

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING  
JUNE 13, 1985 CHICAGO, ILLINOIS

All Board Members were present.

An Opinion and Order was adopted in #84-155, Thomas E. Greenland, by a vote of 6-1. Mr. Meyer dissented.

An Opinion and Order was adopted in #85-2, City of West Chicago, by a vote of 7-0.

An Interim Order was adopted in #85-14, Electric Energy, by a vote of 7-0.

An Opinion and Order was adopted in #85-6, Timberlakes Estates, by a vote of 7-0.

An Adopted Rule, Final Opinion and Order was adopted in R84-9, RCRA and UIC Update, by a vote of 6-1. Mr. Meyer dissented.

A Proposed Rule, First Notice, Opinion and Order was adopted in R84-30, Site-Specific Rulemaking for the City of East Peoria, by a vote of 7-0.

Joint motion for release of Bond was granted in #76-312, Homer Grain, by a vote of 7-0. Mr. Dumelle will prepare an Order.

Motion for change of venue was granted and motions for stay and to require record of pre-trial proceedings were denied as unnecessary in #83-60, Pierce Waste Oil, by a vote of 6-1; Mr. Meyer dissented. Mrs. Anderson will prepare an Order.

An Order was adopted in #83-166, Mobil Chemical, by a vote of 7-0. Mr. Forcade will prepare it.

Joint motion for modification of Board Order was granted in #83-178, DeKalb-Pfizer, by a vote of 7-0. Mr. Meyer will prepare an Order.

Motion to dismiss was denied and motion to set a hearing date was granted in #84-85, Village of Orangeville, by a vote of 7-0. Mr. Dumelle will prepare an Order.

Motion for leave to file Agency Recommendation Instanter was granted in #84-134, Woodstock Die, by a vote of 7-0. Mr. Meyer will prepare an Order.

Motion to withdraw was granted in #84-177, Village of Winslow, by a vote of 7-0. Mr. Dumelle will prepare an Order.

Motion to dismiss was granted in #85-41, U.S. Industrial, by a

vote of 7-0. Mr. Dumelle will prepare an Order.

Motion for leave to amend complaint and file amended complaint instanter was granted in #85-69, Maplehurst Farms, by a vote of 7-0. Mr. Dumelle will prepare an Order.

Motion for leave to file Agency Record Instanter was granted in #85-70, DuPage Publications, by a vote of 7-0. Mrs. Anderson will prepare an Order.

Motion for leave to file Agency Record Instanter was granted in #85-73, Duo-Fast Corporation, by a vote of 7-0. Mrs. Anderson will prepare an Order.

Motion for emergency rulemaking was denied in R84-29, Illinois Coal Association, by a vote of 7-0. Dr. Flemal will prepare an Order.

These matters were discussed and held to June 27, 1985 for further consideration: ##83-172, City of Sycamore; 83-241, Moore American; 84-3, -4, City of Galva; 84-160, Village of Addison; 84-184, City of Abingdon; 85-24, City of Mt. Olive; 85-26, Stauffer Chemicals; 85-29, Glaco Corporation.

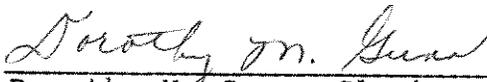
In amended petitions these actions were taken by a vote of 7-0: ##84-179, Village of Romeoville, held for an Agency Recommendation; 85-20, Village of Wataga, held for an Agency Recommendation; 85-39, Electric Energy, held for an Agency Recommendation.

In new cases these actions were taken by a vote of 6-0 (Mr. Nega not in attendance): ##85-68, Patrick Bandle, et al. v. Donald Ropp, proceedings dismissed, Order by Mr. Meyer; 85-81, City of Belvidere v. EPA, provisional variance granted, Opinion and Order by Mr. Nega; R85-15, Site-Specific Rulemaking for the Sanitary District of Decatur, accepted for hearing and 200 signature requirement waived.

A Proposed Rule, First Notice Order was adopted in R85-14, Agency Proposal for Amendments to Public Water Supply Regulations, by a vote of 6-1. Mr. Forcade dissented.

All other matters not disposed of as listed were ordered held to June 27, 1985 for further consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Minutes were approved this 1st day of August, 1985 by a vote of 7-0.

  
\_\_\_\_\_  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
FINAL AGENDA  
JUNE 13, 1985 CHICAGO, ILLINOIS  
CONFERENCE ROOM 8-030

**DECISIONS:**

- 76-84 Santa Fe Park Enterprises, Inc., Interim Order (JA)  
\_\_\_\_\_  
84-155 Thomas E. Greenland (JM)\_\_\_\_\_  
\* 85-2 City of West Chicago (BF)(due)\_\_\_\_\_  
85-14 Electric Energy, Interim Order (JA)(due 6/27)\_\_\_\_\_  
\* 85-6 Timberlakes Estates (BF)(due 6/27)\_\_\_\_\_  
R84-9 RCRA & UIC Update, Final Opinion and Order (JA)\_\_\_\_\_  
R84-30 City of East Peoria, Proposed Rule, First Notice (BF)  
\_\_\_\_\_

**MOTIONS:**

- 76-312 Homer Grain - joint motion for release of Bond (6/10)  
\_\_\_\_\_  
83-60 Pierce Waste Oil - motion for change of venue (5/30),  
Response (6/3), H.O. response (6/3), amended motion  
for change of venue, motion to stay, and motion to  
require record of pre-trial proceedings (6/7),  
motion to require hearing officer to record pre-trial  
proceedings (6/10)(JA)\_\_\_\_\_  
83-166 Mobil Chemical - motion for relief from final Order  
(5/24), Agency response (6/11), request for expedited  
Board action (6/12)\_\_\_\_\_  
83-178 DeKalb-Pfizer - joint motion for modification of Board  
Order (6/12)(JTM)\_\_\_\_\_  
84-85 Village of Orangeville - motion to dismiss (5/17),  
Response (6/3), motion to set a hearing date (6/3)  
\_\_\_\_\_

\*INDICATES VARIANCE OR PERMIT APPEAL

**MOTIONS: (Cont'd)**

- 84-111 Republic Steel - motion to amend (6/10)\_\_\_\_\_
- 84-134 Woodstock Die - motion for leave to file Agency  
Recommendation Instanter (6/5)(JTM)\_\_\_\_\_
- 84-177 Village of Winslow - motion to withdraw (6/10)\_\_\_\_\_
- 85-41 U.S. Industrial - motion to dismiss (6/4)\_\_\_\_\_
- 85-53 Continental Grain - motion to assign enforcement cases  
to hearing officer assigned to variance proceedings  
(6/5)\_\_\_\_\_
- 85-54 Continental Grain - motion to assign enforcement cases  
to hearing officer assigned to variance proceedings  
(6/5), Response (6/12)\_\_\_\_\_
- 85-69 Maplehurst Farms - motion for leave to amend complaint  
and file amended complaint instanter (6/4)\_\_\_\_\_
- 85-70 DuPage Publications - motion to consolidate (6/4),  
motion for leave to file Agency Record Instanter  
(6/11)\_\_\_\_\_
- 85-73 Duo-Fast Corporation - motion for leave to file Agency  
Record Instanter (6/11)\_\_\_\_\_
- R84-29 Illinois Coal Association - motion for emergency  
rulemaking (5/23), motion for extension of time to file  
Agency response (6/12)\_\_\_\_\_
- 

**DISCUSSIONS:**

- \* 83-172 City of Sycamore (JTM)(due 6/27)\_\_\_\_\_
- \* 83-241 Moore American (JTM)(open waiver)\_\_\_\_\_
- 84-3] City of Galva (JA)\_\_\_\_\_
- 84-4]
- 84-160 Village of Addison (JD)\_\_\_\_\_
- \* 84-184 City of Abingdon (RF)(open waiver)\_\_\_\_\_
- \* 85-24 City of Mt. Olive (JTM)(due 6/27)\_\_\_\_\_
- \* 85-26 Stauffer Chemicals (RF)(due 7/11)\_\_\_\_\_
- \* 85-29 Glaco Corporation (JTM)(due 6/27)\_\_\_\_\_

**DISCUSSIONS: (Cont'd)**

\* 85-51 City of Aurora (JA)(due 6/27)\_\_\_\_\_

---

**FUTURE REGULATORY DISCUSSIONS:**

R83-7 Stationary Noise (JA)(July 11, 1985)\_\_\_\_\_

R84-46 CIPS (BF)(June 27, 1985)\_\_\_\_\_

---

**AMENDED PETITIONS:**

84-179 Village of Romeoville (filed 5/31)\_\_\_\_\_

85-20 Village of Wataga (filed 6/4)\_\_\_\_\_

85-39 Electric Energy (filed 6/3)\_\_\_\_\_

---

**NEW CASES:**

85-68 Patrick Bandle, et al. v. Donald Ropp - motion to  
dismiss (5/28), Response (6/5)(JTM)\_\_\_\_\_

85-80 Maurine Bachert v. Village of Toledo, Illinois et al.  
(11:00 a.m. 6/27)\_\_\_\_\_

R85-14 Agency Proposal for Amendments to Public Water Supplies  
Regulations, Proposed Rule, First Notice (JA)\_\_\_\_\_

R85- Sanitary District of Decatur\_\_\_\_\_

---

**POSSIBLE MEETING DATE CHANGE**

June 27 to June 28 (IJC Conference)\_\_\_\_\_

PENDING CASES ASSIGNED:

78-139 Vickery Manor (BF)  
81-144 Marathon Petroleum (JD)  
82-101 Browning-Ferris (JA)  
83-28 Top Chop (BF)  
83-61 Missouri Portland (JTM)  
\* 84-62 Amerock Corporation (JM)(open waiver)  
84-124 Citizens of Burbank (BF)  
\* 84-134 Woodstock Die (JTM)(due 7/11)  
\* 84-182 Nash Brothers (RF)(due 8/15)  
\* 85-20 Village of Wataga (JTM)(due 8/15)  
\* 85-26 Stauffer (RF)(due 7/11)  
85-33 Village of Hartford and EPA Joint Petition for  
CSO Exception (JD)  
\* 85-36 City of Hoopston (RF)(due 8/15)  
\* 85-47 City of Dixon (RF)(due 9/5)  
\* 85-56 McHenry County (JD)(due 8/15)  
\* 85-60 M.I.G. Investments (JA)(due 8/1)