

ILLINOIS POLLUTION CONTROL BOARD
January 19, 1989

IN THE MATTER OF:)
)
AMENDMENT TO 35 ILL. ADM. CODE) R88-22
SECTION 304.301, EXCEPTION FOR)
AMMONIA NITROGEN WATER QUALITY)
VIOLATIONS)

PROPOSED RULE SECOND NOTICE.

CORRECTION OF ORDER OF THE BOARD (by R. C. Flegal):

Several word processing errors inadvertently appeared in the Board's Second Notice Order in this matter, as adopted on January 5, 1989. These are:

- 1) Failure of strike-throughs to appear in the phrase "not exempt under paragraph (a)" in renumbered subsection 304.301(a);
- 2) Failure of strike-throughs to appear in the phrase "that portion of Section" in renumbered subsection 304.301(a); and
- 3) Failure of the "(b)" to be replaced with "(a)" in renumbered subsection 304.301(b), consistent with the general renumbering of this Section.

The Board today corrects its prior Second Notice Order to remove these errors. None of the corrections alter the substance of the proposed amendment, or the Board's Opinion in support thereof. Moreover, each of the corrections exactly tracks the Second Notice recommended Order as offered by the proponent in this matter, the Illinois Environmental Protection Agency.

The proposed Second Notice Order is hereby corrected as follows:

ORDER

The Board hereby directs that second notice of the following proposed amendments be submitted to the Joint Committee on Administrative Rules.

SUBPART C: TEMPORARY EFFLUENT STANDARDS

Section 304.301 Exception for Ammonia Nitrogen Water Quality Violations

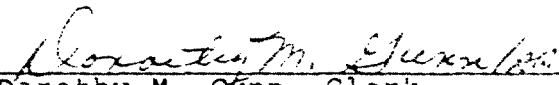
- a) Section 304.105 shall not apply to 35 Ill. Adm. Code 302.212 for any effluent from a source in existence on

April 17, 1977, having an untreated ammonia influent loading not exceeding 60 pounds per day and not otherwise needing upgrading to meet the requirements of this chapter.

- ba) Section 304.105 shall not apply to Section 35 Ill. Adm. Code 302.212 for any source during the months of November through March; except that during the months of November through March no source not exempt under paragraph (a) shall discharge an effluent containing a concentration of ammonia nitrogen greater than 4.0 mg/l if the discharge, alone or in combination with other discharges, causes or contributes to a violation of that portion of Section 35 Ill. Adm. Code 302.212.
- eb) Compliance with the provisions of paragraph subsection (ba) shall be achieved by March 31, 1979, or such other date as required by NPDES permit, or as ordered by the Board under Title VIII or Title IX of the Environmental Protection Act.
- dc) After July 1, ~~1988~~1991, the exemption provided in this Section shall terminate.

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 19th day of JANUARY, 1989, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board