

ILLINOIS POLLUTION CONTROL BOARD

October 17, 1974

IN THE MATTER OF)
GRAIN HANDLING REGULATIONS) PCB R72-18

INTERIM ORDER OF THE BOARD (by Dr. Odell)

On October 2, 1974, the Illinois Environmental Protection Agency (Agency) filed with the Illinois Pollution Control Board (Board) a Motion for Clarification and Reconsideration of the Interim Board Order of August 8, 1974, in the above-entitled matter. The Agency specifically requested a clarification concerning construction permit requirements in relation to the date that operating permits are required.


During the R72-18 proceeding in 1973 the Board established September 1, 1974, as the date by which operating permits were required for grain handling and conditioning operations (8 PCB 307 and 9 PCB 47-49). This date was extended beyond September 1, 1974, pending review and final action in the R72-18, which is expected soon. Although dates for operating permits were dealt with in the Interim Board Orders of 1973 (June 15 and August 9) and August 8, 1974, construction permits were not mentioned specifically. This was an oversight.

Since R72-18 regulations have not been promulgated, standards are not available to use in evaluating construction permit applications. Therefore, the construction permit requirements under Rule 103(a)(1) of Chapter 2, Air Pollution Regulations, are hereby suspended as they apply to grain handling and conditioning operations which are the subject of the current R72-18 proceeding. The date on which construction permit requirements for such facilities will be reinstated will be determined by subsequent Board action in the current R72-18 proceeding, as will operating permit requirements according to our Interim Order of August 8, 1974.

Although construction permit requirements are temporarily delayed until the R72-18 is finalized, anyone who constructs a grain handling facility in the interim should first carefully review and evaluate the proposed grain handling regulations to minimize the possibility of unnecessary expense or effort.

IT IS THE ORDER of the Illinois Pollution Control Board that construction permit requirements under Rule 103(a)(1) of Chapter 2, Air Pollution Regulations, are hereby suspended as they apply to grain handling and conditioning operations which are the subject of the current R72-18 proceeding, and that they will be determined by subsequent Board action in the R72-18 proceeding.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 17th day of October, 1974, by a vote of 5 to 0.


Christan L. Moffett