

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
July 14, 1983 Chicago, Illinois

All Board Members were present, Mr. Meyer abstained from voting on any cases.

An Opinion and Order was adopted in #81-149, Willowbrook by a vote of 4-0.

An Opinion and Order was adopted in #83-72, Metropolitan Sanitary District, by a vote of 3-1, Mr. Dumelle dissented.

R83-9, Algicide Permits and R82-12, AQS, Lead, were held to July 26, 1983 for possible consideration.

A Final Opinion and Order was adopted in R81-16, Air Permits, by a vote of 4-0.

Motion to dismiss in #79-180, Caterpillar, was granted by a vote of 4-0. Mrs. Anderson will prepare an Order.

Motion to appeal the Order of the Hearing Officer in ## 82-103, -104, Illinois Power was denied and the Order of the Hearing Officer was upheld by a vote of 4-0. Mr. Dumelle will prepare an Order.

In ## 82-132, -133, Will County, the Board ordered that the transcript of the hearing be filed by July 25, 1983 or that the cases would be dismissed. The vote was 4-0, Mrs. Anderson will prepare an Order.

In #82-152, Village of Lombard, letters received from Mr. George Fyler, which were in the nature of motions to intervene, modify and for oral argument were denied by a vote of 4-0. Mr. Dumelle will prepare an Order.

Having received letters of objection from citizens in these cases, hearings were authorized by a vote of 4-0: ##83-73, Searle and 83-76, Seneca.

Motion to correct in R80-22, SO₂, was denied by a vote of 4-0. An Order will be prepared by Mr. Dumelle.

In R81-19, Citizens Utilitites, a motion for rehearing et al., was denied and the Board affirmed its order of dismissal adopted May 5, 1983. The vote was 3-1, Mr. Anderson dissented, Mr. Dumelle will prepare an Order.

Motion to extend comment period in R81-25, Chlorinated Solvents, was granted to August 4, 1983. Motion for further hearing was held to a later date. The vote was 4-0, Mr. Anderson will prepare an Order.

In R83-12, Shelbyville, motion to waive signature requirement was granted and the Board requested rule language and a statement of reasons. The vote was 4-0, Mr. Dumelle will prepare an Order.

Motion for extension of time to file a recommendation in #83-49, Alton, was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

These cases were discussed and held to July 26, 1983 for further consideration or possible decision: # 79-167, Continental Grain; 82-21, Galesburg; 82-115 and 83-30, General Motors; 82-132,-133, Will County; 83-9, Mt. Olive; 83-25, Dept. of the Army; 83-38, East Peoria; 83-39, James Noble.

An Opinion and Order was adopted as amended in #83-67, Lake Villa, by a vote of 4-0.

These matters were discussed and held to July 26, 1983 for further discussion or possible decision: R79-14, Revisions to Chapter 2: Air Pollution; R81-2, Codification of Chapter 2: Air Regulations, and R82-19, RCRA, Phase II.

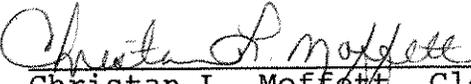
An amended petition filed in #83-74, Little Swan Lake, was held for an Agency recommendation.

Minutes of June 16 and 30 and July 8, 1983 were approved as amended by a vote of 4-0.

In new cases these actions were taken by a vote of 4-0: ##83-81, EPA v. Bittle et al., hearing mandatory; 83-82, Timberlake Estates, held for an Agency recommendation; 83-83, People v. Joslyn Mfg. and Supply, hearing mandatory; 83-84, Central Illinois Public Service Company, hearing authorized; 83-85, Browning-Ferris, hearing authorized; 83-86, Caterpillar Tractor, hearing authorized.

All matters not disposed of as listed were ordered held to July 26, 1983 for possible consideration.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the above minutes were approved this 26th day of August, 1983 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
A G E N D A
JULY 14, 1983 CHICAGO, ILLINOIS

DECISIONS:

- * 81-149 Willowbrook (JD) _____
- * 83-72 Metropolitan Sanitary District (DA) (due 8/18) motion to expedite (7/07) _____
- R83-9 Algicide Permits, Proposed Rule, First Notice (WN) _____
- R81-16 Air Permits (JD) (subject to JCAR) _____
- R82-12 AQS, Lead (JD) (subject to JCAR) _____

MOTIONS:

- 79-180 Caterpillar - motion to dismiss (5/6) supplements (6/21) (6/22) (JA) _____
- 82-103 IL Power - motion for leave to appeal order of H.O. (7/8) _____
- 82-104 response (7/11) _____
- 82-132 Will County - (waiting response to Board Order of 6/30) (JA) _____
- 82-133 _____
- 82-152 Lombard - letters from G. Fyler (6/27) (6/29) (7/13) (JD) _____
- 83-73 Searle - letter from G. Topolski (6/17) _____
- 83-76 Seneca - objection (7/7) _____

- R80-22 SO₂ - motion to correct (5/24) response (6/17) (JD) _____
- R81-19 Citizens Utilities - motion for rehearing, oral argument (6/9) response (6/27) answer (7/1) motion to strike (7/11) (JD) _____
- R81-25 Chlorinated Solvents - motions to extend comment period (7/1) (7/5) _____
- R83-12 Shelbyville - motion to waiver signatures (6/27) (JD) _____

* INDICATES VARIANCE OR PERMIT APPEAL

DISCUSSIONS:

- * 79-167 Continental Grain (JD) (due 7/26) _____
- * 82-21 Galesburg (JD) (due 7/26) _____
- * 82-115 General Motors (WN) (due 7/26) _____
83-30
- * 82-132 Will County (JA) (due 7/26) _____
* 82-133
- * 83-9 Mt. Olive (JA) (due 7/26) _____
- * 83-25 Dept. of the Army (JD) (due 7/26) _____
- * 83-38 East Peoria (JA) _____
- * 83-39 James Noble (JD) (due 7/26) _____
- * 83-67 Lake Villa (WN) (due 7/26) _____

REGULATORY DISCUSSIONS:

- R79-14 Revisions to Chapter 2: Air (JD) _____
- R81-2 Codification of Chapter 2: Air (DA) _____
- R82-19 RCRA, Phase II (DA) _____

FUTURE REGULATORY DISCUSSIONS:

- R77-4 Airport Noise (JD) (discussion 8/18 or later) _____
- R81-16 PSD Rules (JD) (discussion 7/26) _____
- R81-7 Codification of Chapter 7: Solid Waste (JD) (discussion 7/26) _____
- R81-9 Codification of Chapter 9: Special Waste (JD) (discussion 7/26) _____
- R81-12 Sauget/E. St. Louis (JA) (discussion 7/26) _____

AMENDED PETITIONS:

83-74 Little Swan Lake (filed 6/27) _____

MINUTES:

June 16, 30, 1983

July 8, 1983

NEW CASES:

83-81 EPA v. Larry Bittle d/b/a Southern Recycling and J. Max
Mitchell _____

83-82 Timberlake Estates Sanitary District, v. EPA and County of
DuPage _____

83-83 People of the State of Illinois v. Joslyn Mfg. and Supply
Co. and Herman Zeldenrust _____

83-84 Central Illinois Public Service Co. v. EPA (Newton
Power Station Unit No. 1) _____

83-85 Browning-Ferris Industries Inc. v. EPA _____

83-86 Caterpillar Tractor Co. v. EPA _____

PUBLIC COMMENT

PENDING CASES ASSIGNED:

78-139 Vickery Manor (JD)
79-26 Continental Grain (JD)
79-142 Citizens Utilities (JD)
* 80-117 Revere Copper & Brass (DA)
80-49 E. St. Louis School Dist. (JA)
81-155 Citizens V. Bledsoe (WN)
82-153 CPC (JD)
* 83-11 CPC (JD) (due 8/18)
83-2 Chemetco (JD)
* 83-65 Bob Evans (JA) (due 8/18)
* 83-73 Searle (JD) (due 9/8)

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
July 26, 1983 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted in these cases by a vote of 5-0:
82-115 and 83-30, General Motors, Mrs. Anderson concurred;
82-132,-133, Will County Development (Order); 83-9, Mt. Olive;
83-38, East Peoria.

An Opinion and Order was adopted in #83-25, Department of the Army,
by a vote of 4-1, Mr. Meyer dissented.

A Proposed Rule, Second Notice was adopted in R81-26, John Deere,
by a vote of 5-0.

A Final Opinion and Order was adopted in R82-12, AQS, Lead, by
a vote of 5-0.

A Final Opinion and Order was adopted for R82-19, Phase II, RCRA
Rules, by a vote of 4-1. Mr. Meyer dissented.

A Proposed Rule, Second Notice was adopted in R83-6, B, Mine
Amendments, by a vote of 5-0.

A Proposed Rule, First Notice was adopted in R83-9, Algicide
Permits, by a vote of 5-0.

A Proposed Rule, Second Notice was adopted in R82-31, Forging
Shops, by a vote of 5-0.

A petition to release from bond and abatement plan was granted
in #71-323, Ayreshire Coal, by a vote of 5-0. Mr. Dumelle will
prepare an Order.

Motion for reconsideration in #82-152, Lombard, was denied by a
vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to withdraw in #83-16, Chappel v. M.S.D., was granted by a
vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to strike in #83-28, Top Chop, was granted by a vote of
4-0. Mr. Dumelle abstained. Mrs. anderson will prepare an Order.

Motion to dismiss in #83-81, Bittle, was granted by a vote of 5-0.
Mr. Dumelle will prepare an Order.

Motion to amend, expedite and waive hearing was taken note of in
#82-139, City of Chicago. The Board will consider the matter when
the Agency files an amended recommendation. The vote was 5-0, Mrs.
Anderson will prepare an Order.