



OFFICE OF THE SECRETARY OF STATE

JESSE WHITE • Secretary of State

May 1, 2015

POLLUTION CONTROL BOARD
DON BROWN
100 W RANDOLPH ST
STE 11-500
CHICAGO, IL 60601

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STATE OF ILLINOIS
Pollution Control Board

Dear DON BROWN

Your rules Listed below met our codification standards and have been published in Volume 39, Issue 19 of the Illinois Register, dated 5/8/2015.

PROPOSED RULES

Sound Emission Standards and Limitations for Property Line Noise-Sources

35 Ill. Adm. Code 901

6179

Point of Contact: Nancy Miller

If you have any questions, you may contact the Administrative Code Division at
(217) 782 - 7017.

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Sound Emission Standards and Limitations for Property-Line Noise-Sources
- 2) Code Citation: 35 Ill. Adm. Code 901
- 3) Section Number: 901.119 Proposed Action: Amendment
- 4) Statutory Authority Implementing Section 25 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/25 and 27].
- 5) A Complete Description of the Subjects and Issues Involved: On June 2, 2014, Clifford-Jacobs Forging Company (Clifford-Jacobs) filed a rulemaking proposal to amend the previously promulgated site-specific noise rule at 35 Ill. Adm. Code 901.119. The amendments would extend the allowable operational levels for Clifford-Jacobs' forging facility located in unincorporated Champaign County. For a detailed description of the proposed changes to Part 901, please refer to the Board's April 16, 2015 opinion and order in docket R14-22, Proposal of Clifford-Jacobs Forging Co. for an Amendment to the Site-Specific Rule at 35 Ill. Adm. Code 901.119.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will the proposed amendment replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this proposed amendment contain incorporations by reference? No
- 10) Are there any other proposed amendments pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This proposed rulemaking does not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b)].
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comments on this proposal for a period of at least forty-five (45) days after the date of publication in the Illinois Register. Public comments must be filed with the Clerk of the Board. Public comments should reference Docket R14-22 and be addressed to:

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SOS-CODE DIV.

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Clerk's Office
Illinois Pollution Control Board
JRTC
100 W. Randolph St., Suite 11-500
Chicago, IL 60601

Public comments may also be filed electronically through the Clerk's Office On-Line (COOL) on the Board's website at www.ipcb.state.il.us.

Interested persons may request copies of the Board's opinion and order in R14-22 by calling the Clerk's office at 312-814-3620, or may download copies from the Board's Web site at www.ipcb.state.il.us.

For more information, contact hearing officer Mark Powell at 312/814-6887 or e-mail at Mark.Powell@illinois.gov.

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: Because this is a request for site-specific relief from a single facility, direct economic effects will not extend beyond that facility.
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of Professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: 38 *Ill. Reg.* 23,506 (Dec. 12, 2014)

The full text of the Proposed Amendment begins on the next page:

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NOTICE OF PROPOSED AMENDMENT

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE H: NOISE
CHAPTER I: POLLUTION CONTROL BOARD

PART 901

SOUND EMISSION STANDARDS AND LIMITATIONS FOR PROPERTY LINE-NOISE-SOURCES

Section

901.101	Classification of Land According to Use
901.102	Sound Emitted to Class A Land
901.103	Sound Emitted to Class B Land
901.104	Highly - Impulsive Sound
901.105	Impact Forging Operations
901.106	Prominent Discrete Tones
901.107	Exceptions
901.108	Compliance Dates for Part 901
901.109	Highly - Impulsive Sound from Explosive Blasting
901.110	Amforge Operational Level
901.111	Modern Drop Forge Operational Level
901.112	Wyman-Gordon Operational Level
901.113	Wagner Casting Site-Specific Operational Level (Repealed)
901.114	Moline Forge Operational Level
901.115	Cornell Forge Hampshire Division Site-Specific Operational Level
901.116	Forgings and Stampings, Inc. Operational Level
901.117	Rockford Drop Forge Company Operational Level
901.118	Scot Forge Company – Franklin Park Division Operational Level
901.119	Clifford-Jacobs Operational Level
901.120	C.S. Norcross Operational Level
901.121	Vaughan & Bushnell Operational Level
901.122	Ameren Elgin Facility Site-Specific Noise Emission Limitations

901.APPENDIX A Old Rule Numbers Referenced

901.APPENDIX B Land-Based Classification Standards and Corresponding 35 Ill. Adm. Code
901 Land Classes

AUTHORITY: Implementing Section 25 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/25 and 27].

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POLLUTION CONTROL BOARD

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SOURCE: Originally filed as Part 2 of Chapter 8: Noise Pollution, effective August 10, 1973; amended at 2 Ill. Reg. 27, p. 223, effective June 26, 1978; amended at 5 Ill. Reg. 6371, effective June 1, 1981; amended at 5 Ill. Reg. 8533, effective August 10, 1981; amended at 6 Ill. Reg. 10960, effective September 1, 1982; codified at 7 Ill. Reg. 13646; amended at 7 Ill. Reg. 14519, effective October 17, 1983; amended in R83-35 at 8 Ill. Reg. 18893, effective September 25, 1984; amended in R83-33, 26, 29, 30 and R83-34 at 9 Ill. Reg. 1405, effective January 17, 1985; Section 901.105(f)(1), (2) and (3) recodified to Sections 901.110, 901.111 and 901.112 at 9 Ill. Reg. 7147; amended in R83-25, 31 and 32 at 9 Ill. Reg. 7149, effective May 7, 1985; amended in R83-7 at 11 Ill. Reg. 3136, effective January 28, 1987; amended in R04-11, at 28 Ill. Reg. 11910, effective July 30, 2004; amended in R03-9 at 30 Ill. Reg. 5533, effective March 10, 2006; amended in R06-11 at 31 Ill. Reg. 1984, effective January 12, 2007; and amended in R14-22 at 39 Ill. Reg. _____, effective _____..

Section 901.119 Clifford-Jacobs Operational Level

Clifford-Jacobs Forging Company and future owners of the forging facility located at North Market Street, Champaign, Illinois, ~~shall~~must comply with the following site-specific operational level and sound limitation:

- a) Operate no more than fourteen hammers at any one time; ~~and~~
- b) Operate its forging hammers up to 24 hours per day, only between the hours of 6:00 a.m. and 11:00 p.m. Monday through Saturday;
- c) Must not cause or allow the emission of sound from the facility to exceed 65 dB (A-weighted Leq) at the far southwest corner of the facility's property line adjacent to Wallace Avenue between the hours of 11 p.m. to 6:00 a.m., Monday through Saturday;
- d) Must investigate new technologies, sound abatement measures, and possible operational changes to mitigate the sound emissions from its forging operations;
and
- e) Must submit to the Board a report on the findings of the investigation pursuant to subsection (d) of this Section, once every ten years after the effective date of this amended Section. The report must be filed with the Clerk of the Board at the following address:

Office of the Clerk
Pollution Control Board

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POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

(Source: Amended at 39 Ill. Reg. _____, effective _____).