

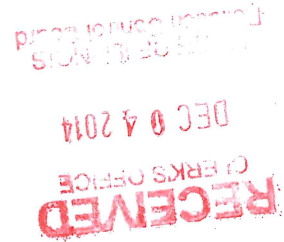
ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Solid Waste Disposal: General Provisions
- 2) Code citation: 35 Ill. Adm. Code 810
- 3) Section numbers: 810.104 Adopted action: Amendment
- 4) Statutory authority: 415 ILCS 5/7.2, 22.40, and 27.
- 5) Effective date of amendments: NOV 24 2014
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do these amendments contain incorporations by reference? Yes.
- 8) Statement of availability: The adopted amendments, a copy of the Board's opinion and order adopted November 20, 2014 in docket R15-8, and all materials incorporated by reference are on file at the Board's principal office and are available for public inspection and copying.
- 9) Notice of proposal published in the Illinois Register: September 12, 2014, 38 Ill. Reg. 18608
- 10) Has JCAR issued a statement of objections to these rules? No. Section 22.40(a) of the Environmental Protection Act [415 ILCS 5/22.40(a)] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).
- 11) Differences between the proposal and the final version: A table that appears in the Board's opinion and order of November 20, 2014 in docket R15-8 summarizes the differences between the amendments adopted in that order and those proposed by the Board in an opinion and order dated August 21, 2014, in docket R15-8. Many of the differences are explained in greater detail in the Board's opinion and order adopting the amendments.

The differences are limited to minor corrections suggested by JCAR. The changes are intended to have no substantive effect. The intent is to add clarity to the rules without deviation from the substance of the federal amendments on which this proceeding is based.



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NOTICE OF ADOPTED AMENDMENT

- 12) Have all the changes agreed upon by the Board and JCAR been made as indicated in the agreements issued by JCAR? Section 22.40(a) of the Environmental Protection Act [415 ILCS 5/22.40(a)] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by JCAR.

Since the Notices of Proposed Amendments appeared in the September 12, 2014 issue of the *Illinois Register*, the Board received a number of suggestions for revisions from JCAR. The Board evaluated each suggestion and incorporated a number of changes into the text as a result, as detailed in the opinion and order of November 20, 2014 in docket R15-8, as indicated in item 11 above. See the November 20, 2014 opinion and order in docket R15-8 for additional details on the JCAR suggestions and the Board actions with regard to each. One table in that opinion itemizes the changes made in response to various suggestions. Another table indicates JCAR suggestions not incorporated into the text, with a brief explanation for each.

- 13) Will this amendment replace an emergency amendment currently in effect? No.
- 14) Are there any other amendments pending on this Part? No.
- 15) Summary and purpose of amendment: The following briefly describes the subjects and issues involved in the docket R15-8 rulemaking of which the amendments to Part 810 are a single segment. Also affected is 35 Ill. Adm. Code 814, which is covered by a separate notice in this issue of the *Illinois Register*. A comprehensive description is contained in the Board's opinion and order of November 20, 2014, adopting amendments in docket R15-8, which opinion and order is available from the address below.

This proceeding updates the Illinois Resource Conservation and Recovery Act (RCRA) Subtitle D municipal solid waste landfill (MSWLF) rules to correspond with amendments adopted by the United States Environmental Protection Agency (USEPA) that appeared in the Federal Register during a single update period. The docket and time period that is involved in this proceeding is the following:

R15-8 Federal RCRA Subtitle D MSWLF amendments that occurred during the period January 1, 2014 through June 30, 2014.

The R15-8 docket amends rules in Parts 810 and 814. The amendments to the two Parts are inter-related. USEPA did not update the federal RCRA Subtitle D MSWLF rules in any way during the update period. Rather, the Board determined that updating the versions of various provisions of the *Code of Federal Regulations* was needed to ensure that the Illinois regulations remain as stringent as and not inconsistent with the federal

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requirements. The Board further determined that adding several formerly omitted incorporations by reference to various provisions of the *Code of Federal Regulations* was needed for the same reasons.

Specifically, the amendments to Part 810 update existing and add formerly missing incorporations by reference to provisions of the *Code of Federal Regulations*. The Board has included a limited number of corrections and clarifying amendments that are not directly derived from the instant federal amendments.

Tables appear in the Board's opinion and order of November 20, 2014 in docket R15-8 that list the revisions to the text of the corresponding federal rule, the amendments that are not based on current federal amendments, and the revisions to the text since the Board's August 21, 2014 proposal for public comment. The tables contain deviations from the literal text of the federal amendments underlying these amendments, as well as corrections and clarifications that the Board made in the base text involved. Persons interested in the details of those corrections and amendments should refer to the November 20, 2014 opinion and order in docket R15-8.

Section 22.40 of the Environmental Protection Act [415 ILCS 5/22.40] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

- 16) Information and questions regarding this adopted amendment shall be directed to: Please reference consolidated docket R15-8 and direct inquiries to the following person:

Michael J. McCambridge
Staff Attorney
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601

312-814-6924
michael.mccambridge@illinois.gov

Request copies of the Board's opinion and order of November 20, 2014 at 312-814-3620. Alternatively, you may obtain a copy of the Board's opinion and order from the Internet at <http://www.ipcb.state.il.us>.

The full text of the adopted amendment begins on the next page:

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NOTICE OF ADOPTED AMENDMENT

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER i: SOLID WASTE AND SPECIAL WASTE HAULING

PART 810
SOLID WASTE DISPOSAL: GENERAL PROVISIONS

Section	
810.101	Scope and Applicability
810.102	Severability
810.103	Definitions
810.104	Incorporations by Reference
810.105	Electronic Reporting

AUTHORITY: Implementing Sections 7.2, 21, 21.1, 22, 22.17, and 22.40 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 21, 21.1, 22, 22.17, 22.40, and 27].

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15838, effective September 18, 1990; amended in R93-10 at 18 Ill. Reg. 1268, effective January 13, 1994; amended in R90-26 at 18 Ill. Reg. 12457, effective August 1, 1994; amended in R95-9 at 19 Ill. Reg. 14427, effective September 29, 1995; amended in R96-1 at 20 Ill. Reg. 11985, effective August 15, 1996; amended in R97-20 at 21 Ill. Reg. 15825, effective November 25, 1997; amended in R04-5/R04-15 at 28 Ill. Reg. 9090, effective June 18, 2004; amended in R05-1 at 29 Ill. Reg. 5028, effective March 22, 2005; amended in R06-5/R06-6/R06-7 at 30 Ill. Reg. 4130, effective February 23, 2006; amended in R06-16/R06-17/R06-18 at 31 Ill. Reg. 1425, effective December 20, 2006; amended in R07-8 at 31 Ill. Reg. 16167, effective November 27, 2007; amended in R10-9 at 35 Ill. Reg. 10837, effective June 22, 2011; amended in R14-1/R14-2/R14-3 at 38 Ill. Reg. 7253, effective March 13, 2014; amended in R15-8 at 38 Ill. Reg. _____, effective _____.

Section 810.104 Incorporations by Reference

a) The Board incorporates the following material by reference:

1) Code of Federal Regulations:

40 CFR 3.2-~~(2013)~~ (2014) (How Does This Part Provide for Electronic Reporting?), referenced in Section 810.105.

40 CFR 3.3-~~(2013)~~ (2014) (What Definitions Are Applicable to This Part?), referenced in Section 810.105.

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40 CFR 3.10-~~(2013)~~ (2014) (What Are the Requirements for Electronic Reporting to EPA?), referenced in Section 810.105.

40 CFR 3.2000-~~(2013)~~ (2014) (What Are the Requirements Authorized State, Tribe, and Local Programs' Reporting Systems Must Meet?), referenced in Section 810.105.

40 CFR 141.40-~~(2013)~~ (2014) (Monitoring Requirements for Unregulated Contaminants), referenced in 35 Ill. Adm. Code 811.319 and 817.415.

40 CFR 258.10(a), (b), and (c) (2014) (Airport Safety), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.11(a) (2014) (Floodplains), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.12(a) (2014) (Wetlands), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.13 (2014) (Fault Areas), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.14 (2014) (Seismic Impact Zones), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.15 (2014) (Unstable Areas), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.16(a) (2014) (Closure of Existing Municipal Solid Waste Landfill Units), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.20 (2014) (Procedures for Excluding the Receipt of Hazardous Waste), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.23 (2014) (Explosive Gases Control), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.26 (2014) (Run-on/Run-off Control Systems), referenced in 35 Ill. Adm. Code 814.Appendix A.

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40 CFR 258.27 (2014) (Surface Water Requirements), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.28 (2014) (Liquids Restrictions), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.29(a) and (c) (2014) (Recordkeeping Requirements), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.60(c)(2), (c)(3), (d), (f), (g), and (i) (2014) (Closure Criteria), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.61(a), (c)(3), and (d) (2014) (Post-Closure Care Requirements), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.70(a) (2014) ((Financial Assurance) Applicability and Effective Date), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.71(a)(2) (2014) (Financial Assurance for Closure), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.72(a)(1) and (a)(2) (2014) (Financial Assurance for Post-Closure Care), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.73 (2014) (Financial Assurance for Corrective Action), referenced in 35 Ill. Adm. Code 814.Appendix A.

40 CFR 258.74 (2014) (Allowable Mechanisms (for Financial Assurance)), referenced in 35 Ill. Adm. Code 814.Appendix A.

Appendix I to 40 CFR 258-(2013) (2014), referenced in 35 Ill. Adm. Code 811.319.

Appendix II to 40 CFR 258-(2013) (2014), referenced in 35 Ill. Adm. Code 811.319.

- 2) American Institute of Certified Public Accountants, 1211 Avenue of the Americas, New York NY 10036:

Financial Accounting Standard Board (FASB) Accounting Standards—Current Text, 2008 Edition, referenced in 35 Ill. Adm. Code 811.715.

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American Institute of Certified Public Accountants (AICPA)
Professional Standards—Statements on Auditing Standards, June
1, 2008 Edition, referenced in 35 Ill. Adm. Code 811.715.

- 3) ASTM. American Society for Testing and Materials, 1976 Race Street,
Philadelphia PA 19103 215-299-5585:

Method D2234-76, “Test Method for Collection of Gross Samples
of Coal,” approved 1976, referenced in 35 Ill. Adm. Code 817.103.

Method D3987-85, “Standard Test Method for Shake Extraction of
Solid Waste with Water,” approved 1985, referenced in 35 Ill.
Adm. Code 814.601, 814.701, 814.901, 814.902, and 817.103.

- 4) GASB. Governmental Accounting Standards Board, 401 Merritt 7, P.O.
Box 5116, Norwalk CT 06856-5116:

Statement 18, Accounting for Municipal Solid Waste Landfill
Closure and Post-Closure Care Costs, August 1993, referenced in
35 Ill. Adm. Code 811.716.

- 5) U.S. Army Corps of Engineers, Publication Department, 2803 52nd Ave.,
Hyattsville, MD 20781, 301-394-0081:

Engineering Manual 1110-2-1906 Appendix VII, Falling-Head
Permeability Cylinder (1986), referenced in 35 Ill. Adm. Code
816.530.

- 6) U.S. Government Printing Office, Washington, DC 20402, Ph: 202-783-
3238:

Method 9095B (Paint Filter Liquids Test) in “Test Methods for
Evaluating Solid Waste, Physical/Chemical Methods” (Third
Edition, Update IIIB, November 2004) (document number EPA-
SW-846-03-03B or EPA-530-R-04-037), referenced in 35 Ill.
Adm. Code 811.107.

- b) This incorporation includes no later amendments or editions.

(Source: Amended at 38 Ill. Reg. _____, effective _____)

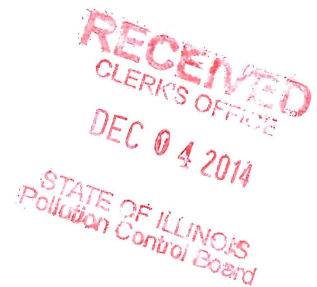
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- 1) Heading of the Part: Standards for Existing Landfills and Units
- 2) Code citation: 35 Ill. Adm. Code 814
- 3) Section numbers: 814.Appendix A Adopted action: Amendment
- 4) Statutory authority: 415 ILCS 5/7.2, 22.40, and 27.
- 5) Effective date of amendment: NOV 24 2014
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.
- 8) Statement of availability: The adopted amendments, a copy of the Board's opinion and order adopted November 20, 2014 in docket R15-8, and all materials incorporated by reference are on file at the Board's principal office and are available for public inspection and copying.
- 9) Notice of proposal published in the Illinois Register: September 12, 2014, 38 Ill. Reg. 18608
- 10) Has JCAR issued a statement of objections to these rules? No. Section 22.40(a) of the Environmental Protection Act [415 ILCS 5/22.40(a)] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).
- 11) Differences between the proposal and the final version: A table that appears in the Board's opinion and order of November 20, 2014 in docket R15-8 summarizes the differences between the amendments adopted in that order and those proposed by the Board in an opinion and order dated August 21, 2014, in docket R15-8. Many of the differences are explained in greater detail in the Board's opinion and order adopting the amendments.

The differences are limited to minor corrections suggested by JCAR. The changes are intended to have no substantive effect. The intent is to add clarity to the rules without deviation from the substance of the federal amendments on which this proceeding is based.



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- 12) Have all the changes agreed upon by the Board and JCAR been made as indicated in the agreements issued by JCAR? Section 22.40(a) of the Environmental Protection Act [415 ILCS 5/22.40(a)] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by JCAR.

Since the Notices of Proposed Amendments appeared in the August 21, 2014 issue of the *Illinois Register*, the Board received a number of suggestions for revisions from JCAR. The Board evaluated each suggestion and incorporated a number of changes into the text as a result, as detailed in the opinion and order of November 20, 2014 in docket R15-8, as indicated in item 11 above. See the November 20, 2014 opinion and order in docket R15-8 for additional details on the JCAR suggestions and the Board actions with regard to each. One table in that opinion itemizes the changes made in response to various suggestions. Another table indicates JCAR suggestions not incorporated into the text, with a brief explanation for each.

- 13) Will this amendment replace an emergency amendment currently in effect? No.
- 14) Are there any other amendments pending on this Part? No.
- 15) Summary and purpose of amendments: The amendments to Part 814 are a single segment of the docket R15-8 rulemaking that also affects 35 Ill. Adm. Code 810, which is covered by a separate notice in this issue of the *Illinois Register*. To save space, a more detailed description of the subjects and issues involved in the docket R15-8 rulemaking in this issue of the *Illinois Register* only in the answer to question 5 in the Notice of Adopted Amendment for 35 Ill. Adm. Code 810. A comprehensive description is contained in the Board's opinion and order of November 20, 2014, adopting amendments in docket R15-8, which opinion and order is available from the address below.

Specifically, the amendments to Part 814 add cross-references to the incorporations by reference that the Board inadvertently omitted when adopting Appendix A to Part 814. The Board has included a limited number of corrections and clarifying amendments that are not directly derived from the instant federal amendments.

Tables appear in the Board's opinion and order of November 20, 2014 in docket R15-8 that list the revisions to the text of the corresponding federal rule, the amendments that are not based on current federal amendments, and the revisions to the text since the Board's August 21, 2014 proposal for public comment. The tables contain deviations from the literal text of the federal amendments underlying these amendments, as well as corrections and clarifications that the Board made in the base text involved. Persons

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interested in the details of those corrections and amendments should refer to the November 20, 2014 opinion and order in docket R15-8.

Section 22.40 of the Environmental Protection Act [415 ILCS 5/22.40] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

- 16) Information and questions regarding this adopted amendment shall be directed to: Please reference consolidated docket R15-8 and direct inquiries to the following person:

Michael J. McCambridge
Staff Attorney
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601

312-814-6924
michael.mccambridge@illinois.gov

Request copies of the Board's opinion and order of November 20, 2014 at 312-814-3620. Alternatively, you may obtain a copy of the Board's opinion and order from the Internet at <http://www.ipcb.state.il.us>.

The full text of the adopted amendment begins on the next page:

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NOTICE OF ADOPTED AMENDMENT

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER i: SOLID WASTE AND SPECIAL WASTE HAULING

PART 814
STANDARDS FOR EXISTING LANDFILLS AND UNITS

SUBPART A: GENERAL REQUIREMENTS

Section	
814.101	Scope and Applicability
814.102	Compliance Date
814.103	Notification to Agency
814.104	Applications for Significant Modification of Permits
814.105	Effect of Timely Filing of Notification and Application for Significant Modification
814.106	Agency Action on Applications for Significant Modifications to Existing Permits
814.107	Compliance Dates for Existing MSWLF Units
814.108	Interim Permit Requirements for Existing MSWLF Units
814.109	Permit Requirements for Lateral Expansions at Existing MSWLF Units
814.110	Electronic Reporting

SUBPART B: STANDARDS FOR UNITS ACCEPTING INERT WASTE

Section	
814.201	Scope and Applicability
814.202	Applicable Standards

SUBPART C: STANDARDS FOR EXISTING UNITS ACCEPTING
CHEMICAL OR PUTRESCIBLE WASTES THAT MAY REMAIN OPEN FOR
MORE THAN SEVEN YEARS

Section	
814.301	Scope and Applicability
814.302	Applicable Standards

SUBPART D: STANDARDS FOR EXISTING UNITS ACCEPTING
CHEMICAL AND PUTRESCIBLE WASTES THAT MUST INITIATE
CLOSURE WITHIN SEVEN YEARS

Section	
814.401	Scope and Applicability
814.402	Applicable Standards

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SUBPART E: STANDARDS FOR EXISTING UNITS ACCEPTING INERT WASTE ONLY, OR ACCEPTING CHEMICAL AND PUTRESCIBLE WASTES THAT MUST INITIATE CLOSURE WITHIN TWO YEARS

Section

- 814.501 Scope and Applicability
- 814.502 Standards for Operation and Closure

SUBPART F: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY LOW RISK WASTES FROM THE STEEL AND FOUNDRY INDUSTRIES THAT MAY REMAIN OPEN FOR MORE THAN SEVEN YEARS

Section

- 814.601 Scope and Applicability
- 814.602 Applicable Standards

SUBPART G: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY LOW RISK WASTES FROM THE STEEL OR FOUNDRY INDUSTRIES THAT MUST INITIATE CLOSURE WITHIN SEVEN YEARS

Section

- 814.701 Scope and Applicability
- 814.702 Applicable Standards

SUBPART H: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY POTENTIALLY USABLE STEEL OR FOUNDRY INDUSTRY WASTE, OR ACCEPTING ONLY LOW RISK STEEL OR FOUNDRY INDUSTRY WASTES THAT MUST INITIATE CLOSURE WITHIN TWO YEARS

Section

- 814.801 Scope and Applicability
- 814.802 Standards for Operation and Closure

SUBPART I: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY POTENTIALLY USABLE STEEL OR FOUNDRY INDUSTRY WASTE THAT PLAN TO STAY OPEN FOR MORE THAN TWO YEARS

Section

- 814.901 Scope and Applicability
- 814.902 Standards for Operation and Closure

- 814.APPENDIX A Additional Requirements for Existing MSWLF Units and Lateral Expansions Operating Under Permits Issued Pursuant to 35 Ill. Adm. Code 807.

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NOTICE OF ADOPTED AMENDMENT

AUTHORITY: Implementing Sections 7.2, 21, 21.1, 22, 22.17, and 22.40 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 21, 21.1, 22, 22.17, 22.40, and 27].

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15850, effective September 18, 1990; amended in R93-10 at 18 Ill. Reg. 1284, effective January 13, 1994; emergency amendment in R94-13 at 18 Ill. Reg. 8488, effective May 12, 1994, for a maximum of 150 days; amended in R90-26 at 18 Ill. Reg. 12471, effective August 1, 1994; amended in R06-16/R06-17/R06-18 at 31 Ill. Reg. 1472, effective December 20, 2006; amended in R14-1/R14-2/R14-3 at 38 Ill. Reg. 7294, effective March 13, 2014; amended in R15-8 at 38 Ill. Reg. _____, effective _____.

Section 814.APPENDIX A Additional Requirements for Existing MSWLF Units and Lateral Expansions Operating Under Permits Issued Pursuant to 35 Ill. Adm. Code 807

- a) An existing MSWLF unit operating under a permit issued pursuant to 35 Ill. Adm. Code 807 ~~shall~~must comply with the following requirements of the federal Subtitle D standards under 40 CFR 258-(1992), each incorporated by reference in 35 Ill. Adm. Code 810.104(a)(1), until the unit's permit is modified in accordance with Section 814.104:
 - 1) Location restrictions:
 - A) 40 CFR-~~258.10 (a)~~ 258.10(a) and (c);
 - B) 40 CFR-~~258.11 (a)~~ 258.11(a);
 - C) 40 CFR 258.15; and
 - D) 40 CFR-~~258.16 (a)~~; 258.16(a).
 - 2) Operating standards:
 - A) 40 CFR 258.20;
 - B) 40 CFR 258.23;
 - C) 40 CFR 258.26;
 - D) 40 CFR 258.27;
 - E) 40 CFR 258.28; and

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- F) 40 CFR ~~258.29 (a)~~ 258.29(a) and (c);
- 3) Closure and postclosure care:
 - A) 40 CFR ~~258.60 (e)(2)~~ 258.60(c)(2) and (c)(3), (d), (f), (g), and (i);
and
 - B) 40 CFR ~~258.61 (a)~~ 258.61(a), (c)(3), and (d);
- 4) Financial assurance requirements:
 - A) 40 CFR 258.70(a);
 - B) 40 CFR ~~258.71 (a)(2)~~ 258.71(a)(2);
 - C) 40 CFR 258.72(a)(1) and (a)(2);
 - D) 40 CFR 258.73; and
 - E) 40 CFR 258.74.
- b) In addition to the requirements of subsection (a) of this Appendix A, all existing MSWLF units, including municipally owned and operated on-site facilities, shall comply with the financial assurance requirements specified at 35 Ill. Adm. Code 807.Subpart F.
- c) A lateral expansion at an existing MSWLF unit operating under a permit issued pursuant to 35 Ill. Adm. Code 807 ~~shall~~ must comply with the following requirements of the federal Subtitle D standards under 40 CFR 258 ~~(1992)~~, each incorporated by reference in 35 Ill. Adm. Code 810.104(a)(1), until the unit's permit is modified in accordance with Section 814.104:
 - 1) Location restrictions:
 - A) 40 CFR ~~258.10 (a)~~ 258.10(a), (b), and (c);
 - B) 40 CFR ~~258.11 (a)~~ 258.11(a);
 - C) 40 CFR ~~258.12 (a)~~ 258.12(a);
 - D) 40 CFR 258.13;
 - E) 40 CFR 258.14;

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- F) 40 CFR 258.15; and
 - G) 40 CFR ~~258.16(a)~~; 258.16(a).
- 2) Operating standards:
- A) 40 CFR 258.20;
 - B) 40 CFR 258.23;
 - C) 40 CFR 258.26;
 - D) 40 CFR 258.27;
 - E) 40 CFR 258.28; and
 - F) 40 CFR 258.29(a) and (c);~~;~~
- 3) Closure and postclosure care:
- A) 40 CFR 258.60(c)(2) and (c)(3), (d), (f), (g),~~;~~ and (i); and
 - B) 40 CFR ~~258.61(a)~~ 258.61(a), (c)(3),~~;~~ and (d);~~;~~
- 4) Financial assurance requirements:
- A) 40 CFR 258.70(a);
 - B) 40 CFR ~~258.71(a)(2)~~ 258.71(a)(2);
 - C) 40 CFR ~~258.72(a)(1)~~ 258.72(a)(1) and (a)(2);
 - D) 40 CFR 258.73; and
 - E) 40 CFR 258.74.
- ed) In addition to the requirements of subsection (b) of this ~~appendix~~ Appendix A, a lateral expansion at an existing MSWLF unit operating under a permit issued pursuant to 35 Ill. Adm. Code 807 ~~shall~~ must comply with the following requirements:
- 1) Flexible membrane liner requirements prescribed at 35 Ill. Adm. Code 811.306(d)(5)(A); and

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- 2) All existing MSWLF units including municipally owned and operated and on-site facilities shall with the financial assurance requirements specified at 35 Ill. Adm. Code 807.Subpart F.

(Source: Amended at 38 Ill. Reg. _____, effective _____)