

ILLINOIS POLLUTION CONTROL BOARD
November 21, 1996

CITIZENS UNITED FOR A RESPONSIBLE)
ENVIRONMENT,)

Petitioner,)

v.)

BROWNING-FERRIS INDUSTRIES OF)
ILLINOIS AND VILLAGE BOARD OF THE)
VILLAGE OF DAVIS JUNCTION,)
ILLINOIS,)

PCB 96-238
(Pollution Control Facility Siting
Appeal)

Respondent.

ORDER OF THE BOARD (by G.T. Girard):

On October 23, 1996, petitioners filed a motion asking the Board to reconsider its September 19, 1996 opinion and order affirming the Village of Davis Junction's (Village) approval of siting for a pollution control facility. On November 1, 1996, respondent Browning-Ferris Industries (BFI) filed a motion for expedited decision and a response to the motion to reconsider. On November 4, 1996, the Village filed a response to the motion for reconsideration adopting the arguments of BFI. The motion for expedited decision is moot as the Board acts today on the motions.

The Board's rules at Section 101.246(d) states that the Board will consider factors including, but not limited to "error in the decision and facts in the record which are overlooked". (35 Ill. Adm. Code 246.) The Board has reviewed the petitioner's motion and finds that the petitioner has failed to point to any error in the Board's original decision and presents no new facts or arguments. Therefore, the motion for reconsideration is denied.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the _____ day of _____, 1996, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board