ENVIRONMENTAL REGISTER

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INFORMATION SERVICES AVAILABLE FROM THE BOARD

See the inside of this page for details on informational items available from the Board. These items include a subscription service for Board opinions and orders and copies of the landfill regulations in electronic format.

The Board also maintains an electronic Bulletin Board System (BBS) at 312-814-1590. There is <u>no charge</u> for access to the BBS. See the inside of this page for details.

RULEMAKING UPDATE

CLEAN AIR ACT OMNIBUS CLEANUP RULEMAKING PROPOSAL ACCEPTED, PUBLISHED FOR FIRST NOTICE, R93-9

On March 25, 1993 the Board accepted for First Notice publication in the Illinois Register, under docket number R93-9, the proposal filed by the Illinois Environmental Protection Agency (Agency) for an omnibus cleanup of Illinois' Air Pollution Control regulations pertaining to emissions of volatile organic materials. The proceeding, entitled In the Matter of: Omnibus Cleanup of Volatile Organic Materials RACT Rules Applicable to Ozone Nonattainment Areas, would amend Parts 203 (permitting), 211 (general VOM provisions), 218 (Chicago metropolitan area VOM provisions), and 219 (Metro E. St. Louis metropolitan area VOM provisions). The Agency filed the proposal with the Board on March 16, 1993, pursuant to Section 28.5 of the Environmental Protection Act. (415 ILCS 5/28.5 (III. Rev. Stat. 1991 ch. 1111/2, par. 1028.5), as added by P.A. 87-1213, effective September 26, 1992.) The proposal represents one segment of Illinois' submittal of a complete State Implementation Plan (SIP) to the U.S. Environmental Protection Agency (USEPA).

Section 182(a) of the Clean Air Act Amendments of 1990 (CAAA) required Illinois to have adopted and submitted its proposed SIP by November 15, 1992. The purpose of the R93-9 proposal is to make certain corrections to parts 218 and 219 as suggested by USEPA for approval, to correct typographical errors, and to clarify the rules.

As previously reported for the earlier-filed CAAA proceeding, R92-21 (*See Environmental Register* issues 461 (Dec. 2, 1992), 462 (Dec. 16, 1992), 465 (Feb. 24, 1993), and 467 (Mar. 24, 1993)), Section 28.5 requires the Board to proceed within set time-frames toward the adoption of the proposed amendments. The Board lacks any discretion under the statute to adjust these time-frames under any circumstances.

The statute requires the Board to schedule three hearing dates in this matter, each for a prescribed purpose. The first day of hearing is reserved for presentation by the Agency and questions of Agency witnesses. The second scheduled day of hearing, if it occurs, is reserved for presentation by affected entities and all other interested persons. The third scheduled day of hearing, if it occurs, is reserved for any Agency response and responses of other parties. The hearings will be continued from day to day, as necessary, until all business is completed. However, the second and third hearing dates are subject to cancellation if the level of public interest and participation so warrant.

All hearings will be held at the State of Illinois Center at 100 W. Randolph St., Chicago, Illinois and will begin at 10:00 a.m. The Board has scheduled the following hearing dates and rooms:

Friday, May 7, 1993	Room 9-040
Friday, June 4, 1993	Room 9-040
Friday, June 18, 1993	Room 9-031

Persons interested in participating in the hearings should contact the hearing officer, Diane O'Neill, at 312-814-6062, for additional information. (Please refer to docket R93-9.)

MEDICAL WASTE REGULATIONS PROPOSED FOR SECOND NOTICE, R91-20

On March 25, 1993, the Board proposed regulations for the treatment, storage, and transfer of potentially infectious medical waste (PIMW) and standards for the transportation, packaging, and labeling of PIMW for second notice. The proposed amendments would amend 35 III. Adm. Code 1420 and add new Parts 1421 and 1422.

MEDICAL WASTE continued on page 3

ENVIRONMENTAL INFORMATION SERVICES AVAILABLE FROM THE BOARD

The Board has the following information available:

- **POLLUTION CONTROL BOARD ELECTRONIC BULLETIN BOARD SYSTEM (BBS).** The Pollution Control Board operates an electronic BBS at 312-814-1590. The BBS is available 24 hours a day, 7 days a week, to anyone with access to a computer and a modem there is no charge for access to the BBS. The BBS is available at baud rates of 300, 1200, 2400, and 9600 bps, with MNP and v.42 error correction. The best communications settings are 8 data bits (or data length 8), no parity (or parity = none) and 1 stop bit, i.e., 8-N-1. The best terminal emulation is ANSI-BBS or just ANSI. The BBS contains Board Agendas, Environmental Registers, Annual Reports, and various documents about the Board. You may download these documents to your computer. For additional information contact Bill Forcade at the Board Offices 312-814-3620.
- **SUBSCRIPTION SERVICE OF BOARD OPINIONS AND ORDERS.** The subscription service comprises all the Opinions and Orders issued by the Pollution Control Board in a fiscal year (July 1 through June 30). The Board meets approximately twice monthly in order to issue Opinions and Orders. Usually no later than the end of each month, a volume is issued containing the Opinions and Orders of the Board from the preceding month.
- HARD COPIES OF BOARD OPINIONS AND ORDERS FOR FISCAL YEAR 1992 (July 1, 1991 through June 30, 1992) ARE AVAILABLE FOR IMMEDIATE DELIVERY. The cost is \$350.00 per set.

Two formats will be offered starting July 1 of this year (FY93): a hard paper copy for \$350.00 per year and an electronic version for \$275.00 per year. The electronic version will consist of Opinions and Orders in the WordPerfect 5.1 format on either 3.5" or 5.25" inch diskettes. The electronic format will allow for word searches and other useful tools provided by the WordPerfect software.

When ordering, please specify the choice of either the hard copy or electronic version. If ordering the electronic version, please specify 3.5" or 5.25" diskettes.

ILLINOIS LANDFILL REGULATIONS. Adopted in August, 1990, the Illinois landfill regulations are among the most advanced in the nation. The Board has made the text of the regulations and the supporting documents available on diskette (5.25"-1.2MB or 3.5"-1.44MB) in Wordperfect 5.1 format. The cost is \$100.00 per set. Contact Joe D'Alessandro, at the address below, for copies.

SUBSCRIPTION SERVICE FOR E	OARD OPINIONS AND ORDERS
Enclosed is a check in the amount of made subscription service to the Board's opinions and orders.	payable to the Illinois Pollution Control Board for the
Name	Fiscal Year Ordered
(FY92 available in hard copy only).	
Address	_
City/State/Zip	_ Hard Copy
Hard Copy Cost per FY: \$350.00 Electronic Copy Electronic Copy Cost for FY93: \$275.00 Disk Size	
Please send to: (5.25" 1.2 MB or 3.5" 1.44	
Joseph D'Alessandro Illinois Pollution Control Board 100 W. Randolph St., Ste. 11-500 Chicago, IL 60601	,

MEDICAL WASTE continued from page 1

The second notice proposal continues to follow the recommendations of the Governor's Medical Waste Tracking Study Group, as that Group's consensus recommendations have been presented to the Board in the proposal submitted by the Illinois Environmental Protection Agency (Agency). At Second Notice, the Board addressed all comments received and made some additional changes in response, as discussed in the Board's opinion document.

Pursuant to the Illinois Administrative Procedure Act, the proposal will now be submitted for review by the Joint Committee on Administrative Rules (JCAR). The Second Notice period ends on May 13, 1993. The proposed rules will be on the agenda for JCAR's May 11, 1993 meeting. After the Second Notice period has ended or JCAR submits a Certificate of No Objection, the Board is free to proceed and adopt rules based on the proposal.

For additional information contact Michelle Dresdow, at 815-753-0947. (Please refer to docket R91-20.)

DEADLINE EXTENDED FOR CONTINGENCY PLAN RULES, R92-18

The Board entered an order in the Contingency Plan Update docket, R92-18, that extends the deadline for Board Adoption for an indefinite time. Section 22.7 of the Environmental Protection Act (415 ILCS 5/22.7 (III. Rev. Stat. 1991 ch. 111½, par. 1022.7) mandates that the Board adopt regulations that are identical in substance to rules promulgated by USEPA pursuant to Section 105 of the Comprehensive Environmental Response and Liability Act (CERCLA), 33 U.S.C. § 9605. Those regulations, at 40 CFR 300, govern the allocation of liability and the recovery of costs incurred in remediation of hazards posed by sites due to the improper disposal of wastes.

In issuing its order to extend the deadline, the Board noted that it could not "specify an anticipated completion deadline, due to the current pendency of legislation [SB 534] seeking to amend the statutory mandate that will directly affect the scope of this rulemaking." The Board stated that it anticipated issuing an order in July, 1993 that will appraise interested persons and the regulated community of the status of the pending legislation.

For additional information contact Morton Dorothy, at 217-333-5575. (Please refer to docket R92-18.)

APPELLATE UPDATE

THIRD DISTRICT AFFIRMS THAT REPLACEMENT OF PAVEMENT WAS NOT REIMBURSABLE; A MOTION FOR RECONSIDERATION IS NOT NECESSARY TO APPEAL, PCB 91-205

In *In re Strube v. PCB* (3d Dist. Mar. 15, 1993), No. 3-92-0468, the Third District appellate court affirmed the Agency's denial of reimbursement from the Underground Storage Tank Reimbursement Fund. The Board had

affirmed the Agency in its denial of reimbursement for the costs associated with replacement of pavement.

The Strubes owned a property under which were buried multiple underground petroleum storage tanks beneath pavement. In the course of removing the tanks, the contractor observed that the tanks had leaked. The Strubes undertook corrective action, which meant removal of the pavement to remove contaminated soil, and sought reimbursement from the Fund. The Agency denied reimbursement for replacement of the pavement, and the Board affirmed the Agency's determination on review, in docket PCB 91-205 (May 21, 1992).

In affirming the Board's and Agency's determinations, the court noted that Section 22.18(e)(1)(C) of the Environmental Protection Act (415)ILCS 5/22.18(e)(1)(C) (Ill. Rev. Stat. 1991 ch. 111¹/₂, par. 1022.18(e)(1)(C))) defines "corrective action" as the actions necessary to "stop, minimize, eliminate, or clean up a release of petroleum or its effects to the extent as may be necessary to protect human health and the environment." The court agreed that this must be read narrowly and specifically, denying the Strubes' contention that the statute had a broad remedial purpose. The court agreed that the restorative expenses associated with repaying were outside the statutory definition of corrective action because the Strubes failed to present evidence the repaying helped "stop, minimize, eliminate, or clean up a release of petroleum or its effects to the extent as may be necessary to protect human health and the environment."

The court also denied arguments made by the Strubes that certain Agency actions entitled them to First, the Strubes argued that reimbursement. representations in an Agency guidance manual to the effect that reimbursement was available for the cost of "dismantling and reassembling structures" included The court agreed with the Agency that repaving. repaving was not "reassembly" of the concrete. Second, they argued that by the Agency requesting that they submit the repaying bills for review, the Agency did not represent to them that the costs of repaving were reimbursable. The court agreed with the Board's finding that the record contained no evidence of any Agency representations regarding reimbursability of repaying. Finally, the court rejected the Strubes' argument that the Agency violated due process by failing to establish regulations, rather than follow unpublished internal guidance. The court noted that although Section 22.18b(f) of the statute authorizes the Agency to adopt reasonable and necessary rules to administer the fund, it nowhere requires it to adopt "detailed rules to cover

every conceivable claim for reimbursement." The court affirmed the Agency determination as upheld by the Board. In the course of the appeal, the addressed a

In the course of the appeal, the addressed a jurisdictional issue raised by the Board. Citing

Castenada v. Illinois Human Rights Commission (1989), 132 Ill. 2d 304, 547 N.E.2d 437, the Board contended that the Strubes had failed to exhaust their administrative remedies by not filing a petition for rehearing before the Board. The court distinguished *Castenada* on the basis of the respective procedures of the Board and the Human Rights Commission. It noted that by statute decisions of the Commission are made by a three-member panel; by law, rehearing is before the entire nine-member Commission, *en banc*. All Board determinations are made by the entire seven-member Board, *en banc*. Thus, the court adopted the Strubes' position that petitioning the Board for rehearing under these circumstances would waste both the petitioners' and the Board's time.

FIFTH DISTRICT REVERSES BOARD VARIANCE DENIAL, PCB 91-173

By a March 23, 1993 opinion, in *Marathon Oil Co. v. PCB* (5th Dist Mar. 23, 1993), No. 5-92-0147, the Appellate Court for the Fifth District of Illinois reversed the Board's denial of a variance. The Board decision under review was rendered in *Marathon Oil Co. v. IEPA* (Jan. 9 and Feb. 27, 1992).

Marathon sought a variance from the effluent discharge and stream water quality limitations for chloride. The limitations were imposed by a site-specific rule, 35 Ill. Adm. Code 303.323, granted by the Board in 1988, in docket R87-2. The Illinois Environmental Protection Agency recommended that the Board not grant the requested variance, primarily because Marathon had not violated the site-specific standards in the year preceding the recommendation. Marathon contended that its studies of control alternatives indicated no method for chloride control whose cost did not exceed any improvement it would confer in the receiving stream. Additionally, in R87-2, the Board had found that no viable alternatives were available to Marathon.

The appellate court noted that in denying the variance, the Board had found that Marathon failed to show that the denial would impose an arbitrary and unreasonable hardship. The court noted that the Board observed that Marathon had shown that compliance was difficult, but not that it was not impossible. The Board held, as noted by the court, that difficulty alone was an insufficient basis for a grant of a variance. The Board's order made no findings with regard to environmental impact of the requested variance because the Board held that Marathon had failed in the required proof of arbitrary or unreasonable hardship.

On appeal, Marathon argued that the Board had improperly rewritten the variance statute. According to Marathon, the Board had effectively added a requirement that a petitioner show that a violation of the existing standard had occurred as a condition precedent to a grant. Marathon also argued that it had proven that an arbitrary or unreasonable hardship would occur if the variance were denied. It averred that the record demonstrated that

continued compliance was virtually impossible and the inevitable result of a denial would be a violation of the chloride limitations. Further, Marathon argued that the record indicated that no environmental harm would result from the grant of a variance. The Agency responded on appeal that the lack of a violation was but one factor relied upon by the Board and that Marathon had failed in its proof on the arbitrary or unreasonable hardship standard.

The appellate court held that the Board's denial was against the manifest weight of the evidence. The court observed that the case law requires the Board to "balance the hardship of continued compliance against the adverse environmental impact the variance will have on the environment" in making a variance determination. Proving that compliance is difficult is insufficient; the petitioner must demonstrate that the hardship of compliance outweighs any injury through a grant.

Although the court had no problem with the Board establishing a procedure whereby a petitioner must make a prima facie showing of hardship, it stated that the Board must move forward to balance hardship against harm once the petitioner has done so. The court stated that the Board had erred by specifically not reaching the issue of environmental harm and by basing its finding of a lack of a showing of arbitrary or unreasonable hardship on Marathon's past compliance. The court noted that the statutory language focuses on the future burden of compliance, and not on past compliance. The Board had not discounted the record testimony relating a virtual certainty of future violation if the variance were denied. In the court's opinion, the record was unrefuted in indicating that the denial would face Marathon with the future option of violating the chloride standard or slowing or ceasing production. This was a sufficient threshold showing of harm.

The court reversed the Board's denial and remanded the case for further deliberations to balance the hardship against any harm. The court could not complete its analysis with regard to any arbitrary or unreasonable hardship because the Board had specifically avoided any finding with regard to environmental harm.

FOR YOUR INFORMATION

PUBLIC WATER SUPPLIES RESTRICTED STATUS AND CRITICAL REVIEW LISTS

The Illinois Environmental Protection Agency, Division of Public Water Supplies, Permit Section, is publishing copies of the Division's Restricted Status and Critical Review lists in this issue of the Environmental Register. The lists are being published here as part of the quarterly notification to the public. The lists have been slightly modified to reflect changes made since the previous publication.

"AIR POLLUTION" FILES ON THE BBS FOR RAPID ACCESS TO PROPOSALS

The Board has added an "Air Pollution" Files area on the BBS, to increase rapid public access to regulatory proposals for certain air pollution proceedings conducted pursuant to Section 28.5 of the Environmental Protection Act. These proceedings must be completed within a very short time frame, and public review and comment times are limited. For this reason, they are called "fast track" regulatory proposals.

The Board has chosen to place certain documents from these proceedings on the BBS in electronic format. Unfortunately, the text contains substantial formatting codes such as underlining and strike-throughs. As a result the files will only be uploaded in Wordperfect format. No ASCII format files will be available. In addition to the file name and file description, the Board has left detailed file information about most files, which you can read online. This detailed information shows up as *Info* when you list the files. It can be read by using the [I]nfo command and marking the appropriate file. Some of these files are large and may take a long time to download (over an hour at 2400 baud for some files; even longer at 1200 baud).

The on-line files include two types. First are the Board resolutions pertaining to the process for fast-track rules. These are called RSXX-YY.WPF, where XX-YY refers to the particular Resolution docket number. Where multiple documents are adopted under one resolution number, the suffix a, b, c, etc. is employed. For example the first resolution is RS92-02a.wpf

The second type of on-line files are the actual documents from the proceedings. For example, the first proceeding was docket R92-21, which was filed on 11/13/92. The Board adopted the first notice order and it is listed as R92-21N1.WPF. N1 or FN means first notice and .WPF means a wordperfect file. In a similar manner, the "Participants of Record" list (also called the Service List) is R92-21PR.WPF. PLEASE NOTE, the Participants of Record list changes over time. You must make sure that you have the correct version for your particular hearing. Hearing officer orders and notices are called RXX-XXHY.WPF, where Y increments with each successive order: R93-09H1.WPF, R93-09H2.WPF, etc.

The current listing of files in this section is as follows:

RESOLUTIONS

RS92-02a.WPF	October 29, 1992
RS92-02b.WPF	December 3, 1992

R 92-21 NEW SOURCE RULES

R92-21N1.WPF	First Notice opinion and
	order
R92-21PR.WPF	Participants of Record list (to
	be updated periodically)

R93-9 OMNIBUS CLEAN-UP OF THE RACT RULES

R93-09FN.WPF	First Notice opinion only
	(the file is too large)
PART203.WPF	Second of 5 files comprising
	the First Notice
PART211.WPF	Third of 5 files comprising
	the First Notice
PART218.WPF	Fourth of 5 files comprising
	the First Notice
PART219.WPF	Last of 5 files comprising the
	First Notice
R93-09H1.WPF	First Hearing Officer order
R93-09H2.WPF	Second Hearing Officer
	order
R93-09PR.WPF	Participants of Record list (to
	be updated periodically)

A NEW 9600 BPS MODEM SPEED AVAILABLE ON THE BBS

The Board has just upgraded the BBS to 9600 bps with a VEN-TEL 9600 Plus modem. The BBS now has available baud rates of 300, 1200, 2400, or 9600. This new system offers automatic error correction using MNP or V.42. Please try the new faster speeds. If you have any problems, or to let the Board know how well it works, call Bill Forcade, at 312-814-6085.

BOARD MEMBER GIVES SPEECH TO ENVIRONMENTAL AND HEALTH AND SAFETY PROFESSIONALS

On Tuesday, March 23, 1993 Board Member Bill S. Forcade gave a speech, entitled "Environmental Enforcement--From Beginning to End", to ARATEX Services and ARA Services at the Woodfield Hilton Hotel in Arlington Heights. ARATEX is America's largest uniform service company, laundering items from a large variety of industries subject to pollution control laws. The meeting was attended by environmental and health and safety professionals.

BOARD MEMBER AND STAFF TO PARTICIPATE IN ISBA SEMINAR

One Board member and various members of present and past Board attorney staff will participate in an Illinois State Bar Association seminar on environmental law on May 12, 1993. Board member Ronald C. Flemal will moderate. Former Board attorneys Michael J. Maher, presently of McKenna, Storer, Rowe, White & Farrug, Chicago, and Mark P. Miller, presently of Tock & Miller, P.C., Champaign, and present Board attorneys Kathleen M. Crowley, Michelle C. Dresdow, Elizabeth Schroer Harvey, Deborah A. Stonich, Marie E. Tipsord, and Phillip R. Van Ness will present talks on various aspects of environmental law and practice before the Board. The program will commence at 9:00 a.m. at The Convention Center in Springfield.

THE BOARD HOLDS THAT IT LACKS AUTHORITY TO GRANT A VARIANCE FROM PERMIT CONDITIONS, PCB 92-179

On March 25, 1993, the Board granted a variance from certain of the underground injection control regulations in *Cabot Corp. v. IEPA* (Mar. 25, 1993), PCB 92-179. In the course of granting the variance from the regulation, the Board denied a requested variance from certain permit conditions for the petitioner's facility. The Board relied on Illinois case law in holding that it lacked any authority to grant a variance from permit conditions. The Board noted that the petitioner must seek permit modification from the Agency.

PRIOR DISMISSAL FOR WANT OF PROSECUTION RECONSIDERED AND CASE REINSTATED, PCB 91-53

On March 25, 1993, the Board vacated its February 25, 1993 order dismissing <u>People v. Enamelers and</u> Japanners,

<u>Inc.</u>, PCB 91-53 with prejudice for want of prosecution. (*See Environmental Register* No. 466 (Mar. 10, 1993).) The Board issued its order in response to the parties' March 15, 1993 joint motion for reconsideration. In support of their motion, the parties contended, in part, that the Board should vacate its dismissal order because the Board failed to follow its own rules on continuances and amendment of complaints and erred by entering the order of dismissal with prejudice. The parties also argued that the dismissal was in direct conflict with the purpose of the Act and suggested that setting the case for hearing would better served the interests of justice and making cases proceed with due dispatch.

In vacating its prior order, the Board stated that it was granting the parties' request because the parties had submitted a signed stipulation and proposal for settlement with their joint motion. The Board, however, was not persuaded by the parties' arguments in favor of reconsideration. Rather, the Board stated that it still believed that dismissal of an enforcement case which had nine scheduled hearings over seventeen months at which the parties gave no substantive testimony or evidence was justified and within the Board's authority.

FINAL ACTIONS - March 25, 1993 BOARD MEETING

- 92-179 <u>Cabot Corporation v. EPA</u> The Board granted variance from certain of the underground injection control regulations, but denied a variance from certain permit limitations, for this Douglas County facility. *See For Your Information.*
- 92-198 <u>Citizens for a Better Environment, and Alice</u> <u>Zeman v. Village of McCook and West Suburban</u> <u>Recycling and Energy Center, Inc.</u> - The Board affirmed the local approval of regional pollution control facility siting for this proposed Cook County facility. (Consolidated with PCB 92-201.)
- 92-201 Edward Novak v. Board of Trustees and Mayor of the Village of McCook and West Suburban Recycling and Energy Center, Inc. - The Board affirmed the local approval of regional pollution control facility siting for this proposed Cook County facility. (Consolidated with PCB 92-198.)
- 93-47 <u>Belleville/Jacqueline Brown v. EPA</u> The Board granted the petitioner's motion and dismissed this underground storage tank reimbursement determination appeal involving a St. Clair County facility.
- 93-53 <u>Suburban Trust & Savings Bank Trust No. 4160 v.</u> <u>EPA</u> - The Board dismissed this underground

storage tank reimbursement determination appeal involving a Cook County facility as untimely filed.

- 93-62 <u>Kerr-McGee Coal Corporation v. EPA</u> Upon receipt of an Agency recommendation, the Board granted a provisional variance from certain of the water pollution control regulations for this Saline County facility.
- 93-63 <u>Quebecor Printing v. EPA</u> Upon receipt of an Agency recommendation, the Board granted a 30day provisional variance from the 90-day limitation on hazardous waste accumulation for this Saline County facility.
- AS 92-6 In the Matter of: Adjusted Standard of C.J. <u>Goodall Tire Co., Inc. from 35 III. Adm. Code</u> <u>848.202</u> - The Board granted an adjusted standard from the used and waste tire regulations for this St. Clair County facility.
- AS 92-9 In the Matter of: Petition of Conversion Systems, Inc. for an Adjusted Standard from 35 III. Adm. Code 810.103, 811.306 and 811.307 - The Board granted the petitioner's motion to withdraw its petition and dismissed this statewide adjusted standard proceeding involving landfill regulations.

- AC 92-41 <u>EPA v. Lakewood Homes & Development Co.,</u> <u>Inc.</u> - The Board found that the respondent had violated Section 21(p) of the Act at its Cook County property and imposed a penalty of \$500.00 payable to the Illinois Environmental Protection Trust Fund.
- AC 92-51 <u>EPA v. John McCullum and Nina McCullum</u> -Having found the respondent in violation of Section 21(p)(1) of the Act on December 2, 1992, the Board imposed hearing costs in the amount of \$588.13 payable to the General Revenue Fund.
- AC 92-78 <u>Sangamon County v. Philip Pennington</u> The Board found that the respondent had failed to adequately respond to the Board order of

February 25, 1993 and proceeded to the merits of the case. It found that the petitioner had violated Section 21(q)(1) of the Act at its Sangamon County property and imposed a penalty of \$500.00 payable to the Sangamon County Public Health Department.

- R92-20 In the Matter of: Potentially Infectious Medical Waste (PIMW): Treatment, Storage, and Transfer Facilities and Transportation, Packaging, and Labeling (35 III. Adm. Code 1420, 1421, and 1422) - See Rulemaking Update.
- R93-9 Omnibus Cleanup of the Volatile Organic Material RACT Rules Applicable to Ozone Noattainment Area: Amendments to 35 III. Adm. Code Parts 203, 211, 218, and 219 - See Rulemaking Update.

NEW CASES - March 25, 1993 BOARD MEETING

- 93-43 <u>Leonard F. Wolst v. Pepperidge Farm, Inc.</u> The Board granted the respondent's motion for extension of time to file a motion to dismiss until March 31, 1993 and held this citizens' noise enforcement action involving a DuPage County facility for a frivolous and duplicitous determination.
- 93-44 <u>James T. Tonne and Jeanine F. Tonne v.</u> <u>Leamington Foods</u> - The Board found that this citizens' noise enforcement action involving a DuPage County facility was not frivolous or duplicitous and accepted it for hearing.
- 93-52 <u>Eugene Daly et al. v. Village of Robbins, and the</u> <u>Robbins Resource Recovery Company</u> - The Board consolidated this third-party regional pollution control facility siting appeal with PCB 93-54 and accepted it for hearing involving a proposed Cook County facility. (Consolidated with PCB 93-54.)
- 93-53 <u>Suburban Trust & Savings Bank Trust No. 4160 v.</u> <u>EPA</u> - *See Final Actions*.
- 93-54 <u>Citizens for a Better Environment v. Village of</u> <u>Robbins, and the Robbins Resource Recovery</u> <u>Company</u> - The Board consolidated this third-party regional pollution control facility siting appeal with PCB 93-52 and accepted it for hearing involving a proposed Cook County facility. (Consolidated with PCB 93-52.)

- 93-55 <u>Clarendon Hills Bridal Center (Learsi & Company.</u> <u>Inc.) v. EPA</u> - The Board accepted this underground storage tank reimbursement determination appeal for hearing involving a DuPage County facility.
- 93-56 <u>People of the State of Illinois v. World Color</u> <u>Press, Inc.</u> - The Board noted that a hearing was mandatory in this underground storage tank enforcement action involving an Effingham County facility.
- 93-57 <u>People of the State of Illinois v. Illinois Ayers Oil</u> <u>Company</u> - The Board noted that a hearing was mandatory in this underground storage tank enforcement action involving an Hancock County facility.
- 93-58 <u>People of the State of Illinois v. L. Keller Oil</u> <u>Company</u> - The Board noted that a hearing was mandatory in this underground storage tank enforcement action involving an Jefferson County facility.
- 93-59 <u>People of the State of Illinois v. Freeman Oil</u> <u>Company</u> - The Board noted that a hearing was mandatory in this underground storage tank enforcement action involving a Crawford and Champaign County facility.
- 93-60 <u>Industrial Salvage, Inc. and John Prior v. EPA</u> -The Board consolidated this land permit appeal with 93-61 and accepted it for hearing involving a

	Marion County facility.	93-62	Kerr-McGee Coal Corporation v. EPA - See Final Actions.
93-61	Industrial Salvage, Inc. and John Prior v. EPA - The Board consolidated this land permit appeal with 93-60 and accepted it for hearing involving a	93-63	Quebecor Printing v. EPA - See Final Actions.
	Marion County facility.	R93-9	Omnibus Cleanup of the Volatile Organic Material RACT Rules Applicable to Ozone Nonattainment Area: Amendments to 35 III. Adm. Code Parts 203, 211, 218, and 219 - See Rulemaking Update.
		R93-10	RCRA Subtitle D Amendments - Reserved docket.

CALENDAR OF HEARINGS

All hearings held by the Board are open to the public. All Pollution Control Board Meetings (highlighted) are open to the public but public participation is generally not allowed. Times and locations are subject to cancellation and rescheduling without notice. Confirmation of hearing dates and times is available from the Clerk of the Board at 312- 814-6931.

Page 10/ A	pril 7, 1993	Environmental Register No. 468
April 7 10:00 a.m.	PCB 92-200 UST-FRD	<u>Ron's Interstate Sunoco v. EPA</u> - Champaign City Hall, Council Chambers, 102 North Neil Street, Champaign.
April 8 10:30 a.m.		Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.
April 12 10:30 a.m.	PCB 92-165 UST-FRD	Reichhold Chemicals, Inc. v. EPA - State of Illinois Center, Suite 11-500, 100 W. Randolph St., Chicago.
April 14 9:30 a.m.	R92-8 Water	In the Matter of: Admendments to 35 II. Adm. Code Subtitle C (Water Toxics and Bioaccumulation) - State of Illinois Center, Conference Room 9-040, 100 W. Randolph, Chicago.
April 15 10:00 a.m.	AC 91-32 AC	<u>County of Ogle v. Rochelle Disposal Services, Inc. (Rochelle Municipal #2 Landfill) Docket</u> <u>No. 91-R-1002</u> - Ogle County Courthouse, State's Attorney's Conference Room, 4th and Washington Streets, Oregon.
April 15 9:30 a.m	R92-8 Water	In the Matter of: Admendments to 35 II. Adm. Code Subtitle C (Water Toxics and Bioaccumulation) - State of Illinois Center, Conference Room 9-040, 100 W. Randolph, Chicago.
April 20 10:00 a.m.	PCB 93-39 UST-FRD	<u>Kewanee Community Unit School District No. 229 v. EPA</u> - Kewanee City Hall, 200 West Third Street, Kewanee.
April 21 10:00 a.m.	AS 91-11 PWS	In the Matter of: Petition of the Illinois-American Water Company for an Adjusted Standard from 35 Ill. Adm. Code 304.124 (Iron and TSS only) for the Water Company's East St. Louis Public Water Supply Facility - Belleville City Hall, Council Chambers, 101 South Illinois St., Belleville.
April 21 10:00 a.m.	PCB 93-30 PWS	<u>Heitzler Services, and Pearl Heitzler v. EPA</u> - Kewanee City Hall, Upstairs Courtroom, 200 W. Third St., Kewanee.
April 22 10:30 a.m.		Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.
April 23 10:00 a.m.	AS 91-12 PWS	In the Matter of: Petition of the Illinois-American Water Company for an Adjusted Standard from 35 Ill. Adm. Code 304.124 (Iron and TSS only) for the Water Company's Cairo Public Water Supply Facility - Alexander County Courthouse, Small Courtroom, 2000 Washington St., Cairo.
April 23 2:00 p.m.	PCB 93-28 UST-FRD	<u>RTC Industries, Inc. v. EPA</u> - State of Illinois Center, Suite 11-500, 100 W. Randolph, Chicago.
April 26 10:00 a.m.	AC 92-86 AC	<u>EPA v. Al Seaman (Rockton/Mayer Property) IEPA Docket No. 658-92-AC</u> - Winnebago County Courthouse, Conference Room, 401 W. State St., Rockford.
April 27 10:00 a.m.	PCB 92-142 T (302.211(j))	In the Matter of: Illinois Power Company (Clinton Power Station) for Hearing Pursuant to 35 Ill. Adm. Code 302.211(j) to Determine Specific Thermal Standards - DeWitt County Building, 201 W. Washington St., Clinton.
April 28 9:30 a.m.	PCB 92-142 T (302.211(j))	In the Matter of: Petition of Illinois Power Company (Clinton Power Station) for Hearing Pursuant to 35 Ill. Adm. Code 302.211(j) to Determine Specific Thermal Standards - DeWitt County Building, 201 W. Washington St., Clinton.

April 28 10:00 a.m.	R 93-8 Water	In the Matter of: Site-Specific Petition of Uno-Ven to Amend Regulations Pertaining to Water Pollution - Bolingbrook Village Hall, Board Room, 375 W. Briar Cliff Road, Bolingbrook.
May 3 9:00 a.m.	PCB 93-045 P-A, Land	St. Louis Auto Shredding v. EPA (Consolidated with PCB 93-46) - St. Clair County Board Office, Room B564, 10 Public Square, Belleville.
May 4 10:00 a.m.	PCB 93-11 L-S-R	Material Recovery Corp. v. Village of Lake in the Hills - McHenry County Government Center, Room C290, 2200 North Seminary Street, Woodstock.
May 5 10:00 a.m.	PCB 93-11 L-S-R	Material Recovery Corp. v. Village of Lake in the Hills - McHenry County Government Center, Room C290, 2200 North Seminary Street, Woodstock.
May 6 10:30 a.m.		Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.
May 7 10:00 a.m.	PCB 93-51 L-S-R, Third Party	<u>St. Clair County v. Village of Sauget, Village of Sauget President and Board of Trustees, G.J.</u> <u>leasing company, Inc., a corporation, d/b/a Cakolia Marine Service</u> -Sauget Village Hall, Village Board Room, 2897 Falling Springs Road, Sauget.
May 7 10:00 a.m.	R93-9 Air	In the Matter of: Omnibus Cleanup of the Volatile Organic Material RACT Rules Applicicable to Ozone Nonattainment Area: Amendments to 35 Ill. Adm. Code Parts 203, 211, 218, and 219 - State of Illinois Center, Room 9-040, 100 W. Randolph St., Chicago.
May 11 10:00 a.m.	PCB 93-52 L-S-R	Eugene Daly, Jane Schmit, Carl Williams, South Cook County Environmental Action Coalition v. Village of Robbins, and the Robbins Resource Recovery Co. (Consolidated with PCB 93-45.) - Recreational Training Center, 13800 South Trumbull Avenue, Robbins.
May 12 10:00 a.m.	PCB 93-32 P-A	<u>Ford Motor Co. v. EPA</u> - State of Illinois Center, Suite 11-500, 100 West Randolph Street, Chicago.
May 12 10:00 a.m.	PCB 93-52 L-S-R	Eugene Daly, Jane Schmit, Carl Williams, South Cook County Environmental Action Coalition v. Village of Robbins, and the Robbins Resource Recovery Co. (Consolidated with PCB 93-45.) - Recreational Training Center, 13800 South Trumbull Avenue, Robbins.
May 12 10:00 a.m.	PCB 93-55 UST-FRD	<u>Clarendon Hills/Bridal Center (Learsi & Co.) v. IEPA</u> - Clarendon Hills Village Hall, Board Room, 1 North Prospect Avenue, Clarendon Hills.
May 12 10:00 a.m.	AC 92-64 AC	County of Ogle v. City of Rochell and Rochelle Disposal Service. Inc. (Rochelle Municipal #2 Landfill) Ogle County Docket No. 92-R-1002 - Ogle County Courthouse, 4th and Washington St., Oregon.
May 13 10:00 a.m.	AC 93-6 AC	Sangamon County v. Ruth Ann Sheppard and Steve Sheppard (Berlin/R. Sheppard) Sangamon County docket no. SCDPH-93-AC-2 - Sangamon County Complex, County Board Chambers, Room 201, 200 South 9th Street, Springfield.
May 13 10:00 a.m.	PCB 93-32 P-A	<u>Ford Motor Co. v. EPA</u> - State of Illinois Center, Suite 11-500, 100 West Randolph Street, Chicago.
May 14 10:00 a.m.	PCB 93-32 P-A	<u>Ford Motor Co. v. EPA</u> - State of Illinois Center, Suite 11-500, 100 West Randolph Street, Chicago.

Page 12/ A	pril 7, 1993	Environmental Register No. 468
May 17 10:00 a.m	PCB 92-180 L-V	We-Shred-It, Inc. v. IEPA - Pana City Hall, Council Chambers, 120 East 3rd Street, Pana.
May 17 9:30 a.m.	PCB 93-58 UST-E	<u>People of the State of Illinois v. Keller Oil Properties, Inc.</u> - Office of the Attorney General, Conference Room, 500 South Second Street, Springfield.
May 19 10:00 a.m.	PCB 92-166 P-A, NPDES	Marathon Oil Company (Robinson Refinery) v. EPA - Robinson Public Library, Meeting Room, 606 N. Jefferson, Robinson.
May 20 10:30 a.m.		Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.
May 20 10:00 a.m.	PCB 92-172 A-V	Olin Corporation (Winchester Division) v. EPA - Alton City Council Chambers, Room 104, 101 E. 3rd St., Alton.
May 21 1:30 p.m.	PCB 93-57 UST-E	People of the State of Illinois v. Ayers Oil Co County of Sangamon Municipal Building, 7th and Monroe Streets, Springfield.
June 2 10:00 a.m.	AS 92-11 Air	In the Matter of: Joint Petition of Navistar International Transportation Corporation and the Engine Manufacturers Association for Adjusted Standard from III. Adm. Code 240.141 - State of Illinois Center, Suite 11-500, 100 W. Randolph, Chicago.
June 2 2:00 p.m.	AS 92-12 Air	In the Matter of: Joint Petition of Cummins Engine Company and the Engine Manufacturers Association for Adjusted Standard from III. Adm. Code 240.141 - State of Illinois Center, Suite 11-500, 100 W. Randolph, Chicago.
June 3 10:30 a.m.		Pollution Control Board Meeting , State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.
June 4 10:00 a.m.	R93-9 Air	In the Matter of: Omnibus Cleanup of the Volatile Organic Mterial RACT Rules Applicable to Ozone Nonattainment Areas: Amendments to 35 III. Adm. Code Parts 203, 211, 218, and 219 - State of Illinois Center, Room 9-040, 100 W. Randolph, Chicago.
June 10 10:00 a.m.	PCB 93-1 P-A, Land	Pekin Metro Landfill v. EPA - Pekin City Hall, Council Chambers, 400 Margaret Street, Pekin.
June 10 2:00 p.m.	PCB 93-10 P-A, Land	Pekin Metro Landfill v. EPA - Pekin City Hall, Council Chambers, 400 Margaret Street, Pekin.
June 11 10:00 a.m.	PCB 92-212 P-A, Land	Pekin Metro Landfill v. EPA - Pekin City Hall, Council Chambers, 400 Margaret Street, Pekin.
June 17 10:30 a.m.		Pollution Control Board Meeting, State of Illinois Center, 100 W. Randolph St., Conference Room 9-040, Chicago.
June 18 10:00 a.m.	R93-9 Air	In the Matter of: Omnibus Cleanup of the Volatile Organic Mterial RACT Rules Applicable to Ozone Nonattainment Areas: Amendments to 35 III. Adm. Code Parts 203. 211. 218. and 219 - State of Illinois Center, Room 9-031, 100 W. Randolph, Chicago.
July 14 10:00 a.m.	PCB 90-24 P-A, RCRA	Rock-Ola Manufacturing Corporation v. EPA - State of Illinois Center, Suite 11-500, 100 W. Randolph, Chicago.

Calendar Code

A-C	Administrative Citation	A-E	Air Enforcement
A-S	Adjusted Standard	A-V	Air Variance
CSO	Combined Sewer	L-E	Land Enforcement
	Overflow Exception		
L-S-R	Landfill Siting Review	L-V	Land Variance
N-E	Noise Enforcement	N-V	Noise Variance
P-A	Permit Appeal	PWS-E	Public Water Supply Enforcement
PWS-V	Public Water Supply Variance	R	Regulatory Proceeding
S0 ₂	S0 ₂ Alternative Standards	SWH-E	Special Waste Hauling Enforcement
SWH-V	Special Waste Hauling Variance	Т	Thermal Demonstration Rule
			(35 ILL. ADM. CODE 302.211(F)
T-C	Tax Certifications	T-S	Trade Secrets
W-E	Water Enforcement	W-V	Water Variance
WWS	Water-Well Setback Exception	UST-E	Underground Storage Tank Enforcement
UST-FRD	Underground Storage Tank Fund Reimbursemer	t Determination	

Illinois Environmental Protection Agency Division of Public Water Supplies Restricted Status List -- Public Water Supplies

The Restricted Status List was developed to give additional notification to officials of public water supplies which are in violation of 35 III. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

The Restricted Status List will include all Public Water Supplies for which the Agency has information indicating a violation of any of the following requirements: Finished water quality requirements of 35 III. Adm. Code, Part 604, Subparts B and C; maintenance of adequate pressure on all parts of the distribution system under all conditions of demand; meeting raw water quantity requirements of 35 III. Adm. Code 604.502; or maintenance of treatment facilities capable of providing water "assuredly adequate in quantity" as required by Section 18 of the Illinois Environmental Protection Act.

A public water supply on the Restricted Status List will not be issued permits for water main extensions, except for certain limited situations, or unless the supply has been granted a variance from the Illinois Pollution Control Board for the violation, or from permit issuance requirements of Section 39 of the Act.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of April 1, 1993.

- * Indicates public water supplies which have been added to the list since the previous publication.
- ** Indicates actions are being taken by officials to bring the public water supply into compliance.

Illinois Environmental Protection Agency Division of Public Water Supplies Restricted Status List -- Public Water Supplies April, 1993

EPA	
RGN	NATURE OF PROBLEM
5	Radium
7	Inadequate Dist. System Storage
4	Trihalomethane
5	Nitrate
6	Trihalomethane
2	Radium
5	Trihalomethane
5	Radium & Radiological
5	Trihalomethane
6	Trihalomethane
1	Radium
6	Trihalomethane
2	Inadequate Pres. Tank
	RGN 5 7 4 5 6 2 5 5 5 5 6 1 6

Bunker Hill (Meacoupin Co. - 1170100)

Bureau Co. - Bailey Sbdv (0115100) Cambridge (Henry Co. - 0730300) Campus (Livingston Co. - 1050050) Carroll Co. - Carroll Hts Sbdv (0155200) Carroll Co. - Century Pines Apts (0150020) Cedar Point Water Co (LaSalle Co. - 0995040) Chandlerville (Cass Co. - 0170200) Chester (Randolph Co. - 1570100) Coalton (Montgomery Co. - 1350100) Coffeen (Montgomery Co. - 1350150) Concord (Morgan Co. - 1370100) Cook Co. - Magnus Farm NH (0317799) Cook Co. - Mission Brook San Dist (0315920) Cook Co. - Orland Hills Sbdv (0317000) Cook Co. - Plum Creek Condos (0317080) Coulterville (Randolph Co. - 1570150) Creal Springs (Williamson Co. - 1990300) Crystal Clear Water Cmpny (McHenry Co. - 1115150) Cuba (Fulton - 0570300) Dallas City (Hancock Co. - 0674300) DeKalb Co. - Buck Lake Ests Sbdv (0375100) DeKalb Co. - DeKalb University Dev. Corp. (0375148) DePue (Bureau Co. - 0110300) DeWitt Co. - DeWitt Co. Nursing Home (0395129) Diamond (Grundy Co. - 0630250) Dorchester (Macoupin Co. - 1170250) Dover (Bureau Co. - 0110350) DuPage Co. - CIT Lombard Hts Dvn (0435700) DuPage Co. - Clarendon Wtr Co (0435300) DuPage Co. - Fairway Grove Apts (0435368) DuPage Co. - Liberty Park Homeowners Assn (0435600) DuPage Co. - Maple Hill Imprv Assn (0435800) DuPage Co. - Northside Peterson Well (0435866) DuPage Co. - Northwest Belmont Impv Assn (0435900) DuPage Co. -Pleasant Hill Comm Assn (0435480) DuPage Co. - Polo Drive & Saddle Rd Sbdv (0437000) DuPage Co. - St Charles Comm WI Fund 2 (0437020) DuPage Co. - St. Charles Well Fund #3 (0437040) DuPage Co. - South Burdette Water (0437320) DuPage Co. - York Center Coop (0437550) Eagerville (Macoupin Co. - 1170300) Ellis Grove (Randolph Co. - 1570200) Elmwood (Peoria Co. - 1430300) Emington (Livingston Co. - 1050300) Eureka (Woodford Co. - 2030200) Fairview (Fulton Co. - 0570450) Farina (Fayette Co. - 0510150) Fed Joliet Army Ammo Plt (Will Co. - 1975867) Fithian (Vermilion Co. - 1830300) Fulton Co. - Dunfermline-St. David Wtr Comm. (0575150) Gillespie (Macoupin Co. - 1170400) Goreville (Johnson Co. - 0870200) Grantfork (Madison Co. - 1190350) Granville (Putnam Co. - 1550050) Greene Co. - Mt Gilead Shelter Care Home (0615129) Grundy Co. - Heatherfield Sbdv (0635150) Grundy Co. - Lisbon North Inc. (0631000) Hampshire - (Kane Co. - 0890450) Henry (Marshall Co. - 1230050) Henry Co. - Country Ests Sbdv (0735050) Henry Co. - Dayton Valley View Well 1 (0735186) Henry Co. - Green River Well 5 (0735416) Henry Co. - Hazelwood 1st Addn Well 2 (0735446) Henry Co. - Hazelwood 1st Addn Well 5 (0735566) Henry Co. - Hazelwood 2nd Addn Well 1 (0735646) Henry Co. - Hazelwood 2nd Addn Well 2 (0735666) Henry Co. - Hazelwood 2nd Addn Well 3 (0735686)

5	Trihalomethane
1	Inadequate Pres. Tank
1	Radium
4	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	•
	Inadequate Pres. Tank
1	Radium
5	Nitrate
6	Trihalomethane
5	Low System Pressure
	5
5	Trihalomethane
F	Nitroto
5	Nitrate
2	Inadequate Pres. Tank
2	Radium
2	Inadequate Pres. Tank
2	Radium
6	Trihalomethane
7	Inadaguata Traatmont Plant & Source
	Inadequate Treatment Plant & Source
2	Inadeguate Pres. Tank
5	
Э	Trihalomethane
5	Trihalomethane
1	Inadaguata Drag. Tank
I	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Radium
1	Radium
4	Inadequate Pres. Tank
2	Radium & Radiological
5	Trihalomethane
1	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
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2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
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2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
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2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
	•
5	Trihalomethane
6	Trihalomethane
5	Radiological & Radium
4	Fluoride
1	Trihalomethane
5	Radiological Radium & Inadequate Pres. Tank
	· ·
6	Trihalomethane
2	Radium
	Course Coursellas & Nilberta
4	Source Capacity & Nitrate
5	Trihalomethane
	Tribalamathana
5	Trihalomethane
7	Inadequate Treatment Plant & Source
	Trihalomethane
6	Trihalomethane
1	Radium
-	
6	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Barium
1	Nitrate
-	
1	Nitrate
1	Inadequate Pres. Tank
-	
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
-	
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	•
	Inadequate Pres. Tank

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Henry Co Hazelwood West Sbdv (0735250)	1
Henry Co Holmes Small Farm Sbdv (0735246)	1
Henry Co L A Water Sys Inc (0735536)	1
	1
Henry Co Lake Lynwood Wtr Sys (0735330)	
Henry Co Level Acres Addn Briargate Wtr Assn (0735496)	1
Henry Co Level Acres Well 1 (0735436)	1
Henry Co Ophiem PWS (0735150)	1
Henry Co Osco Mutual Water Supply Cmpny. Inc. (0735200)	1
Henry Co Pine Ridge Utl Inc (0735400)	1
Highland (Madison Co 1190500)	6
Hurst (Williamson Co 1990450)	7
Iroquois Co A Merkle-C Knipprath Home (0755389)	4
Iroquois Co Spring Crk Campgrd II Inc (0750030)	4
Island Lake Wtr Cmpny (Lake Co 0975080)	2
Jersey Co Jersey RWC (0835300)	6
Johnson Co Burnside Water District (0875050)	7
Kane Co Broadview Academy (0895149)	2
Kane Co Highland Sbdv (0895530)	2
Kane Co Moecherville Sbdv (0895300)	2
Kane Co Parkview Wtr Corp (0895500)	2
Kane Co Pleasant Village (0895228)	2
Kane Co St Charles Skyline Swr-Wtr Cpy (0895030)	2
Kane Co Wermes Sbdv (0895750)	2
Kangley (LaSalle Co 0990250)	1
8 9 4	
Kankakee Co Good Shepherd Mnr (0915189)	2
Kankakee Co Skyview Sbdv (0915526)	2
Kasbeer (Bureau Co 0115150)	1
Kendall Co Farm Colony (0935140)	2
Kendall Co Fox Lawn Utl Co Inc (0935150)	2
Kendall Co Metro Utl Valley Dvn (0935100)	2
Kingston Mines (Peoria Co 1430450)	5
Kinsman (Grundy Co. 0630450)	2
	5
Kirkwood (Warren Co. 1870050)	
Lake Co Acorn Acres Sbdv (0975020)	2
Lake Co Blan Mar Hls Hmowners Assn (0970090)	2
	2
Lake Co D L Well Owners Assn (0975380)	
Lake Co Echo Lake Blk IV Wtr Assn (0970130)	2
Lake Co Echo Lake Comm Corp (0975820)	2
	2
Lake Co Elm Oak Mutual Wtr Sys (0975736)	
Lake Co Forest Lake Addn (0975500)	2
Lake Co Glen Kirk Campus North (0977189)	2
Lake Co Glen Kirk Campus South (0977199)	2
Lake Co Glenstone Sbdv (0970160)	2
Lake Co Highland Lake Sbdv (0975750)	2
Lake Co Lakewood Water System (0975400)	2
Lake Co Pekara Sbdv (0975900)	2
Lake Co Sturm Sbdv (0977010)	2
Lake Co Summit Homeowners Assn (0975280)	2
Lake Co Sylvan Lake 1st Sbdv (0977100)	2
Lake Co Towner Sbdv (0977250)	2
Lake Co Wadsworth Oaks Sbdv (0977320)	2
Lake Co West Shoreland Sbdv. (0977050)	2
LaSalle Co Four Lakes Sbdv (0995110)	1
LaSalle Co Illinois Prairie Sbdv (0995300)	1
LaSalle Co Lynnwood Sbdv (0995336)	1
LaSalle Co Sutphen Dr Sbdv (0995396)	1
LaSalle Co Woodsmoke Ranch Assoc Well 2 (0990030)	1
	1
LaSalle Co Woodsmoke Ranch Assoc Well 3 (0990040)	
Little City Foundation (Cook Co 0310020)	2
Little York (Warren Co 1870100)	5
Livingston Co Salem Children's Home (1055229)	4
Logan Co Bartman NH (1075169)	51
London Mills - (Fulton Co 0574620)	5
Lostant (LaSalle Co 0990450)	1
Macoupin Co Hickory Acres Sbdv (1175400)	5
Macoupin Co Hickory Acres Sbav (1175400) Macoupin Co. RR#I-IL Wtr Assn (1175260)	
Macoupin Co. RR#I-IL Wtr Assn (1175260)	5 5
Macoupin Co. RR#I-IL Wtr Assn (1175260) Macoupin Co Spring Creek Wtr Assn (1175450)	5 5 5
Macoupin Co. RR#I-IL Wtr Assn (1175260) Macoupin Co Spring Creek Wtr Assn (1175450) Macoupin Co Staunton Res Rd Wtr Coop (1175250)	5 5 5 5
Macoupin Co. RR#I-IL Wtr Assn (1175260) Macoupin Co Spring Creek Wtr Assn (1175450)	5 5 5

1	Inadequate Pres. Tank Plant & Source
1	Inadequate Pres. Tank
6	Trihalomethane
7	Trihalomethane
4	Inadequate Pres. Tank
4	Inadequate Pres. Tank
2	Iron
6	Trihalomethane
7	Inadequate Treatment
2	Radium
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2 2	Inadequate Pres. Tank
	Inadequate Pres. Tank
2	Inadequate Pres. Tank Radium
1 ว	
2 2	Inadequate Pres. Tank Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Radium
2	Radium
2	Inadequate Pres. Tank
5	Radium
2	Radium
5	Radium
2	Inadequate Pres. Tank
2	Radium
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank & Radium
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Radium
2	Inadequate Pres. Tank
2	Inadequate Pres Tank
2	Inadequate Pres. Tank
2	Radium
2	Inadequate Pres. Tank
1	Radium
1	Radium
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank & Radium
1	Inadequate Pres. Tank Radium & Radiological
2	Inadequate Pres. Tank
5	Radium
4	Inadequate Pres. Tank
51	Inadequate Pres. Tank
5	Inadequate Pres. Tank
1	Radium & Radiological
5	Trihalomethane
5 5	Trihalomethane Trihalomethane
5 5	Trihalomethane
5	Radium
-	

Mark (Putnam Co. - 1550250) Marshall Co. - Hopewell Wtr Wks (1235150) McDonough Co. - Stratford West Sbdv (1095200) McHenry Co. - C & A Wtr Organization (1115270) McHenry Co. - Community Serv Corp (1115350) McHenry Co. - Deering Oaks Sbdv (1115200) McHenry Co. - Prairie Ridge Assn (1115730) McHenry Co. - Walk-Up-Woods Wtr Co (1115800) McLean Co. - Cropsey Comm Wtr Assn (1135150) Media (Henderson Co. - 0710250) Mercer Co. - Ash's Well 2 Sbdv (1315146) Mercer Co. - MCLW Wtr Svs (1315150) Mercer Co. - Swedona Wtr Assn (1315200) Milledgeville (Carroll Co. - 0150150) Monroe Co. - Maple Leaf Ests Wtr Corp (1335100) Mount Clare (Macoupin Co. - 1170650) Mount Olive (Macoupin Co. - 0110700) Naplate (LaSalle Co. - 0990600) Neponset (Bureau Co.- 0110700) New Boston (Mercer Co. - 1310250) Norris (Fulton Co. - 0570750) Oakland (Coles Co. - 0290300) Odell (Livingston Co. - 1050550) Ogle Co. - Lindenwood Wtr Assn (1415300) Patoka (Marion Co. - 1210400) Peoria Co. - Edelstein Wtr Coop (1435150) Peoria Co. - Fahnstock Ct Sbdv (1435200) Peoria Co. - Galena Knolls Sbdv (1435300) Peoria Co. - H T Water Corp (1435546) Peoria Co. - Trivoli PWD (1435510) Peoria Co. - Woodland Hts Ests Sbdv (1435760) Pierron (Madison Co. - 1194760) Prairie City (McDonough Co. - 1090400) Princeville (Peoria Co. - 1430750) Putnam Co. - Putnam Water Assn (1555150) Ransom (LaSalle Co. - 0990900) Raritan (Henderson Co. - 0710350) Richview (Washington Co. - 1890500) Rockdale (Will Co. - 1970850) Rock Island Co. - Balcaens 3rd WI 4 (1615476) Rock Island Co. - Byron HIs Sbdv WI 3 (16IT186) Rock Island Co. - Byron HIs Sbdv WI 4 (1617206) Rock Island Co. - Byron HIs Sbdv WI 6 (1617266) Rock Island Co. - Cntry Club Mnr WI 1 (1617286) Rock Island Co. - Cropper's 2nd & 3rd Addn (1615200) Rock Island Co. - Eberts 2nd Addn (1615280) Rock Island Co. - Evergreen Vlg Sbdv (1615310) Rock Island Co. - Fairacres Assn (1615350) Rock Island Co. - Ferrous Wtr Assn (1615416) Rock Island Co. - Fitzpatrick Well (1617436) Rock Island Co. - Kingsbury Wtr Assn (1617826) Rock Island Co. - Larson Apts (1615728) Rock Island Co. - Lemon St Well Co (1615550) Rock Island Co. - Mill Creek Manor WI 2 (1617676) Rock Island Co. - Park Hill Ests WI 1 (1617806) Rock Island Co. - Park Hill Ests WI 2 (1617686) Rock Island Co. - Rock Island Arsn (1615387) Rock Island Co. - Silvis Hts Wtr Corp (1615750) Rock Island Co. - South WI 16 (1615376) Rock Island Co. - Sbrbn Hts Sbdv (1615800) Rock Island Co. - Tindalls Addn Wtr Sys (1617956) Rock Island Co. - Tindalls 3rd & 6th Addn (1617376) Rock Island Co. - Tower Ridge Sbdv (1615780) Rock Island Co. - Turkey Hollow WI Corp (1615686) Rock Island Co. - Vanderheyden Sbdv (1617866) Rock Island Co. - Water XIV (1615386) Rock Island Co. - White's Comm WI 2 (1617886) Rock Island Co. - WSCO Dvl (Ridgewood) (1615670) Roseville (Warren Co. 1870200)

1	Radium
1	Radium & Radiological
5	
2	Inadequate Pres. Tank Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank Inadequate Pres. Tank
2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
4	Inadequate Pres. Tank
5 1	Nitrate Inadequate Pres. Tank
1	Inadequate Source
1	Inadequate Pres. Tank
1	Inadequate Pres Tank
6	Inadequate Pres. Tank
5	Trihalomethane
5	Trihalomethane
1 1	Radium Radium
1	Nitrate
5	Trihalomethane
4	Trihalomethane
4	Radium
1	Inadequate Pres. Tank
6	Trihalomethane
5	Radium
5 5	Inadequate Pres. Tank Nitrate
5	Inadequate Pres. Tank
5	Inadequate Pres. Tank
5	Inadequate Pres. Tank
6	Trihalomethane
5	Radiological & Radium
5	Radiological & Radium
1 1	Inadquate Pres. Tank Radium
5	Radium & Radiological
6	Inadequate Pres. Tank
2	Radium
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1 1	Inadequate Pres. Tank Inadequate Pres. Tank
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1 1	Inadequate Pres. Tank Inadequate Pres. Tank
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1	Inadequate Pres. Tank
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1	Inadequate Pres. Tank
1 1	Inadequate Pres. Tank
1	Trihalomethane Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank
1 1	Inadequate Pres. Tank Inadequate Pres. Tank
1	Inadequate Pres. Tank
1	
	Inadequate Pres. Tank
5	Inadequate Pres. Tank Nitrate

	Rosiclare - (Hardin Co 0690150)	7	Tril
*	Sawyerville (Macoupin Co 1170850)	5	Tril
	Seaton (Mercer Co. 1310350) Sorento (Bond Co. 0050300)	1	Bar
*	South Wilmington (Grundy Co 0630650)	6 2	Tril Rad
	Spring Valley (Bureau Co 0111000)	1	Rac
	St. Clair Co Save Site (1635289)	6	Tril
	St. Peter (Fayette Co 0510300)	6	Tril
	Standard (Putnam Co 1550300)	1	Rad
	Staunton (Macoupin Co 1171050)	5	Tril
	Steeleville (Randolph Co 1570650)	6	Rad
	Stephenson Co Park Crest Wtr Cmpny (1775100)	1	Ina
	Sun River Terrace (Kankakee Co 0910720)	2	Ina
	Table Grove (Fulton Co 0570900) Taylor Springs (Montgomery Co 1350650)	5 5	Rac Tril
	Tazewell Co Beverly Mnr Central Imp Assn (1795120)	5	Ina
	Tazewell Co Beverly Mnr Sbdv Grant (1795100)	5	Ina
	Tazewell Co Breezeway Sbdv (1795150)	5	Ina
	Tazewell Co Hickory His Sbdv 1 (1795386)	5	lan
	Tazewell Co Hickory Hls Sbdv 2 (1795396)	5	Ina
	Tazewell Co Mayfair Sbdv. (1795750)	5	Ina
	Tazewell Co Oakhaven Sbdv (1795760)	5	Ina
	Tazewell Co Prairie View Sbdv (1795900)	5	Ina
	Union (McHenry Co 1110900)	2	Bar
	Union Co Lick Creek PWD (1815100)	7	Ina
	Vermilion Co North Fork Well Assn (1835186)	4	Tril Ina
	Vernon (Marion Co 1210550)	6	Tril
	Viola (Mercer Co 1310450)	1	Rad
	Wenona (Marshall Co. 1234950)	1	Rad
	Whiteside Co. Lakeview Sbdv (1955150)	1	Ina
	Whiteside Co. Shady Nook (1950020)	1	
	Will Co Bel-Air Sbdv (1975130)	2	Ina
	Will Co Clearview Sbdv (1975360)	2	Ina
	Will Co Dixie Dells Sbdv (1977850)	2	Ina
	Will Co E Moreland Wtr Assn (1975600) Will Co Fair Acres Sbdv (1975680)	2 2	Ina Ina
	Will Co Garden St. Imp. Assn (1975376)	2	Ina
	Will Co Greenfield Comm Well (1975760)	2	Ina
	Will Co Hillview Sbdv (1975800)	2	Ina
	Will Co Huntley Comm Sbdv (1975840)	2	Ina
	Will Co Ingalls Park Sbdv (1975880)	2	Ina
	Will Co Lakewood Shores Imp Assn (1975930)	2	Rad
	Will Co Oakview Ave Wtr Wks Inc (1977210)	2	Ina
	Will Co Park Road Wtr Assn (1977330)	2	Ina
	Will Co Ridgewood Sbdv (1977650)	2	Ina
	Will Co Scribner St Sbdv (1977660) Will Co Shawnita Terrace Wtr Assn (1977690)	2	Ina Ina
	Will Co Sunnyland Sbdv (1977730)	2	Ina
	Will Co Union Oil Co - (1977860)	2	Rad
	Williamson (Madison Co 1191100)	6	Tril
	Williamson Co. Devils Kitchen - Wtr Dist (1995160)	7	Ina
			Tril
	Williamson Co. Lake of Egypt Wtr Dist (1995200)	7	Ina
	Wilsonville (Macoupin Co 1171200)	5	Tril
	Winnebago Co 2800 Apts (2015868)	1	Ina
	Winnebago Co Blue & Gold Homeowners (2015250)	1	Ina
	Winnebago Co Bradley Hts Sbdv (2015050) Winnebago Co Briar Garden Apts (2015190)	1	Ina Ina
	Winnebago Co Cherry Vale East Apts (2015470)	1	Ina
	Winnebago Co Cherry View Apts (2015278)	1	Ina
	Winnebago Co Goldie B Floberg Ctr (2015439)	1	Ina
	Winnebago Co Great Oaks & Beacon Hls Apts (2015488)		Ina
	Winnebago Co Kishwaukee-Kilbuck Assn. (2010010)	1	Ina
	Winnebago Co Larchmont Sbdv (2015290)	1	Ina
	Winnebago Co Legend Lakes Wtr Assn (2015300)	1	Ina
	Woodford Co Oak Ridge Sndst (2035300)	1	Ina
	Wyoming (Stark Co 1750200) Yates City (Knox Co 0950700)	1 5	Rad
	Tates City (MIUX CU 0400700)	Э	Rad

7	Trihalomethane
5	Trihalomethane
1	Barium
6	Trihalomethane
2	Radium
1	Radium
6	Trihalomethane
6	Trihalomethane
1	Radium
5	Trihalomethane
6	Radium
1	Inadequate Pres. Tank
2	Inadequate Pres. Tank
5	Radium & Radiological
5	Trihalomethane
5	Inadequate Pres. Tank
5	Inadequate Pres. Tank
5	Inadequate Pres. Tank
5	landequate Pres. Tank
5	Inadequate Pres. Tank
2	Barium
7	Inadequate Treatment Plant & Source &
	Trihalomethane
4	Inadequate Pres. Tank
6	Trihalomethane
1	Radium
1	Radiological & Radium
1	Inadequate Pres. Tank & Nitrate
1	Inadequate Pres. Tank
2	Radiological & Radium
2	Inadequate Pres. Tank
2 2	Inadequate Pres. Tank
2	Inadequate Pres. Tank
6	Radium & Radiological Trihalomethane
7	Inadequate Trtmnt Plant & Source &
/	Trihalomethane
7	Inadequate Treatment Plant & Source
5	Trihalomethane
1	Inadequate Pres. Tank
1	Inadequate Pres. Tank & Inad. Source of Supply
, 1	Inadequate Pres. Tank
1	Radiological & Radium
5	Radium & Inadequate Pres. Tank
	,

PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

Brighton (Macoupin Co. - 1174160) Bureau Junction (Bureau Co. - 0110150) Cook Co. - CIT Chicago Sbrb (0315150) Henry Co. - Hazelwood 1st Addn Well 3 (0735486) Loami (Sangamon Co. - 1670700) Madison Co. - Three County PWD (1195450) Radom (Washington Co. - 1890450) Rock Island Co. - White's Addn WI 1 (1617596) St. Elmo - (Fayette Co. - 0510250) Tazewell Co. - Hires Trace Sbdv (1790020) Will. Co. - Shadow Lakes Resort (1970090)

Illinois Environmental Protection Agency Division of Public Water Supplies Critical Review List -- Public Water Supplies

April, 1993

The Critical Review List was developed to give additional notification to officials of public water supplies which may be close to being in violation of 35 III. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

A supply will be placed on the Critical Review List when Agency records indicate that it is approaching any of the violations which would place it on the Restricted Status List.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination.

This list reflects the status as of April 1, 1993.

Indicates public water supplies which have been added to the list since the previous publication.

Indicates actions are being taken by officials to bring the public water supply into compliance.

Illinois Environmental Protection Agency Division of Public Water Supplies Critical Review List -- Public Water Supplies April, 1993

FPA

	EPA	
NAME OF PUBLIC WATER SUPPLY/COUNTYIFACILITY NO.	RGN	NATURE OF PROBLEM
Baylis (Pike Co 1490100)	5	Source Capacity
Bluford (Jefferson Co 0810100)	7	Low System Pressure
Camargo (Douglas Co. 0410100)	4	Inad. Treatment Plant
Caseyville (St Clair Co 1630250)	6	Low System Pressure
Clinton (DeWitt Co 0390050)	4	Inadequate Plant
Davis (Stephenson Co 1770150)	1	Low System Pressure
DuPage Co Highland Hills San Dist (0435560)	2	Inadequate Pres. Tank
Edgewood (Effingham Co 0490200)	4	Inadequate Source
Evansville (Randolph Co 1570250)	6	Plant Capacity
Germantown (Clinton Co 0270350)	6	Inadequate Source
Hardin (Calhoun Co 0130200)	6	Low System Pressure
Jackson Co South Highway Wtr Dstrct (0775400)	7	Low System Pressure
Kane Co Lake Marion Wtr Corp (0895200)	2	Low System Pressure &
		Inad. Pres. Storage
Kincaid (Christian Co 0210250)	5	Plant Capacity
Lewistown (Fulton Co 0570600)	5	Inadequate Source
Mason (Effingham Co 0490300)	4	Inadequate Source
McHenry Co McHenry Shores Wtr Co. (1115020)	2	Low System Pressure
McHenry Co Wonder Lake Wtr Cmpny (1115750)	2	Inadequate storage
Millstadt (St. Clair Co 1630850)	6	Low System Pressure
North Utica (LaSalle Co 0990650)	1	Low System Pressure
Orangeville (Stephenson Co 1770350)	1	Low System Pressure
Pearl (Pike Co 1490650)	5	Inadequate Pres. Tank
Pecatonica (Winnebago Co 2010250)	1	Low System Pres.

Environmental Register No. 468

April 7, 1993/Page 19

Ramsey (Fayette Co 0510200)	6	Source Capacity & Low System Pres.
Richland Co W Liberty Dundas Wtr Dist (1595050)	7	Low System Pres. & Inad. Source of Supply
Stockton (Jo Daviess Co 0850450)	1	Low System Pressure
Sumner (Lawrence Co 1010300)	7	Low System Pressure
Taylor Springs (Montgomery Co 1350650)	5	Low System Pressure Capacity
Walnut Hill (Marion Co 1210600)	6	Low System Pressure
West Frankfort (Franklin Co 0550700)	7	Low System Pressure
Will Co Merto Utl Chicksaw Dvn (1975320)	2	Low System Pressure

2

SUPPLIES REMOVED FROM PREVIOUS LIST

East Alton (Madison Co. - 1190200)

WATERWAYS CRUISE AND ENVIRONMENTAL WORKSHOP

EILEEN JOHNSTON and The LAKE MICHIGAN STATES SECTION of the AIR & WASTE MANAGEMENT ASSOCIATION are co-sponsoring a waterways cruise and floating seminar on May 1, 1993. The floating seminar is planned to discuss areas of environmental concern and the progress made in solving problems since the first Earth Day in 1970. Particpants will view the ever-changing and exciting shoreline of Chicago and Northern Indiana. The cruise will pass huge complexes of steel mills, power plants, treatment plants, foreign vessels loading and unloading products, barges, landfills, and the canyon of skyscrapers as they return. The participants will view pictures of what the area looked like twenty years ago when the pollution was unbelievable. They will then have an accounting of the environmental progress made and what remains to be done.

Speakers will represent the Water Reclamation District of Greater Chicago, the Illinois Pollution Control Board, the Illinois Department of Energy and Natural Resources, Illinois EPA, U.S. EPA, the University of Illinois, and Acme Steel. What progress has been made? Can we eat the fish from the Lake? How are regulations promulgated and enforced? The cruise demonstrates the environmental challenges we face. It is a dramatic example of man's impact on the environment.

The cruise is on the Wendella and is 72 miles long. Participants meet at 8:45 a.m. at the foot of the Wrigley Building, and return before 4 p.m. Parking facilities are located west of the building, allow time to locate a space. Use public transportation if possible. Be prompt, don't miss the boat! Coffee and rolls are served at boarding time and a box lunch at noon. Soft drinks are sold on board. Warm clothes and head gear are in order. The cost is \$55, \$45 for full time students. Send checks to:

Eileen Johnston, 505 Maple Avenue, Wilmette, IL 60091; (312) 814-3470 Please make reservation before April 15, 1993. Space is limited, so the sooner the better!

NAME	
—	
School, Group	Firm,
Address	
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_	
Phone	
—	
Ticket No Amount Enclosed	

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The Illinois Pollution Control Board is an independent seven member board which adopts the environmental control standards for the State of Illinois and rules on enforcement actions and other environmental disputes. The Board Members are:

John C. Marlin, Chairman Urbana, Illinois

Joan G. Anderson Western Springs, Illinois Ronald C. Flemal DeKalb, Illinois

G. Tanner Girard Grafton, Illinois J. Theodore Meyer Chicago, Illinois Bill S. Forcade Chicago, Illinois

Michael L. Nardulli Chicago, Illinois

The Environmental Register is a newsletter published by the Board after every Board meeting. The Register provides updates on rulemakings and other information, lists final actions, and contains the Board's hearing calendar. The Register is provided free of charge.

Illinois Pollution Control Board State of Illinois Center, 11-500 100 West Randolph Street Chicago, Illinois 60601 (312) 814-3620

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