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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

MAY 07 2003

IN THE MATTER OF:
NOISE RULE UPDATE
(35 ILL. ADM. CODE 901)

R03-009 STATE OF ILLINOIS
Pollution Control Board
Rulemaking-Noise

Proceedings held on May 1, 2003, at 1:12 p.m., at the
Illinois Pollution Control Board, 600 South Second
Street, Suite 402, Springfield, Illinois, before William
F. Murphy, Hearing Officer.

Reported By: Karen Bristow, CSR, RPR
CSR License No.: 084-003688

KEEFE REPORTING COMPANY
11 North 44th Street
Belleville, IL 62226
(618) 277-0190

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APPEARANCES

Board Members present:

- Board Member Lynne P. Padovan
- Board Member Nicholas J. Melas
- Board Member William A. Marovitz
- Board Member G. Tanner Girard
- Board Member Michael Tristano

Board Staff Members present:

- Erin Conley
- Anand Rao
- Marie Tipsord

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PROCEEDINGS

(May 1, 2003; 1:12 p.m.)

HEARING OFFICER MURPHY: Good afternoon. My name is William Murphy, and I'm the hearing officer in this proceeding. I'd like to welcome you to this hearing being held by the Illinois Pollution Control Board in the matter of Proposed New and Updated Rules for Measurement and Numerical Sound Emission Standards; Amendments to 35 Illinois Administrative Code 901 and 910.

Present today on behalf of the Illinois Pollution Control Board is Board Member Michael Tristano to my immediate left. He is the board member coordinating this rulemaking. Also present to Member Tristano's left is Board Member Nicholas Melas. To my immediate right is Board Member G. Tanner Girard, and to his right, William Marovitz.

Pursuant to Section 27 and 28 of the Illinois Environmental Protection Act, Illinois Pollution Control Board will open this rulemaking to amend and update the board's noise rules. Many of the sound measurement definitions and techniques in the board's current rules do not reflect present scientific standards. This proposal revises outdated numerical sound emission

1 standards for property line noise sources found at 35
2 Illinois Administrative Code parts 901.

3 In addition, the proposal adds parts 910 to the
4 board's rules that incorporates noise measurement
5 techniques currently contained in the Illinois
6 Environmental Protection Agency Rules, 35 Illinois
7 Administrative Code 951. The board intends to hold a
8 second hearing in this matter on May 15 in Chicago at 1
9 p.m.

10 This hearing will be governed by the board's
11 procedural rules for regulatory proceedings. All
12 information which is relevant and not repetitious or
13 privileged will be admitted.

14 We do have some members of the board staff that I
15 have not introduced: Anand Rao from the board's
16 technical unit; we also have Erin Conley, who is the
17 rulemaking coordinator; Marie Tipsord, who is Board
18 Member Girard's attorney assistant.

19 Are there any questions regarding the procedure we
20 will be following today? I see no questions. Member
21 Tristano, do you have any comments at this time?

22 BOARD MEMBER TRISTANO: No.

23 HEARING OFFICER MURPHY: Thank you. Would any
24 other board members in attendance care to make any

1 comments? Seeing none and seeing that there are no
2 members of the public in attendance, if the board
3 members do not object, we will take a ten-minute recess
4 to see if anyone attends. Are there any objections?
5 Seeing none, we will take a break for ten minutes and
6 return at 1:30. We can go off the record.

7 (Discussion held off the record.)

8 HEARING OFFICER MURPHY: Go back on the record.
9 Also joining us is Board Member Lynne Padovan. Go off
10 the record until 1:30.

11 (Ten-minute recess taken.)

12 HEARING OFFICER MURPHY: We'll go back on the
13 record. For the record, it is approximately 1:30.
14 During the break, no members of the public were in
15 attendance. As previously noted, the second hearing in
16 this matter will be held on May 15 in Chicago at 1 p.m.
17 Are there any objections to adjourning this hearing?
18 Seeing none, this hearing is adjourned. Thank you.

19 (Hearing adjourned.)

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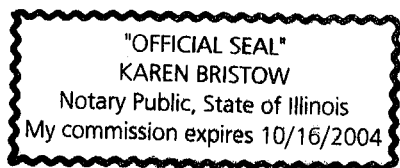
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I, KAREN BRISTOW, a Notary Public and
Certified Shorthand Reporter in and for the County of
St. Clair, State of Illinois, DO HEREBY CERTIFY that I
was present at 600 South Second Street, Suite 402,
Springfield, Illinois, on May 1, 2003, and did record
the aforesaid Hearing; that same was taken down in
shorthand by me and afterwards transcribed upon the
typewriter, and that the above and foregoing is a true
and correct transcript of said Hearing.

IN WITNESS WHEREOF I have hereunto set
my hand and affixed my Notarial Seal this 3rd day of
May, 2003.



Karen Bristow

Notary Public--CSR
#084-003688

<p>A</p> <p>above 6:12 Act 3:19 addition 4:3 adds 4:3 adjourned 5:18 5:19 adjourning 5:17 ADM 1:6 Administrative 3:9 4:2,7 admitted 4:13 affixed 6:15 aforesaid 6:10 afternoon 3:3 afterwards 6:11 Agency 4:6 amend 3:20 Amendments 3:9 Anand 2:10 4:15 anyone 5:4 APPEARANCES 2:1 approximately 5:13 assistant 4:18 attendance 4:24 5:2,15 attends 5:4 attorney 4:18</p>	<p>contained 4:5 Control 1:1,15 3:6,12,19 coordinating 3:13 coordinator 4:17 correct 6:13 County 6:2,6 CSR 1:21,21 6:20 current 3:22 currently 4:5</p> <p>D</p> <p>day 6:15 definitions 3:22 Discussion 5:7 down 6:10 During 5:14</p> <p>E</p> <p>emission 3:8,24 Environmental 3:19 4:6 Erin 2:10 4:16</p> <p>F</p> <p>F 1:17 following 4:20 foregoing 6:12 found 4:1 from 4:15</p>	<p>information 4:12 intends 4:7 introduced 4:15</p> <p>J</p> <p>J 2:5 joining 5:9</p> <p>K</p> <p>Karen 1:21 6:5 KEEFE 1:22</p> <p>L</p> <p>left 3:13,14 License 1:21 like 3:5 line 4:1 Lynne 2:5 5:9</p> <p>M</p> <p>make 4:24 Many 3:21 Marie 2:11 4:17 Marovitz 2:6 3:17 matter 1:4 3:7 4:8 5:16 May 1:14 3:2 4:8 5:16 6:9,16 measurement 3:8,21 4:4 Melas 2:5 3:15 member 2:5,5,6,6 2:7 3:12,13,14 3:15,16 4:18,20 4:22 5:9 members 2:3,9 4:14,24 5:2,3 5:14 Michael 2:7 3:12 minutes 5:5 Murphy 1:17 3:3 3:4 4:23 5:8,12</p>	<p>officer 1:17 3:3,4 4:23 5:8,12 open 3:20 other 4:24 outdated 3:24</p> <p>P</p> <p>P 2:5 Padovan 2:5 5:9 parts 4:2,3 Pollution 1:1,15 3:6,11,19 present 2:3,9 3:11,14,23 6:8 previously 5:15 privileged 4:13 procedural 4:11 procedure 4:19 proceeding 3:5 proceedings 1:14 3:1 4:11 property 4:1 proposal 3:24 4:3 Proposed 3:7 Protection 3:19 4:6 public 5:2,14 6:5 6:20 Pursuant 3:18 p.m 1:14 3:2 4:9 5:16</p>	<p>R03-009 1:5</p> <p>S</p> <p>same 6:10 scientific 3:23 Seal 6:15 second 1:15 4:8 5:15 6:8 Section 3:18 see 4:20 5:4 seeing 5:1,1,5,18 set 6:14 shorthand 6:6,11 some 4:14 sound 3:8,21,24 sources 4:1 South 1:15 6:8 Springfield 1:16 6:9 SS 6:1 St 6:2,7 staff 2:9 4:14 standards 3:8,23 4:1 State 6:1,7 Street 1:16,23 6:8 Suite 1:16 6:8</p> <p>T</p> <p>take 5:3,5 taken 5:11 6:10 Tanner 2:6 3:16 technical 4:16 techniques 3:22 4:5 ten 5:5 ten-minute 5:3 5:11 Thank 4:23 5:18 time 4:21 Tipsord 2:11 4:17 today 3:11 4:20 transcribed 6:11 transcript 6:13 Tristano 2:7 3:12 4:21,22 Tristano's 3:14 true 6:12 typewriter 6:12</p>	<p>We'll 5:12 WHEREOF 6:14 William 1:16 2:6 3:4,17 WITNESS 6:1 4</p> <p>#</p> <p>#084-003688 6:21</p> <p>0</p> <p>084-003688 1:21</p> <p>1</p> <p>1 1:14 3:2 4:8 5:16 6:9 1:12 1:14 3:2 1:30 5:6,10,13 11 1:23 15 4:8 5:16</p> <p>2</p> <p>2003 1:14 3:2 6:9 6:16 27 3:18 277-0190 1:24 28 3:18</p> <p>3</p> <p>3rd 6:15 35 1:6 3:9 4:1,6</p> <p>4</p> <p>402 1:16 6:8 44th 1:23</p> <p>6</p> <p>600 1:15 6:8 618 1:24 62226 1:23</p> <p>9</p> <p>901 1:6 3:9 4:2 910 3:10 4:3 951 4:7</p>
<p>B</p> <p>back 5:8,12 before 1:1,16 behalf 3:11 being 3:6 Belleville 1:23 board 1:1,15 2:3 2:5,5,6,6,7,9 3:6,12,12,13,15 3:16,20 4:7,14 4:17,22,24 5:2 5:9 board's 3:21,22 4:4,10,15 break 5:5,14 Bristow 1:21 6:5</p> <p>C</p> <p>care 4:24 Certified 6:6 CERTIFY 6:7 Chicago 4:8 5:16 Clair 6:2,7 Code 1:6 3:9 4:2 4:7 comments 4:21 5:1 COMPANY 1:22 Conley 2:10 4:16</p>	<p>G</p> <p>G 2:6 3:16 Girard 2:6 3:16 Girard's 4:18 go 5:6,8,9,12 Good 3:3 governed 4:10</p> <p>H</p> <p>hand 6:15 hearing 1:17 3:3 3:4,5 4:8,10,23 5:8,12,15,17,18 5:19 6:10,13 held 1:14 3:6 5:7 5:16 hereunto 6:14 hold 4:7</p> <p>I</p> <p>IL 1:23 ILL 1:6 Illinois 1:1,15,16 3:6,9,11,18,19 4:2,5,6 6:1,7,9 immediate 3:13 3:15 incorporates 4:4</p>	<p>N</p> <p>name 3:3 New 3:7 Nicholas 2:5 3:15 noise 1:5 3:21 4:1,4 none 5:1,5,18 North 1:23 Notarial 6:15 Notary 6:5,20 noted 5:15 numerical 3:8,24</p> <p>O</p> <p>object 5:3 objections 5:4,17 off 5:6,7,9</p>	<p>Q</p> <p>questions 4:19 4:20</p> <p>R</p> <p>Rao 2:10 4:15 recess 5:3,11 record 5:6,7,8,10 5:13,13 6:9 reflect 3:23 regarding 4:19 regulatory 4:11 relevant 4:12 repetitious 4:12 Reported 1:21 Reporter 6:6 REPORTING 1:22 return 5:6 revises 3:24 right 3:15,16 RPR 1:21 RULE 1:5 rulemaking 3:14 3:20 4:17 Rulemaking-N... 1:6 rules 3:7,21,22 4:4,6,11</p>	<p>U</p> <p>unit 4:16 until 5:10 update 1:5 3:20 Updated 3:7</p> <p>W</p> <p>welcome 3:5 were 5:14</p>	