



Illinois Coal Association
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February 7, 2014

Dr. Bechara Choucair, Commissioner
Chicago Department of Public Health
Attn: Environmental Permitting and Inspections
333 South State Street, Room 200
Chicago, IL 60604

RE: Proposed Regulations for the handling and storage of bulk material piles

Dear Commissioner Choucair:

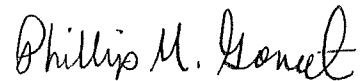
On behalf of the Illinois Coal Association, thank you for the opportunity to comment on the proposed regulations captioned above. The Illinois Coal Association is a professional trade organization created in 1878 to promote the Illinois coal industry. ICA members produce the majority of coal mined in Illinois, which in 2013 totaled over 50 million tons, contributing over \$2 billion to the state's economy, employing over 4,000 workers and responsible for 28,000 indirect jobs.

The underlying event that gave rise to the proposed rules occurred in August 2013 and involved a petcoke bulk terminal site in the City of Chicago. Despite the fact that petcoke and coal are completely different commodities, the proposed rules seek to regulate collectively, and without distinction, "coke and coal bulk terminals." Bulk terminals are used in the transport of Illinois coal as 85% of our production is used out of state. We do not believe bulk terminals in the City of Chicago are widely used for Illinois coal transportation at this time. However, since our operators compete in a global marketplace, we must oppose policies that will limit or preclude ways that our product can get to the market. Accordingly, the nature and scope of the proposed rules will have a significant - and wholly unwarranted -negative impact on the Illinois coal industry by imposing substantial costs.

Coal bulk terminals in Illinois are already subject to comprehensive state and federal laws, regulations and permit requirements. These requirements regulate operations and impose monitoring requirements in connection with the storage and transloading of coal. Appendix A to these comments is a listing of these requirements, and they include comprehensive requirements for the regulation, monitoring and control of fugitive dust. We are not aware of any current violations of these standards related to the storage or transloading of bulk terminals.

The Illinois Coal Association respectfully requests that you delete references to coal in your proposed rules.

Sincerely,

A handwritten signature in cursive script that reads "Phillip M. Gonet".

Phillip M. Gonet,
President