

ILLINOIS POLLUTION CONTROL BOARD  
August 20, 1987

IN THE MATTER OF: )  
 )  
PRETREATMENT REGULATIONS ) R86-44  
 )  
ORDER OF THE BOARD (by J. Marlin): )

On July 16, 1987, the Board adopted a final Opinion and Order in this matter. At that time, the Board indicated that it would withhold filing the pretreatment rules with the Administrative Code Unit until after August 5, 1987, to allow for motions for reconsideration by the agencies involved in authorization. The Board has received the following motions since the July 16 Order:

Motion to Withhold Filing of Rules Pending Receipt of Removal Credits Regulatory Proposal filed by Chicago Association of Commerce and Industry, Illinois Manufacturer's Association, LTV Steel and Acme Steel ("IMA and Steel") on August 5, 1987.

Motion for Reconsideration filed by Illinois Environmental Protection Agency, ("Agency" or "IEPA") on August 6, 1987.

Response to Motion to Withhold Filing of Rules, filed by the Agency on August 18, 1987.

Amended Motion for Reconsideration, filed by the Agency on August 18, 1987.

Motion to Extend Time to File Removal Credit Proposal filed by IMA and Steel on August 19, 1987.

Motion to Withdraw Agency's Response of August 14, 1987 and to File Agency Amended Response Instanter filed by the Agency on August 19, 1987.

The Board hereby grants the Agency's motion to withdraw its August 14th response to IMA and Steel's August 5 motion. In addition, the Board grants the Agency's motion to file its Amended Response instanter.

In its Amended Response the Agency states:

The Agency is in receipt of a letter from Lawrence J. Jensen, Assistant Administrator of USEPA, to Jon Olson, Chairman, Conference on Removal Credits, dated June 5, 1987 which describes the context in which federal removal credit regulations currently exist...

The letter at page 2 states:

Thus, the 1981 versions of the provisions defining consistent removal, listing the criteria and procedures for modifying or withdrawing removal credits authority, and requiring an adjustment to a POTW's removal credits to account for combined sewer overflows are again in effect. The remainder of the 1984 regulation continues to be in effect.

In light of these statements in this USEPA letter, the Agency agrees with the Participants that the Board should amend its proposed Pretreatment Regulations (R86-44) to incorporate necessary federal removal credit regulations which are currently in effect.

The Agency will hereby request a 14-day extension for the Agency and other interested participants to review the Participant's [IMA and Steel's] removal credits submissions and to submit Agency comments on the necessary removal credit rules for the Board's Pretreatment Regulations.

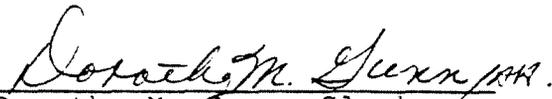
(Agency Amended Response, page 1-2).

Pursuant to the Agency's request, the Board will postpone further action in this docket for 14 days. This effectively allows IMA and Steel to file its Removal Credits Proposal, as requested in its August 5 Motion, by September 3, 1987 as it requested in its August 19 motion.

Any outstanding motions will be ruled upon when the Board takes action in response to comments and proposals filed since its Opinion and Order of July 16, 1987.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 26<sup>th</sup> day of August, 1987, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board