

March 17, 2005

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MAR 29 2005

STATE OF ILLINOIS  
Pollution Control Board

Clerk's Office  
Illinois Pollution Control Board  
100 W Randolph Street, Suite 11-500  
Chicago, IL 60601

PCH 35

Re: #R04-22/23  
Proposed 732/734 LUST Regulation Changes

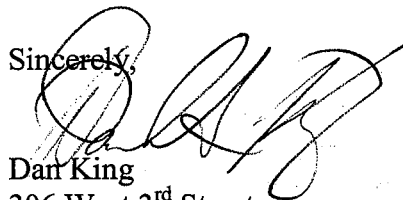
To Whom It May Concern:

As an interested party in the proposed LUST regulation changes to Parts 732 and 734, I would like to request that a minimum of one additional hearing be held. To date, an adequate delineation of tasks associated with subpart H pay items has not been made. This results in a far too open-ended scope of work which places undue financial liability on tank owners. Additionally, it concerns me to see such gross misconduct by administrators to neglect to encompass and accept facts and data provided by professional personnel with real world experience. It also concerns me that costs and activities endorsed by the regulatory community blatantly disregard sound mathematical (i.e. statistics) and engineering principles. Therefore, I suggest that the following items be discussed:

- Statistical analyses of historical reimbursement costs should be conducted to ensure that Subpart H maximum payment amounts are inclusive of representative projects and an appropriate sample set size, and;
- Scopes of work should be discussed for each pay item.

As a citizen of Southern Illinois, I have also been unable to attend any hearings to date since they have been held in the northern part of the state, therefore I am requesting that a downstate hearing be held somewhere around Marion or Mount Vernon. If you have any questions please feel free to contact me at (618)437-5184.

Sincerely,



Dan King  
306 West 3<sup>rd</sup> Street  
Ina, Illinois 62846