



# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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**RECEIVED**  
CLERK'S OFFICE

FEB - 8 2016

February 4, 2016

STATE OF ILLINOIS  
Pollution Control Board

John T. Therriault  
Clerk's Office  
Illinois Pollution Control Board  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

Re: Notice of Provisional Variance Approval - Land

Dear Mr. Therriault:

Pursuant to Subsection 37(b) of the Illinois Environmental Protection Act (415 ILCS 5/37(b)), attached is a copy of the Illinois EPA's recent approval of an application for provisional variance. As you know, the Board must maintain for public inspection copies of all provisional variances filed with it by the Illinois EPA. If you have any questions, please do not hesitate to contact me.

Sincerely,

John J. Kim  
Chief Legal Counsel  
Illinois EPA

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

February 4, 2016

In re: )  
)  
)  
TRUNKLINE GAS COMPANY, LLC ) (Provisional Variance – Land)  
Petitioner. )  
)  
)

Re: Request for Provisional Variance Pursuant to 35 Ill. Adm. Code 722.134(b)

Trunkline Gas Company, LLC  
Attn: Ronald Hughes, Environmental Specialist  
8910 Purdue Road, Suite 300  
Indianapolis, Indiana 46268

Dear Mr. Hughes:

The Illinois Environmental Protection Agency (“Illinois EPA”) has reviewed Trunkline Gas Company, LLC’s (“TGC’s”) January 28, 2016 request for a provisional variance pursuant to 35 Ill. Adm. Code 722.134(b). Based on this review, a provisional variance for a period of 30-days is GRANTED by the Illinois EPA.

The applicable facts of this request are as follows:

1. TGC is a natural gas transmission pipeline company engaged in the transportation and delivery of natural gas to local distribution companies and municipalities. TGC operates a facility at 927 North County Road 800 East, Tuscola, Douglas County, Illinois.
2. A spill prevention control and countermeasures tank underwent maintenance cleaning on November 10, 2015. Eleven 55-gallon drums of listed hazardous waste, DO18-Benzene, were generated by this activity. Three of these drums are also being managed as Technologically Enhanced Naturally Occurring Radioactive Material (“TENORM”) waste.
3. The TENORM classification of the waste has complicated efforts to locate a suitable disposal treatment facility for the three drums. The 90-day hazardous waste holding period for the three drums ends on February 8, 2016. It is unlikely that arrangements for shipment of these three drums to a disposal treatment facility can be finalized and implemented by February 8, 2016.
4. TGC states that the three drums are being properly stored and managed in a secure hazardous waste designated storage area at the Tuscola facility, that it is seeking this provisional variance

so as not to violate the applicable hazardous waste storage requirements, and that no similar extension for these hazardous wastes has been previously requested.

35 Ill. Adm. Code 722.134(b) allows a generator to seek an extension of up to 30 days, by means of a variance or provisional variance, from the Illinois EPA if hazardous wastes must remain on-site for longer than 90 days due to unforeseen, temporary, and uncontrollable circumstances. The Illinois EPA finds that such facts and circumstances exist in this situation and hereby GRANTS TGC a provisional variance pursuant to 35 Ill. Adm. Code 722.134(b) for a period of 30 days.

TGC shall sign a certificate of acceptance of this provisional variance and return it to James G. Richardson #21 at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 by February 8, 2016. The certification should take the following form:

Trunkline Gas Company, LLC hereby accepts and agrees to be bound by all terms and conditions of the provisional variance granted by the Illinois EPA on February 4, 2016.

\_\_\_\_\_  
Authorized Agent

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

The Illinois EPA grants this provisional variance in accordance with its authority contained in Sections 35(b), 36 (c), and 37(b) of the Illinois Environmental Protection Act (415 ILCS 5/35(b), 36(c), and 37(b)), and 35 Ill. Adm. Code 722.134(b). The decision to grant this provisional variance is not intended to address compliance with any other applicable laws or regulations.

Sincerely,



John J. Kim  
Chief Legal Counsel  
Illinois EPA