissions in the Metro-East area is 1.2 tpd.

The Board conducted one public hearing in R94-32 on December 16, 1994. The hearing officer cancelled subsequent scheduled hearings for the statutorily-prescribed reasons due to the low level of public interest in further hearings on the proposal. Notices of Proposed Amendments appeared in the December 9, 1994 Illinois Register. The First Notice public comment period ended after 45 days, on January 23, 1995. The Board must now proceed to propose the amendments for Second Notice review by JCAR. Direct questions on the Part VI proposal to

Audrey Lozuk, at 312-814-3473. Please refer to docket R94-32.

**Part VII 15% ROP Proposal, R94-33**

On November 18, 1994, the Board proposed the Part VII ROP amendments for First Notice publication in the Illinois Register. The Part VII proposal contemplates lowering VOM emissions from batch chemical processes having certain standard industrial classifications (SIC) codes in the Chicago and Metro-East areas. The SIC codes involved are 2821, 2833, 2834, 2861, 2865, 2869, and 2879. This includes a broad range of chemical manufacturing activities: plastic materials and resins (SIC 2821), medicinal chemicals and botanical production (SIC 2833), pharmaceutical operations (SIC 2834), gum and wood chemicals (SIC 2861), cyclic crudes and intermediates (SIC 2865), industrial organic chemicals (SIC 2869), and agricultural chemicals (SIC 2879). The Part VII proposal would also regulate emissions from Stepan Chemical Company's Millsdale facility, in Elwood. The proposal would further add definitions for "batch process train", "batch operation", "process vent", and "single unit operation".

The Agency stated that it contemplates that the Part VII amendments would reduce VOM emissions by 12.63 tpd in the Chicago area. The Agency estimate of reduction of VOM emissions in the Metro-East area is 0.36 tpd.

The Board conducted one public hearing in R94-33 on January 4, 1995. The hearing officer cancelled subsequent scheduled hearings for the statutorily-prescribed reasons due to the low level of public interest in further hearings on the proposal. Notices of Proposed Amendments appeared in the December 16, 1994 Illinois Register. The First Notice public comment period ended after 45 days, on January 30, 1995. The Board must now proceed to propose the amendments for Second Notice review by JCAR. Direct questions on the Part VII proposal to Audrey Lozuk, at 312-814-3473. Please refer to docket R94-33.

The Board accepted each of the seven 15% ROP plan rulemaking proposals pursuant to the "fast-track" rulemaking provisions of Section 28.5 of the Environmental Protection Act (Act). Section 28.5 requires the Board to proceed within set time-frames toward the adoption of the proposed amendments. The Board lacks any discretion under the statute to adjust these time-frames under any circumstances. Under Section 28.5(o), the Board must have adopted the proposal for Second Notice within 130 days on receipt of the proposal from the Agency. Section 28.5(p) requires that the Board must adopt and file final rules based on the proposal within 21 days of when it receives a Certificate of No Objection from JCAR.

Request copies of the adopted R94-12, R94-15,

or R94-16 amendments from Victoria Agyeman, at 312-814-6920. Please refer to the appropriate docket number.

**SITE-SPECIFIC WATER QUALITY FLUORIDE RULE FOR GENERAL MOTORS ADOPTED, R93-13**

The Board adopted a site-specific fluoride rule on January 11, 1995. The amendments affect the fluoride water quality standard that applies to an unnamed tributary to the Vermilion River and a segment of the Vermilion River for 0.9 stream miles downstream of the confluence to the Indiana state line. They increase the water quality standard from 5 milligrams per liter (mg/l) to 10 mg/l. The amended water quality standards specifically increase the fluoride limitation as caused by the wastewater discharges of General Motors Corporation into the receiving stream.

The proposed amendments to Section 302.322 of the water pollution control regulations are based on a proposal filed June 23, 1993 by the General Motors Corporation. The Board conducted a public hearing on the proposal on April 26, 1994. The Board proposed the site-specific amendments for First Notice publication in the Illinois Register on September 1, 1994 and for Second Notice review by the Joint Committee on Administrative Rules (JCAR) on November 3, 1994. JCAR voted a Certificate of No Objection to the amendments at its December 13, 1994 meeting, leaving the Board free to adopt the amendments. Direct questions to Diane F. O'Neill, at 312-814-6062. Please refer to docket R93-13.

**BOARD DISMISSES PETITION FOR HAZARDOUS WASTE AMENDMENTS, R94-18**

On January 11, 1994, the Board dismissed a petition to amend the Illinois RCRA Subtitle C hazardous waste regulations. The Board took this action on a motion from the petitioner. The Board had already adopted the amendments in the recent RCRA Subtitle C update docket, R94-17.

On July 1, 1994, Burlington Environmental Inc. filed a petition for rulemaking with the Board. Burlington requested that the Board adopt certain amendments promulgated by U.S. EPA on February 18, 1994. On July 18, 1994, Burlington requested that the Board adopt the amendments as emergency amendments under Section 5-45 of the Administrative Procedure Act (5 ILCS 100/5-45). The Agency responded on July 20, 1994, challenging the need for an emergency rule.

The Board accepted the petition but denied that an emergency existed appropriate for emergency rulemaking on July 21, 1994. Rather, the requested amendments were already involved in RCRA Subtitle C update docket R94-17, and the Board promised to instead expedite the update docket. The Board voted

to adopt R94-17 on October 20, 1994, and the amendments were filed with the Secretary of State and became effective on November 23, 1994. See issue 485, August, 1994.) Direct all questions to Michael J. McCambridge, at 312-814-6924, or Diane F. O'Neill, at 312-814-6062.

**BOARD GRANTS EXPEDITED  
CONSIDERATION OF HAZARDOUS WASTE  
UPDATE, R95-6**

January 11, 1995, the Board granted expedited

consideration of a RCRA Subtitle C hazardous waste update docket under docket R95-6. The Board took this action on the January 9 request of the Illinois Environmental Regulatory Group (IERG). This action follows the similar action taken by the Board in the prior update docket, R94-17. (See accompanying article, this issue.)

The primary amendments of interest are derived from the September 19, 1994 adoption by U.S. EPA of the Phase II land disposal restrictions (LDRs or universal waste rule). By that regulation, U.S. EPA established a single treatment standard or technology for each hazardous waste constituent in the wastewater and nonwastewater forms, without regard to the hazardous waste code for the waste containing the constituent. Once the treated waste meets the applicable wastewater or nonwastewater standards, land disposal of the waste is no longer prohibited. In its motion, IERG represented that this has resulted in confusion between the newer federal Phase II LDRs and the existing Illinois standards based on the prior federal standards.

In granting the motion and promising prompt action, the Board requested additional comment from IERG. The Board noted that U.S. EPA undertook a number of corrections and amendments to the Phase II LDRs on January 3, 1995. The Board wanted IERG to clarify whether its request included the January 3 actions. Direct questions to Michael J. McCambridge, at 312-814-6924. Please refer to docket R95-6.

**FOR YOUR INFORMATION**

**IAWPCO TO HOLD 60th ANNUAL  
CONFERENCE IN SPRINGFIELD**

The Illinois Association of Water Pollution Control Operators (IAWPCO) has announced that it will hold its 60th annual conference in Springfield. The conference is scheduled for April 24 through 27, 1995, at the Holiday Inn East, Exhibition and Convention Center. The three-and-a-half day conference will include a two-and-a-half day technical conference with an emphasis on treatment plant maintenance and operations. The first day will include a treatment plant operations workshop and the award of the IAWPCO plant and operator of the year awards. Direct inquiries to J.F. Reynolds, Executive Director, IAWPCO, P.O. Box 230, North Aurora, Illinois 60543, phone: 708-892-6429.

**FINAL ACTIONS - January 11, 1995 BOARD MEETING**

91-87 Olin Corporation v. EPA - The Board granted voluntary dismissal of this RCRA permit appeal involving a Madison County facility.

92-170 Talley Defense Systems, Inc. v. EPA - The Board granted voluntary withdrawal of this RCRA permit appeal involving a Will County facility.

- 93-183 Edgewater Beach Apartments Corp. v. EPA - The parties having represented that the Board should consider the sole open issue waived and dismiss this matter if it did not hear from the parties by February 18, 1994, and the Board, having received not further heard from the parties, considered the issue waived and dismissed this underground storage tank reimbursement determination appeal involving a Cook County facility.
- 94-98 Beardstown Area Citizens For a Better Environment v. City of Beardstown and Southwest Energy Corporation - The Board found that the procedure employed by the unit of local government in granting local siting approval were fundamentally unfair and reversed the grant of siting approval for a new regional pollution control facility (municipal solid waste incinerator) in the City of Boardstown, in Cass County. Chairman C.A. Manning concurred.
- 94-220 People of the State of Illinois v. City of Gillespie, Macoupin County; John Crawford, d/b/a Knostman Crawford Associates; and H & H Mechanical and Electrical Contractors, Inc. - The Board accepted a stipulation and settlement agreement filed as to the City of Gillespie in this water enforcement action against a Macoupin County facility, ordered the City of Gillespie to pay a civil penalty of \$1,000.00, and ordered it to cease and desist from further violation.
- 94-222 Village of Hoffman Estates v. EPA - The Board denied a Cook County facility's request for a variance from the public water supply public notification requirements that apply to a public water supplier when it fails to comply with a national primary drinking water standard maximum contaminant level.
- 94-236 J.R. Meyers, Inc. v. EPA - The Board granted voluntary dismissal of this underground storage tank reimbursement determination appeal involving a Lake County facility.
- 94-245 People of the State of Illinois v. Klueter Brothers Concrete Products, Inc. - The Board accepted a stipulation and settlement agreement in this air enforcement action against a Madison County facility, ordered the respondent to pay a civil penalty of \$1,250.00, and ordered it to cease and desist from further violation. Board Member J. Theodore Meyer concurred.
- 94-259 Atkinson Landfill Company, Inc. v. EPA - The Board granted this Henry County facility a 16 month variance from the Illinois requirement that the owner or operator of an existing landfill file an application for significant permit modification by September 18, 1994 in order to remain in operation.
- 94-263 Amoco Oil Company v. EPA - The Board granted 16 facilities located in Cook, Lake, DuPage, Will, and Kane Counties a five month variance, subject to conditions, from the requirement that they install and operate Stage II gasoline vapor recovery equipment.
- 94-280 Charles Gatwood v. EPA - The Board, upon receipt of a joint stipulation of settlement agreement, granted voluntary dismissal of this underground storage tank reimbursement determination appeal involving a Cook County facility.
- 94-301 People of the State of Illinois v. Colfax Corporation - The Board modified its December 1, 1994 opinion and order in this air enforcement action against a Cook County facility, accepted a stipulation and settlement agreement, and ordered the respondent to pay a civil penalty of \$11,000.00.
- 94-375 Beth-Anne Foundation v. Office of the State Fire Marshal - The Board granted voluntary withdrawal of this underground storage tank reimbursement determination appeal involving a Cook County facility.
- 94-376 People of the State of Illinois v. Acorn Wire and Iron Works - The Board accepted a stipulation and settlement agreement in this air enforcement action against a Cook County facility, ordered the respondent to pay a civil penalty of \$2,000.00, and it to cease and desist from further violation.
- 94-278 People of the State of Illinois v. Brand Asbestos Control Co., Inc. n/k/a Brand Services, Inc. - The Board accepted a stipulation and settlement agreement in this air enforcement action against a DeKalb County facility, ordered the

respondent to pay a civil penalty of \$25,000.00, and ordered it to cease and desist from further violation.

95-7 Tahoe Mobil, Inc. v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-304 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-8 Truckstops of America, Inc. v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day provisional variance from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-9 Runnfeldt & Belmont v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-293 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-10 Scott Air Force Base v. EPA - Upon receipt of an Agency recommendation, the Board granted a 30-day provisional variance from the ninety 90-day limitation on the accumulation of hazardous wastes at this St. Clair County facility.

95-12 A & A Kwik Mart #9 v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-344 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-13 Alamo Rent-A-Car, Inc. v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-353 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-14 Alden Quick Mart v. EPA - Upon receipt of an Agency recommendation, the Board granted this McHenry County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-365 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-15 Bartlett Union 76 #172 v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-360 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-16 Beach Park Union 76 #73 v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-361 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-17 Berkley Auto Service v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-363 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-18 Car Care Center v. EPA - Upon receipt of an Agency recommendation, the Board granted this McHenry County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-341 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-19 Clark Refining and Marketing v. EPA - Upon receipt of an Agency recommendation, the Board granted a 45-day extension of the previous provisional variance granted in PCB 94-350 for 38 gasoline dispensing facilities located in Cook, DuPage, Kane, Lake, McHenry, and Will Counties from the

air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

- 95-20 Denny's Standard Service v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-354 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-21 Elmhurst Shell v. EPA - Upon receipt of an Agency recommendation, the Board granted this DuPage County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-366 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-22 Federal Express v. EPA - Upon receipt of an Agency recommendation, the Board granted a 45-day extension of the previous provisional variance granted in PCB 94-349 for two gasoline dispensing facilities located in Cook and McHenry Counties from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-23 Gas Stop v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-366 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-24 Go For It v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-358 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-25 GO-tane v. EPA - Upon receipt of an Agency recommendation, the Board granted a 45-day extension of the previous provisional variance granted in
- PCB 94-348 for three gasoline dispensing facilities located in Cook and Will Counties from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-26 Harvard Union 76 #197 v. EPA - Upon receipt of an Agency recommendation, the Board granted this McHenry County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-342 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-27 Hertz Rent-A-Car v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-340 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-28 Ingleside Union 76 #70 v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-334 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-29 Kean Oil Company v. EPA - Upon receipt of an Agency recommendation, the Board granted a 45-day provisional variance for five gasoline dispensing facilities located in Cook, Kane and DuPage Counties from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-30 Marcley's v. EPA - Upon receipt of an Agency recommendation, the Board granted this Kane County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-357 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-31 Michael Oil Company v. EPA - Upon receipt of an Agency recommendation, the Board granted this Will County



gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-339 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

EPA - Upon receipt of an Agency recommendation, the Board granted this Lawrence County facility a 45-day provisional variance from the open burning requirements of the air pollution control regulations.

95-32 North Chicago Union 76 v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-343 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

AC 94-31 Montgomery County v. Envotech-Illinois, Inc. - The Board, on an agreed settlement, entered a default order finding that the Montgomery County respondent had violated Section 21(o)(5) and 21(o)(12) of the Act in AC 94-31 and Section 21(o)(12) in AC 94-37 and ordered the respondent to pay a civil penalty of \$1,500.00. (Consolidated with AC 94-47.)

95-33 Oak Park and Madison 76 v. EPA - Upon receipt of an Agency recommendation, the Board granted this Cook County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-356 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-34 S&S Enterprises v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-317 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-35 Shell Oil Company v. EPA - Upon receipt of an Agency recommendation, the Board granted Shell Oil a 45-day extension of a previous provisional variance granted in PCB 94-319 for three gasoline dispensing facilities located in Cook County from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-36 Ted's Mini Mart v. EPA - Upon receipt of an Agency recommendation, the Board granted this Lake County gasoline dispensing facility a 45-day extension of the previous provisional variance granted in PCB 94-319 from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.

95-37 Indian Refining Limited Partnership v.

- AC 94-31 Montgomery County v. Envotech-Illinois, Inc. - (Consolidated with AC 94-31.)
- AS 94-17 In the Matter of: The Joint Petition of the City of Metropolis and the EPA for an Adjusted Standard From Suspended Solids, BOD<sub>5</sub> and Ammonia Nitrogen Regulations at 35 Ill. Adm. Code Part 304 - The Board, finding the Massac County petitioner had not complied with the notice publication requirements, dismissed this petition for adjusted standard relief from the suspended solids and ammonia nitrogen effluent standards.
- R93-13 In the Matter of: Petition of General Motors Corporation to Amend 35 Ill. Adm. Code 303.322 (Site-Specific Regulation for Fluoride) - See Rulemaking Update.
- R94-18 In the Matter of: Revisions of Treatability Testing Exclusion Limits Amendments to 35 Ill. Adm. Code Sections 721.104(f) - See Rulemaking Update.

---

**NEW CASES - January 11, 1995 BOARD MEETING**

- |        |  |        |   |
|--------|--|--------|---|
| 94-215 | <u>Stroh Oil Company v. Office of the State Fire Marshal - The Board accepted a petition in this underground storage tank appeal involving a Menard County facility that was amended to set forth two new bases for relief first disclosed in the course of discovery.</u>   | 94-301 | <u>People of the State of Illinois v. Colfax Corporation - The Board modified its January 11, 1995 order in this air enforcement action against a Cook County facility by deleting that segment that ordered the respondent to cease and desist from further violation, since the stipulation and settlement agreement did not include that language. Board Member J. Theodore Meyer concurred.</u> |
| 94-288 | <u>People of the State of Illinois v. Grayslake Gelatin Company; Blidso, Inc.; ACME Construction Company; and Diversified Abatement Contractors, Inc. - The Board found the complaint in this air enforcement action against Lake County respondents legally sufficient, denied dismissal, and accepted it for hearing.</u>                          | 94-332 | <u>Western Lion Limited v. EPA - The Board granted leave to file limited copies and accepted an amended petition in this land permit appeal involving a Coles County facility for hearing.</u>  |
| 94-289 | <u>Montgomery Ward &amp; Company v. EPA - The Board vacated its October 20, 1994 dismissal of this underground storage tank fund reimbursement determination appeal involving a Cook County facility for lack of jurisdiction, since it had indeed been timely filed within 35 days of the date of mailing of the Agency's determination letter.</u> | 94-371 | <u>City of Elgin v. EPA - The Board denied involuntary dismissal and granted an alternative motion, ordering the submission of a supplement to this petition for a water well setback exception for a Kane and Cook County facility.</u>  |
|        |  | 94-382 | <u>Gunite Corporation v. EPA - The Board</u>  |

- accepted this NPDES permit appeal involving a Winnebago County facility for hearing.
- 95-386 Chase Products Company v. EPA - The Board accepted this air permit appeal involving a Cook County facility for hearing.
- 94-387 Mr. "C" Food & Liquor, Inc. v. Office of the State Fire Marshal - The Board ordered the filing of an amended petition in this underground storage tank reimbursement determination appeal involving a Cook County facility.
- 94-388 Amoco Oil Company (Elmhurst) v. EPA - The Board accepted this underground storage tank reimbursement determination appeal involving a DuPage County facility for hearing.
- 94-389 People of the State of Illinois v. Village of Port Byron - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion for relief from the hearing requirement in this water enforcement action against a Rock Island County facility, the Board ordered publication of the required newspaper notice.
- 94-390 Madison County Conservation Alliance v. Waste Management, Inc. (Chain-of-Rocks Canal on Chouteau Island) v. EPA - The Board held this third party land (landfill) permit appeal involving a Madison County facility.
- 94-391 America's Carwash-HP, Inc. v. EPA - The Board accepted this underground storage tank corrective action appeal involving a Lake County facility for hearing.
- 94-392 People of the State of Illinois v. Burkart Foam, Inc. - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion for relief from the hearing requirement in this Emergency Planning and Community Right-to-Know Act (EPCRA) enforcement action against an Alexander County facility, the Board ordered publication of the required newspaper notice.
- 94-393 Peoria School District #150 - Hines School v. EPA - The Board accepted this underground storage tank reimbursement determination appeal involving a Peoria County facility for hearing.
- 95-1 Penny Snyder, George J. Moran, Robert D. Larson, George Arnold, Jim Bensman, Madison County Conservation Alliance, Piasa Palisades Group of the Sierra Club v. Waste Management of Illinois, Inc. - The Board held this citizens' land enforcement action against a Madison County facility for a frivolous and duplicitous determination.
- 95-2 USA Waste Services, Inc. v. EPA - The Board held this variance petition for relief for an existing Lake County landfill from the requirement to submit an application for significant permit modification by September 18, 1994 for an Agency recommendation.
- 95-3 Illinois Petroleum Marketers Association (Representing 267 facilities located in the Chicago ozone nonattainment area) v. EPA - The Board held this variance petition filed on behalf of 267 facilities located in Cook, DuPage, Grundy, McHenry, Will, Lake and Kane Counties for relief from the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment.
- 95-4 City of Paris, Illinois v. EPA - The Board held this variance petition for relief from the public water supply restricted status requirements as they apply to the MCL for atrazine for an Edgar County facility for an Agency recommendation.
- 95-5 People of the State of Illinois v. Midwest Grain Products of Illinois, Inc. - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion for relief from the hearing requirement in this air enforcement action against a Tazewell County facility, the Board ordered publication of the required newspaper notice.
- 95-6 Silver Glen Estates v. EPA - The Board ordered the filing of an amended variance petition involving a Kane County facility for relief from the radium-226 and radium-228 standards of the public water supply regulations.
- 95-7 Tahoe Mobil, Inc. v. EPA - See Final Actions.
- 95-8 Truckstops of America, Inc. v. EPA - See Final

	Actions.		
95-9	<u>Runnfeldt &amp; Belmont v. EPA</u> - See Final Actions.	95-27	<u>Hertz Rent-A-Car v. EPA</u> - See Final Actions.
95-10	<u>Scott Air Force Base v. EPA</u> - See Final Actions.	95-28	<u>Ingleside Union 76 #70 v. EPA</u> - See Final Actions.
95-11	<u>Comerica Bank-Illinois v. EPA</u> - The Board accepted this underground storage tank reimbursement determination appeal involving a Cook County facility for hearing.	95-29	<u>Kean Oil Company v. EPA</u> - See Final Actions.
95-12	<u>A &amp; A Kwik Mart #9 v. EPA</u> - See Final Actions.	95-30	<u>Marcley's v. EPA</u> - See Final Actions.
95-13	<u>Alamo Rent-A-Car, Inc. v. EPA</u> - See Final Actions.	95-31	<u>Michael Oil Company v. EPA</u> - See Final Actions.
95-14	<u>Alden Quick Mart v. EPA</u> - See Final Actions.	95-32	<u>North Chicago Union 76 v. EPA</u> - See Final Actions.
95-15	<u>Bartlett Union 76 #172 v. EPA</u> - See Final Actions.	95-33	<u>Oak Park and Madison 76 v. EPA</u> - See Final Actions.
95-16	<u>Beach Park Union 76 #73 v. EPA</u> - See Final Actions.	95-34	<u>S&amp;S Enterprises v. EPA</u> - See Final Actions.
95-17	<u>Berkley Auto Service v. EPA</u> - See Final Actions.	95-35	<u>Shell Oil Company v. EPA</u> - See Final Actions.
95-18	<u>Car Care Center v. EPA</u> - See Final Actions.	95-36	<u>Ted's Mini Mart v. EPA</u> - See Final Actions.
95-19	<u>Clark Refining and Marketing v. EPA</u> - See Final Actions.	95-37	<u>Indian Refining Limited Partnership v. EPA</u> - See Final Actions.
95-20	<u>Denny's Standard Service v. EPA</u> - See Final Actions.	AC 94-96	<u>EPA v. M.K. O'Hara Construction, Inc., Kenneth O'Hara and Madalyn O'Hara</u> - The Board accepted an appeal requesting a hearing in this administrative citation against Cass County respondents.
95-21	<u>Elmhurst Shell v. EPA</u> - See Final Actions.	AC 94-97	<u>EPA v. M.K. O'Hara Construction, Inc., Kenneth O'Hara and Madalyn O'Hara</u> - The Board accepted an appeal requesting a hearing in this administrative citation against Cass County respondents.
95-22	<u>Federal Express v. EPA</u> - See Final Actions.	AC 94-98	<u>County of Will v. CDT Landfill</u> - The Board received this administrative citation against a Will County respondent.
95-23	<u>Gas Stop v. EPA</u> - See Final Actions.	AC 94-99	<u>County of Vermilion v. Brickyard Disposal and Recycling, Inc.</u> - The Board received this administrative citation against a Vermilion County respondent.
95-24	<u>Go For It v. EPA</u> - See Final Actions.		
95-25	<u>GO-tane v. EPA</u> - See Final Actions.		
95-26	<u>Harvard Union 76 #197 v. EPA</u> - See Final Actions.		

- AC 94-100 County of Macon and EPA v. Macon County Landfill - The Board received an administrative citation and accepted an appeal requesting a hearing in this administrative citation against Macon County respondent.
- AC 95-1 County of Will v. CDT Landfill - The Board received an administrative citation against a Will County facility.
- AC 95-2 County of Will v. CDT Landfill - The Board received an administrative citation against a Will County facility.
- AC 95-3 EPA v. Environmental Reclamation Company - The Board received an administrative citation against a Coles County facility.
- AC 95-4 Montgomery County v. Envotech, Illinois, Inc. - The Board received an administrative citation against Montgomery County respondent.
- AS 94-16 In the Matter of: Petition of the City of Wood River for an Adjusted Standard From 35 Ill. Adm. Code 306.305(a) and (b) - Upon receipt of a request to waive hearing, the Board rescinded its order of December 1, 1994 to the extent that it ordered this matter to hearing.
- AS 94-17 In the Matter of: The Joint Petition of the City of Metropolis and the EPA for an Adjusted Standard From Suspended Solids, BOD<sub>5</sub> and Ammonia Nitrogen Regulations at 35 Ill. Adm. Code Part 304 - See Final Actions.
- AS 94-18 In the Matter of: Petition of Central Can Company for an Adjusted Standard From 35 Ill. Adm. Code Part 218 - The Board requested an amended petition in this petition for an adjusted standard from certain of the regulations governing volatile organic material emissions from a Cook County facility.
- AS 94-19 In the Matter of: Petition of Hepworth U.S. Holdings, Inc. for an Adjusted Standard From 35 Ill. Adm. Code 620.410 - The Board held this petition for an adjusted standard for relief from the Class I groundwater quality standards for arsenic, lead, and nickel pending receipt of proof of publication.
- AS 94-20 In the Matter of: The Galesburg Sanitary District Petition for an Adjusted Standard From 35 Ill. Adm. Code 304.105 - The Board held this petition for an adjusted standard from the prohibition against violating a stream water quality standard as it applies to ammonia nitrogen discharges to Cedar Creek pending receipt of proof of publication.
- AS 95-1 In the Matter of: Petition of Tommy House Tire Company, Inc. for an Adjusted Standard From 35 Ill. Adm. Code 848.202(b)(1), (b)(2), and (b)(5) - The Board acknowledged receipt of the petition for an adjusted standard from certain of the used tire accumulation and storage requirements pending receipt of proof of publication and held this matter to the February 16, 1995 Board meeting.
- R95-1 In the Matter of: Revision of the Board's Procedural Rules, Part 101-(All Relevant Board Procedural Rules, Including Variances) - See Rulemaking Update.
- R95-2 In the Matter of: Exemptions From Definitions of VOM Update Amendments (July 1, 1994 through December 31, 1994) - See Rulemaking Update.
- R95-3 In the Matter of: SDWA Update Regulations (July 1, 1994 through December 31, 1994) - See Rulemaking Update.
- R95-4 In the Matter of: UIC Update, USEPA Regulations (July 1, 1994 through De-

- ember 31, 1994) - See Rulemaking Update.
- R95-5 In the Matter of: RCRA Subtitle D Update, USEPA Amendments (July 1, 1994 through December 31, 1994) - See Rulemaking Update.
- R95-6 In the Matter of: RCRA Subtitle C Update, USEPA Amendments (July 1, 1994 through December 31, 1994) - See Rulemaking Update.
- R95-7 In the Matter of: UST Update, USEPA Amendments (July 1, 1994 through December 31, 1994) - See Rulemaking Update.
- R95-8 In the Matter of: Wastewater Pretreatment Update, USEPA Amendments (July 1, 1994 through December 31, 1994) - See Rulemaking Update.

### **FINAL ACTIONS - January 19, 1995 SPECIAL BOARD MEETING**

- 94-167 Melrose Partners v. EPA - The Board granted voluntary dismissal of this underground storage tank reimbursement determination appeal involving a Lake County facility.
- 94-262 Concerned Citizens of Williamson County, Rev. Paul Crain and Rose Rowell, as Members of Concerned Citizens of Williamson County, and Individually v. Bill Kibler Development Corp., a/k/a Kibler Development Corp., and the Williamson County Board of Commissioners for and on Behalf of the County of Williamson in the State of Illinois - The Board found the local procedures fundamentally unfair and reversed the August 23, 1994 grant of local siting approval for a proposed Williamson County regional pollution control facility (landfill) and remanded the matter to the Williamson County Board. Board Members J. Theodore Meyer and Marili McFawn concurred.
- 94-276 The City of Batavia v. EPA - The Board granted this Kane County public water supply a two-year variance from the standards of issuance and restricted status regulations to the extent they apply to radium-226 and radium-228,
- subject to conditions.
- AC 94-8 EPA v. Atkinson Landfill Company - The Board found after hearing that the Rock Island County respondent had violated Section 21(o)(5), 21(o)(9), and 21(o)(12) of the Act and ordered the submission of costs prior to issuance of a final order assessing a penalty.
- AC 94-67 EPA v. Kirk Dana - The Board denied reconsideration of its September 15, 1994 default order, in which the Board found that the Henry County respondent had violated Section 21(p)(1) of the Act and ordered him to pay a civil penalty of \$500.00.
- AC 94-99 County of Vermilion v. Brickyard Disposal and Recycling, Inc. - The Board entered a default order finding that the Vermilion County respondent had violated Section 21(p)(1) and 21(p)-

(5) and ordering it to pay a civil penalty of \$1,000.00.

---

**NEW CASES - January 19, 1995 SPECIAL BOARD MEETING**

- |       |   |  |
|-------|---|--|
| 95-38 | <u>General Electric Company (Appliance Controls Division, Morrison, Illinois) v. EPA - The Board accepted this NPDES permit appeal involving a Whiteside County facility for hearing.</u> | organic material emissions regulations that apply to this Cook County facility for hearing.  |
| 95-39 | <u>W.R. Grace &amp; Co. - Conn, Grace Construction Products v. EPA - The Board accepted this petition for a variance from the volatile</u>  | AC 94-98 <u>County of Will v. CDT Landfill - The Board accepted an appeal requesting a hearing in this administrative citation against a Will County respondent.</u> |

---

**FINAL ACTIONS - January 26, 1995 SPECIAL BOARD MEETING**

- |        |   |   |
|--------|---|---|
| 92-209 | <u>A.B. Dick Company v. EPA - The Board granted voluntary withdrawal of this RCRA</u> | permit appeal involving a Cook County facility. |
|--------|---|---|

---

**NEW CASES - January 26, 1995 SPECIAL BOARD MEETING**

- |       |  |  |
|-------|--|--|
| 95-3  | <u>Illinois Petroleum Marketers Association (Representing 267 facilities located in the Chicago ozone nonattainment area) v. EPA - The Board accepted this variance petition filed on behalf of 267 gasoline dispensing facilities in Cook, DuPage, Grundy, McHenry, Will, Lake and Kane Counties the air pollution control regulations that require the installation and operation of Stage II vapor recovery equipment for hearing and ordered the submission of additional information.</u> | recommendation.  |
| 95-40 | <u>Comerica Bank-Illinois v. EPA - The Board accepted this underground storage tank corrective action appeal involving a Cook County facility for hearing.</u>   | 95-43 <u>Kathe's Auto Service Center v. EPA - The Board accepted this underground storage tank corrective action appeal involving a Cook County facility for hearing.</u>              |
| 95-41 | <u>Kalo Gasoline Company v. EPA - The Board accepted this underground storage tank corrective action appeal involving a Cook County facility for hearing.</u>  | 95-44 <u>General Business Forms, Inc. v. EPA - The Board accepted this air permit appeal involving a Cook County facility for hearing.</u>   |
| 95-42 | <u>The City of North Aurora v. EPA - The Board accepted the petition for the extension of a variance granted January 20, 1994 in PCB 93-164 from the public water supply restricted status regulations as they apply to radium-226 and radium-228 for this Kane County facility and held this matter for an Agency</u>   | AC 95-4 <u>Montgomery County v. Envotech, Illinois, Inc. - The Board accepted an appeal requesting a hearing in this administrative citation against Montgomery County respondent.</u> |
|       |  | AC 95-5 <u>EPA v. Atkinson Landfill Company and Donald Martin - The Board received an administrative citation against a Henry County facility.</u>                                     |

AC 95-6 EPA v. A-Reliable Auto Parts & Wreckers, Inc., a/k/a Scrap Processors - The Board received an administrative citation against a Cook County facility.

### CALENDAR OF HEARINGS

All hearings held by the Board are open to the public. All Pollution Control Board Meetings (highlighted) are open to the public but public participation is generally not allowed. Times and locations are subject to cancellation and rescheduling without notice. Confirmation of hearing dates and times is available from the Clerk of the Board at 312- 814-6931.

February 2 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 11-500, Chicago
February 2 10:00 a.m.	PCB 92-60 UST-FRD	<u>Kean Oil Company v. EPA</u> - McHenry County Government Center, Room B-164, 2200 North Seminary, Woodstock.
February 2 10:00 a.m.	PCB 94-380 A-V	<u>The Southland Corporation (Palatine and Wilmette Facilities) v. EPA</u> - James R. Thompson Center, Room 11-500, 100 West Randolph Street, Chicago.
February 9 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 11-500, Chicago
February 16 10:30 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 9-040, Chicago
February 22 10:00 a.m.	AC 94-96 AC	<u>EPA v. M.K. O'Hara Construction, Inc., Kenneth O'Hara, and Madalyn O'Hara (Beardstown/O'Hara #3)</u> - Virginia City Hall, Conference Room, Virginia.
February 23 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 11-500, Chicago
February 28 10:00 a.m.	PCB 94-258 UST-FRD	<u>Woodstock/Northern FS, Inc. v. EPA</u> - Woodstock Public Library, Meeting Room, 414 West Judd Street, Woodstock.
March 2 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 11-500, Chicago
March 3 10:00 a.m.	PCB 94-215 UST-FRD	<u>Stroh Oil Company v. OSFM</u> - Pollution Control Board Office, Suite 402, 600 South Second Street, Springfield.
March 9 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 11-500, Chicago
March 10 10:00 a.m.	AC 94-98 AC	<u>County of Will v. CDT Landfill</u> - County Board Conference Room, 302 North Chicago Street, Joliet.
March 13 1:00 p.m.	PCB 95-43 UST-Appeal	<u>Kathe's Auto Service Center v. EPA</u> - James R. Thompson Center, Room 11-500, 100 West Randolph Street, Chicago.
March 16 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 9-040, Chicago



March 17 10:00 a.m.	PCB 95-3 A-V	<u>Illinois Petroleum Marketers Association (representing 267 facilities located in the Chicago ozone nonattainment area) v. EPA - James R. Thompson Center, Room 9-040, 100 West Randolph Street, Chicago.</u>
March 23 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 11-500, Chicago
March 24 10:00 a.m.	AC 95-7 AC	<u>Sangamon County v. Hart of Illinois, Inc. (Loami/Hart of Illinois, Inc.) - Pollution Control Board Office, Suite 402, 600 South Second Street, Springfield.</u>
March 28 10:00 a.m.	R 94-2(B) R, Land	<u>In the Matter of: Petroleum Leaking Underground Storage Tanks, 35 Ill. Adm. Code 732 - County Board Chambers, 200 South Ninth Street, 2nd Floor, Springfield.</u>
March 29 10:00 a.m.	R 94-2(B) R, Land	<u>In the Matter of: Petroleum Leaking Underground Storage Tanks, 35 Ill. Adm. Code 732 - County Board Chambers, 200 South Ninth Street, 2nd Floor, Springfield.</u>
March 30 11:00 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 11-500, Chicago
April 3 10:00 a.m.	R 95-9 R, Land	<u>In the Matter of: Petition for Amendments to 35 Ill. Adm. Code 810.103 (Solid Waste Disposal: General Provisions) - DeKalb County Farm Bureau, 315 North 6th Street, Lower Auditorium, DeKalb.</u>
April 7 11:00 a.m.	AS 94-2 Air	<u>In the Matter of: Petition of Solar Corporation for an Adjusted Standard from 35 Ill. Adm. Code 218.Subpart PP - Libertyville Village Hall, Board Room, 118 West Cook Street, Libertyville.</u>
April 7 10:00 a.m.	PCB 94-195 L-S-R	<u>Land and Lakes Co., Inc., JMC Operations, Inc., and NBD Trust Company of Illinois, as Trustee under Trust No. 2624 EG v. Village of Romeoville - Romeoville Village Hall, Board Room, 13 Montrose Drive, Romeoville.</u>
April 10 10:00 a.m.	AS 94-8 Water, NPDES	<u>In the Matter of: Petition of Acme Steel Company and LTV Steel Company for an Adjusted Standard from 35 Ill. Adm. Code 302.211 - James R. Thompson Center, Room 9-040, 100 West Randolph Street, Chicago.</u>
April 10 10:00 a.m.	R 95-9 R, Land	<u>In the Matter of: Petition for Amendments to 35 Ill. Adm. Code 810.103 (Solid Waste Disposal: General Provisions) - Illinois Dep't of Agriculture State Fairgrounds, Agricultural Building, Springfield.</u>
April 19 10:00 a.m.	AC 94-92 AC	<u>County of DuPage v. Waste Management of Illinois, Inc. (Greene Valley Landfill) - DuPage County Courthouse, Courtroom 2003, Second Floor, 505 North County Farm Road, Wheaton.</u>
April 20 10:30 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 9-040, Chicago
April 21 10:00 a.m.	AC 94-92 AC	<u>County of DuPage v. Waste Management of Illinois, Inc. (Greene Valley Landfill) - DuPage County Courthouse, Courtroom 2003, Second Floor, 505 North County Farm Road, Wheaton.</u>
April 21 11:00 a.m.	AS 94-15 Land	<u>In the Matter of: Petition of Lone Star Industries, Inc. for an Adjusted Standard from 35 Ill. Adm. Code 811.320(d) - LaSalle County Courthouse, Courtroom 305, 119 West Madison Street, Ottawa.</u>

April 25 10:00 a.m.	R 94-2(B) R, Land	<u>In the Matter of: Petroleum Leaking Underground Storage Tanks, 35 Ill. Adm. Code 732 - James R. Thompson Center, 100 West Randolph Street, Room 9-040, Chicago.</u>
April 26 10:00 a.m.	R 94-2(B) R, Land	<u>In the Matter of: Petroleum Leaking Underground Storage Tanks, 35 Ill. Adm. Code 732 - James R. Thompson Center, 100 West Randolph Street, Room 9-040, Chicago.</u>
April 27 10:00 a.m.	PCB 94-273 EPCRA-E	<u>People of the State of Illinois v. Metals Technology Corp. - Elmhurst City Hall, Second Floor, Conference Room No. 2, 209 North York Street, Elmhurst.</u>
May 3 10:00 a.m.	PCB 94-270 A-E	<u>People of the State of Illinois v. Spraying Systems Company - DuPage County Courthouse, Courtroom 212, 505 North County Farm Road, Wheaton.</u>
May 12 11:00 a.m.	AC 95-5 AC	<u>EPA v. Landfill Company and Donald Martin (Henry County Landfill #2) - Henry County Courthouse, Small Courtroom, Courthouse Square, Cambridge.</u>
May 18 10:30 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 9-040, Chicago
June 9 10:00 a.m.	PCB 92-60 UST-FRD	<u>Kean Oil Company v. EPA - McHenry County Government Center, Room B-164, 2200 North Seminary, Woodstock.</u>
June 15 10:30 a.m.		Pollution Control Board Meeting, James R. Thompson Center, 100 W. Randolph St., Conference Room 9-040, Chicago
June 21 1:00 p.m.	PCB 94-136 UST-FRD	<u>Elmhurst-Chicago Stone Company v. EPA - DuPage County Board Office, Third Floor, 421 North County Farm Road, Wheaton.</u>

Calendar Code

3d P	Third Party Action	A-CA	Administrative Citation
A-E	Air Enforcement	A-SA	Adjusted Standard
A-V	Air Variance	CSO	Combined Sewer Overflow Exception
GW	Groundwater	HW Delist	RCRA Hazardous Waste Delisting
L-E	Land Enforcement	L-S-R	Landfill Siting Review
L-V	Land Variance	MW	Medical Waste (Biological Materials)
N-E	Noise Enforcement	N-V	Noise Variance
P-A	Permit Appeal	PWS-E	Public Water Supply Enforcement
PWS-V	Public Water Supply Variance	R	Regulatory Proceeding proceeding (hazardous waste only)
RCRA	Resource Conservation and Recovery Act	S02S02	Alternative Standards (35 ILL. ADM. CODE 302.211(f))
SWH-E	Special Waste Hauling Enforcement	SWH-V	Special Waste Hauling Variance
T	Thermal Demonstration Rule	T-C	Tax Certifications
T-S	Trade Secrets	UST-A	Appeal Underground Storage Tank Corrective Action Appeal
UST-E	Underground Storage Tank Enforcement	UST-FRD	Underground Storage Tank Fund Reimbursement Determination
W-E	Water Enforcement	W-V	Water Variance
WWS	Water-Well Setback Exception		

Printed by Authority of the State of Illinois, February, 1995, 2,000 copies, order #57701.

The Illinois Pollution Control Board is an independent seven member board which adopts the environmental control standards for the State of Illinois and rules on enforcement actions and other environmental disputes. The Board Members are:

Claire A. Manning, Chairman  
Springfield, Illinois

Emmett E. Dunham II  
Elmhurst, Illinois

Ronald C. Flemal  
DeKalb, Illinois

G. Tanner Girard  
Grafton, Illinois

Marili McFawn  
Palatine, Illinois

J. Theodore Meyer  
Chicago, Illinois

Joseph Yi  
Park Ridge, Illinois

The Environmental Register is a newsletter published by the Board monthly. The Register provides updates on rulemakings and other information, lists final actions, and contains the Board's hearing calendar. The Register is provided free of charge.

Illinois Pollution Control Board  
State of Illinois Center, 11-500  
100 West Randolph Street  
Chicago, Illinois 60601  
(312) 814-3620

Address Correction Requested.

Bulk Rate  
U.S. Postage  
PAID  
Chicago, IL  
Permit No.2088