

provided, however, that this subsection shall be inoperative in the event the Board, after the effective date of this Section, pursuant to Section 22 of the Act (Ill. Rev. Stat. 1981, ch. 111 1/2, par. 1022), adopts regulations applicable to this air curtain destructor.

- d) If the City of Freeport allows public access to the air curtain destructor site, the Agency shall, as a condition of any permit used for an air curtain destructor, limit access between the landfill and air curtain destructor areas, sufficient to assure compliance with the Act and Board regulations applicable to the landfill.

(Source: Added at 6 Ill. Reg. 14521, effective November 8, 1982)

SUBPART B: PERMITS

Section 237.201 Available Permits

The Agency may grant permits for open burning in the following instances:

- a) For instruction in methods of fire fighting; or for testing of equipment for extinguishing fires, of flares, and signals, or of experimental incinerators, or for research in control of fires;
- b) For the destruction of vegetation on site under circumstances in which its removal would necessitate significant environmental damage;
- c) For research or management in prairie or forest ecology;
- d) For the burning of landscape waste in any area of the State if such burning is conducted with the aid of an air curtain destructor or comparable device to reduce emissions substantially; and does not occur within 305 meters (1,000 feet) of any residential or other populated area;
- e) For the destruction of oil sludges in petroleum production for safety reasons where alternative means including product recovery are impracticable; provided, that when emergency conditions require, such burning may be done without a permit, and a report shall be filed with the Agency within ten days, thereafter, indicating the place and time of such burning, the quantities burned, the meteorological conditions, and the reasons why emergency burning was necessary;
- f) In a disaster area, for the open burning of clean wooden building debris, landscape waste and agricultural waste caused by a disaster.

Section 237.202 Permit Application

An application for a permit shall be in such form and shall contain such information as shall

be required in procedures adopted by the Agency. Such application shall contain, as a minimum, data and information sufficient to inform the Agency with respect to: the exact quantities and types of material to be burned; the exact nature and exact quantities of air contaminant emissions which will result; the exact frequency, including date where appropriate, when such burning will take place, the exact location of the burning site including a map showing distances to residences, populated areas, roadways, air fields, etc.; the methods or actions which will be taken to reduce the emission of air contaminants; the reasons why alternatives to open burning are not available; and the reasons why such burning is necessary to the public interest.

Section 237.203 Permit Conditions

The Agency may impose such conditions in the permit as may be necessary to accomplish the purposes of the Act or this Part.

Section 237.204 Standards of Issuance

No permit shall be granted unless the applicant proves to the satisfaction of the Agency that the open burning: is necessary to the public interest; will be conducted in such a time, place and manner as to minimize the emission of air contaminants; will have no serious detrimental effect upon adjacent properties or the occupants thereof. Provided that applications for permits to open burn pursuant to Section 237.201(f), shall contain, as a minimum, data and information sufficient to inform the Agency with respect to: the nature and estimated quantities of the materials to be burned, the manner in which the material to be burned resulted from the disaster, the location of the material to be burned, the date when such burning will take place, and the reasons why alternatives to open burning are not available.

Section 237.205 Duration and Renewal

No permit shall be valid for longer than one year. Applications for renewal of a permit shall be submitted to the Agency at least 90 days prior to the expiration of the prior permit, and shall conform to Section 237.202. The standards for issuance of renewal permits shall be as set forth in Section 237.204.

Section 237.206 Revision

The Agency may revise any permit granted pursuant to this rule, or any conditions contained in any such permit.

Section 237.207 Revocation

Violation of any of the conditions of the permit shall be grounds for revocation of the permit by the Agency, as well as for other sanctions provided in the Act.