

* * * * PC #1

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
UIC CORRECTIONS, USEPA	)	R06-5
AMENDMENTS (January 1, 2005 through	)	(Identical-in-Substance Rulemaking-
June 30, 2005)	)	Land)
)	
RCRA SUBTITLE D UPDATE, USEPA	)	R06-6
AMENDMENTS (January 1, 2005 through	)	(Identical-in-Substance Rulemaking-
June 30, 2005)	)	Land)
)	
RCRA SUBTITLE C UPDATE, USEPA	)	R06-7
AMENDMENTS (January 1, 2005 through	)	(Identical-in-Substance Rulemaking-
June 30, 2005 and August 1, 2005)	)	Land)
	)	(Consolidated)

NOTICE

Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph, Suite 11-500
Chicago, IL 60601

General Counsel
Illinois Dept. Of Natural Resources
One Natural Resources Way
Springfield, IL 62702-1271

Matt Dunn
Environmental Bureau Chief
Office of the Attorney General
James R. Thompson Center
100 W. Randolph, 12th Floor
Chicago, IL 60601

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board (through the online "COOL" filing system) the Illinois Environmental Protection Agency's ("Agency") COMMENTS in the above-captioned matter, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: _____
Kimberly A. Geving
Assistant Counsel
Division of Legal Counsel

* * * * PC #1

Date: December 16, 2005

1021 North Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

THIS FILING SUBMITTED ON RECYCLED PAPER

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AGENCY'S COMMENTS

The Illinois Environmental Protection Agency ("Agency") respectfully submits its comments in the above-captioned matter to the Illinois Pollution Control Board ("Board") pursuant to 35 Ill. Adm. Code 102.108 and 102.610 and the Board's Opinion and Order of October 20, 2005.

In response to the Board's request for comments on amendments to 35 Ill. Adm. Code 720, the Agency would like to comment that the reference to NFPA 30 in 35 Ill. Adm. Code 720.111 still limits use to using the 1987 version of the document. The Agency believes this would be a good opportunity to update the reference to the most current version of the document, which is NFPA 30: Flammable and Combustible Liquids Code, 2003 Edition.

In response to the Board's request for comments on amendments to 35 Ill. Adm. Code 721, the Agency would request a clarification on Section 721.134(d)(5). That Section states, in pertinent part, "During the interim period, from the point of generation to completion of the hazardous waste determination, the generator must store the wastes

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appropriately.” The Agency would like the Board to clarify if this means that the wastes must be stored in accordance with 35 Ill. Adm. Code 722.134 or if some other standard would be used to determine what appropriate storage methods would be.

This concludes the Agency’s comments on the consolidated proposal.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: _____
Kimberly A Geving
Assistant Counsel

Dated: December 16, 2005

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STATE OF ILLINOIS)
)
COUNTY OF SANGAMON)

PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached COMMENTS upon the persons to whom they are directed, by placing a copy of each in an envelope addressed to:

Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph, Suite 11-500
Chicago, IL 60601
(FIRST CLASS MAIL)

General Counsel
Illinois Dept. Of Natural Resources
One Natural Resources Way
Springfield, IL 62702-1271
(FIRST CLASS MAIL)

Matt Dunn
Environmental Bureau Chief
Office of the Attorney General
James R. Thompson Center
100 W. Randolph, 12th Floor
Chicago, IL 60601
(FIRST CLASS MAIL)

and mailing them from Springfield, Illinois on December 16, 2005 with sufficient postage affixed as indicated above.

SUBSCRIBED AND SWORN TO BEFORE ME

This 16th day of December, 2005.

Notary Public

THIS FILING SUBMITTED ON RECYCLED PAPER