

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING

August 22-23, 1972, 309 W. Washington, Chicago

All Board Members were present.

By a vote of 5-0, the Board adopted an opinion and order in #71-157, City of Silvis.

The Board decided to ask the parties to appear on August 29, 1972 in #71-362, N.J. Zinc.

Opinions and orders were then adopted by a vote of 5-0 in #72-99, Quincy Park Dist. and #72-107, Standard Oil Co.

All parties now being present, discussion commenced in #71-365, Urbana. After discussing some of the issues and questions in the matter, the board decided to take the case under advisement and it was put over for discussion again on Aug. 29.

In #72-122, Galena, decision was put over until Sept. 6 in order to allow parties time to file briefs as ordered by the hearing officer.

In #72-130, Dobbeke, opinion and order adopted by a vote of 5-0. An order by Mr. Parker concerning the addition of parties in #72-207, DuPage was adopted by a vote of 5-0.

Parties in #72-54, Union Carbide being present, discussion was then commenced. Further information was requested by the Board, including a statement in writing from Midway organization on the proposed settlement. Discussion was put over until such further information was filed with the Board.

The attorneys for the Respondent in #72-165, Great States Theatres then made a statement regarding the matter. Mr. Currie stated that no further discussion was needed and that it would be placed on the agenda for decision August 29.

The meeting was recessed for lunch until 2:30 P.M.

In #72-208, Lewis, the Board adopted the opinion only by a vote of 4-1, Mr. Lawton dissenting.

An opinion and order was then adopted in #72-224, Village of DeSoto by a vote of 5-0.

Parties in #72-49, Benjamin Harris filed a motion for hearing. The Board agreed to order a hearing set for Sept. 7, 1972 by a vote of 4-0. Mr. Lawton abstained from participating in the discussion or vote on the matter.

The following matters were discussed: ##72-65, Archdale, Mr. Henss to draft an opinion for Aug. 29; 72-81, Tee-Pak, put over pending receipt of additional information; 72-124, Frietsch, Mr. Parker agreed to prepare an opinion for August 29; 72-165, Great States Theatres, Mr. Currie to prepare opinion for Aug. 29; 72-178, Mark E. Cook and 72-223, Lake County School, Mr. Lawton agreed to prepare an opinion for Aug. 29.

The Board decided to reconvene the meeting August 23, 1972 at 10:00 A.M. to decide the matter of #72-261, Grant Park H.S. Transcripts had just been filed but Petitioner had requested a decision in the matter as soon as possible.

In other action, the Board decided to grant a variance in #72-282, National Starch by a vote of 5-0 as per the Agency's Rec.; in #72-216, Iowa-Illinois, motion to vacate prior order and allow hearing was granted by a vote of 5-0; a motion for stay in #72-286, Evanston was denied by a vote of 5-0; a motion to dismiss by the EPA in #72-311, City of Litchfield was denied and the Petitioner ordered to amend its petition by a vote of 5-0. #72-322, City of Sandwich, was dismissed as moot by a vote of 5-0.

Minutes were adopted by a vote of 5-0 for August 8, 10 and 15 with some amendments.

In new cases the following actions were taken: ##72-338, Mattison Machine Works, hold for EPA Recommendation; 72-339, Liberty Financial Corporation, a hearing was authorized; 72-340, Cinnamon Creek Associates, petition was dismissed; 72-341, John W. Lewis, a hearing was authorized; 72-342, EPA v. City of Rushville and Bartlow Bros., a hearing is mandatory.

The meeting was recessed until August 23, 1972 at 10:00 A.M.

All members were present save Mr. Henss.

The Board discussed #72-261, Grant Park H.S. The petition for variance was denied by a vote of 4-0. Mr. Dumelle agreed to write the order and to prepare an opinion for adoption August 29, 1972.

The order in #72-207, DuPage was amended 4-0 to require service on additional parties.

I, Christan L. Moffet, Clerk of the Pollution Control Board, certify that the Board adopted the above minutes this 6th day of September, 1972, by a vote of 4 to 0.

Christan L. Moffet