



ILLINOIS POLLUTION CONTROL BOARD

July 29, 2014

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Adam Pollet, Director
Department of Commerce and Economic Opportunity
James R. Thompson Center
100 W. Randolph, Suite 400, 3rd Floor
Chicago, Illinois

Re: Request for Economic Impact Study on: Proposed Site Specific Rule for Sanitary District of Decatur from 35 Ill. Adm. Code Section 302.208(e)
Board Docket R14-24

Dear Director Pollet:

I am writing to request that your Department conduct an economic impact study concerning the above rulemaking proposal. On June 30, 2014, the Sanitary District of Decatur (District) filed this site-specific rulemaking proposal. Specifically, the District seeks to establish

an alternative chronic water quality standard for nickel from the point of its discharge into the Sangamon River from the District's Main Sewage Treatment Plant to the point of the confluence of the Sangamon River with the South Fork of the Sangamon River near Riverton.

The District also proposes

a site specific alternative mixing rule under certain flow conditions in order to allow mixing to be considered when determining a water quality based National Pollutant Discharge Elimination System permit limit for nickel.

The District filed the proposal pursuant to sections 27 and 28 of the Environmental Protection Act (Act) and sections 102.202 and 102.210 of the Board's regulations. 415 ILCS 5/27, 28 (2012); 35 Ill. Adm. Code 102.202, 102.210.

Section 27(b) of the Act requires, among other things, that the Board do the following:

- (1) request that the Department of Commerce and Economic Opportunity conduct a study of the economic impact of the proposed rules. The Department may within 30 to 45 days of such request produce a study of the economic

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impact of the proposed rules. At a minimum, the economic impact study shall address (A) economic, environmental, and public health benefits that may be achieved through compliance with the proposed rules, (B) the effects of the proposed rules on employment levels, commercial productivity, the economic growth of small businesses with 100 or less employees, and the State's overall economy, and (C) the cost per unit of pollution reduced and the variability in cost based on the size of the facility and the percentage of company revenues expected to be used to implement the proposed rules; and

- (2) conduct at least one public hearing on the economic impact of those new rules. At least 20 days before the hearing, the Board shall notify the public of the hearing and make the economic impact study, or the Department of Commerce and Economic Opportunity's explanation for not producing an economic impact study, available to the public. Such public hearing may be held simultaneously or as a part of any Board hearing considering such new rules. 415 ILCS 5/27(b) (2012).

If I, or my staff, can provide you with any additional information, please let me know. Thank you in advance for your prompt response.

Sincerely,



Deanna Glosser

Deanna Glosser, Ph.D.
Chairman
Pollution Control Board

cc: John T. Therriault, Clerk