

ILLINOIS POLLUTION CONTROL BOARD
August 24, 1995

MINNESOTA MINING AND)	
MANUFACTURING COMPANY,)	
)	
Petitioner,)	
)	
v.)	PCB 91-162
)	(Variance - Air)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by M. McFawn):

This matter is before the Board on a joint status report filed by petitioner Minnesota Mining and Manufacturing Co. (3M) and the Illinois Environmental Protection Agency (Agency) on August 1, 1995. This status report was timely submitted in response to a February 9, 1995 Board order.

As in their previous status report, filed February 1, 1995, the parties state that 3M is seeking a variance from 35 Ill. Adm. Code 218.105(c), which requires that the capture of VOM emissions from paper coating lines be demonstrated after construction of a total closure around the source to contain fugitive emissions. This section of the Board rules is identical to and derived from Section 52.741(a)(4) of the Federal Implementation Plan for Ozone (FIP). 3M filed a request to revise the FIP with the United States Environmental Protection Agency (USEPA) in May 1991. The parties assert that USEPA stated it would delay its decision on 3M's FIP revision request until it issued a revised capture efficiency guidance document. The Agency has indicated it will follow USEPA's decision on capture efficiency protocols.

The parties report that the USEPA issued its Revised Capture Efficiency Guidance on February 7, 1995. However, USEPA has not yet issued its decision on 3M's FIP revision petition. 3M is now investigating whether the use of statistical methods contained in the Revised Guidance will enable 3M to demonstrate compliance with the capture efficiency requirements. The parties therefore believe that this matter should be continued until USEPA issues its decision on 3M's FIP revision petition. They request that the Board order another status report to be filed on or before February 1, 1996. The parties note that 3M has filed a waiver of the decision deadline until December 31, 1996.

The Board accepts the joint status report. As requested by the parties, the next status report in this matter must be filed on or before February 1, 1996.

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 24th day of August 1995, by a vote of 10.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board