

ILLINOIS POLLUTION CONTROL BOARD
August 4, 1988

IN THE MATTER OF:)
)
RCRA UPDATE, USEPA REGULATIONS) R87-39
(7-1-87 THROUGH 12-31-87))

ORDER OF THE BOARD (by J. Anderson):

On June 16, 1988, the Board adopted an Opinion and Order amending the RCRA regulations. The Order provided that the Board would withhold filing of the rules for 30 days to allow time for motions for reconsideration by the agencies involved in the authorization process. On July 21, 1988, the United States Environmental Protection Agency filed a final comment indicating no objection to filing of the rules. On July 22, 1988, the Illinois Environmental Protection Agency (Agency) filed a request for extension of time to file a motion for reconsideration, and on August 1, 1988 a motion for reconsideration.


The Board initiated the process of filing the rules on July 19, 1988. Although the rules were not accepted for filing prior to receipt of the Agency request for extension, granting the extension would have involved recalling the package from the Administrative Code Unit. The motion is now denied as moot.

The motion for reconsideration addresses the multi-state questions discussed in the Opinion in connection with Sections 728.140 and 728.142. The motion does not object to the text of the rules as filed.

As discussed in the Opinion, USEPA forwarded this question to headquarters, but indicated that the rules will be acceptable. In that the Board anticipates hearing more about this in the future, the Board will not further address the question in this Docket. The Board will docket the Agency's motion as public comment in R88-16.

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 4th day of August, 1988, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board