**Section 617.120 Prohibitions**

a) The following new facilities, sites, units, or potential routes must not be located within a delineated regulated recharge area:

1) low-level radioactive waste sites;

2) class V injection wells;

3) municipal solid waste landfills; or

4) special or hazardous waste landfills.

b) For subsection (a), "new" means the following:

1) a facility, site, or unit that is not in existence or for which construction has not commenced at its location as of the effective date of any Subpart of this Part that creates a delineated regulated recharge area in which that facility is located;

2) a facility, site, or unit that expands laterally beyond the currently permitted boundary or, if the potential primary source is not permitted, the boundary in existence as of the effective date of any Subpart of this Part that creates a delineated regulated recharge area in which that facility is located;

3) a unit or site that is part of a facility that undergoes major reconstruction, which is considered to have taken place if the fixed capital cost of the new components, constructed within a 2-year period, exceeds 50% of the fixed capital cost of a comparable entirely new facility; or

4) a Class V injection well that is not in existence or for which construction has not commenced at its location as of the effective date of any Subpart of this Part that creates a delineated regulated recharge area in which that facility is located.

(Source: Amended at 47 Ill. Reg. 7681, effective May 16, 2023)