

ILLINOIS POLLUTION CONTROL BOARD  
October 14, 1982

IN THE MATTER OF: )  
 )  
AMENDMENTS TO TITLE 35: ) R82-25  
ENVIRONMENTAL PROTECTION )  
SUBTITLE C: WATER POLLUTION; )  
CHAPTER I: POLLUTION CONTROL )  
BOARD; PART 304; SUBPART B )  
(CHEMUNG SITE-SPECIFIC RULES) )

ORDER OF THE BOARD (by J.D. Dumelle):

On September 14, 1982 Dean Foods filed a petition for adoption of site-specific water pollution control regulations for its dairy facility in McHenry County, located in Chemung. On October 1, 1982 a petition in support of the regulatory proposal with over 200 signatures was filed.

There are two general areas which should have been discussed in the statement of reasons supporting the regulatory proposal which were not included. First, what is the applicability of Section 306.120 as it regards the exemption from effluent standards for deoxygenating wastes for third-stage treatment lagoons? Second, why was the question of the compliance sampling point not pursued in the context of a permit appeal proceeding rather than through a site-specific regulatory proceeding, and does any problem arise from the apparent contradiction between proposed Section 304.204 of the Water Pollution Rules and Section 304.102 which should be addressed in the proposed rule?

Unless an amended statement curing these defects is filed with the Board within 45 days of the date of this Order, the petition will be subject to dismissal.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 14<sup>th</sup> day of October, 1982 by a vote of 5-0.

  
\_\_\_\_\_  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board