

ILLINOIS POLLUTION CONTROL BOARD
February 1, 1979

ILLINOIS POWER CO.,)
)
) Petitioner,)
)
) v.) R77-9 &
) PCB 79-7
ENVIRONMENTAL PROTECTION AGENCY,)
) Respondent.)

ORDER OF THE BOARD (by Mr. Goodman):

The original regulatory proceeding herein, R77-9, was filed before the Board jointly by Illinois Power Company and the Illinois Environmental Protection Agency (IEPA) on March 25, 1977. One hearing was held on September 13, 1978. On December 14, 1978, the Board adopted a final rule in R75-5 which provided in part for an adjudicative proceeding to determine sulfur dioxide site-specific emission limitations. On January 18, 1978 the Board proposed a rule in R78-6 which outlined the procedures to be followed in such an adjudicative proceeding.

The Board finds that the instant matter should be redesignated as a hearing pursuant to Rule 204(e)(3) of Chapter 2: Air Pollution and assigns it docket number PCB 79-7. The total record of R77-9 is incorporated into the record of PCB 79-7; R77-9 is dismissed as being repetitive of PCB 79-7. The IEPA is named as Respondent in PCB 79-7. The proceedings in PCB 79-7 are deemed in compliance with the proposed rule in R78-6.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 1st day of February, 1979 by a vote of 4-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board