

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
March 15, 1973 Chicago, Illinois

Mr. Lawton welcomed Mr. Roger Seaman, newly appointed Board member.

Opinions and Orders were adopted in the following cases by a vote of 4-0: #71-373, Springfield; 72-207, DuPage; 72-275, Nashville; 72-296, Wyoming; 72-335, Danville; 72-385, Lambert; 72-408, Carling Brewing; 72-456, Christopher; 72-498, Boudet; 73-8, Port Byron; 73-90, Cossman; 73-94, Stanley; 73-95, Jacobson; 72-411, Vernon Hills; 72-503, Lake Wildwood.

Decisions in these cases were put over to March 22, 1973: #71-377, Freeman; 72-134, Salt Creek; 72-403, Producers Mining.

On motion for Review of the Hearing Officer's Order, an Order was adopted 4-0 in #71-348, Darling. Mr. Lawton will prepare the Order.

A motion to Dismiss in #72-65, Archdale was denied 4-0. Mr. Lawton will prepare the Order.

Parties were present and filed an agreed Statement of Facts in #72-172, Van Der Molen. A motion to Dispense with hearing was granted 4-0. Mr. Lawton will prepare the Order and also an Opinion for final decision March 22.

Motion for Oral Argument in #71-386, and 72-386, Monarch Foundry was granted 4-0 and set for 2:00P. M. on March 22.

Decision on motion for Reconsideration in #72-396, Sauget was set for March 22. Mr. Dumelle will prepare a draft Opinion.

Motion to dismiss in #72-464, Citizens v. Joliet was denied 4-0. Mr. Lawton will prepare the Order.

Motion to strike in #72-493, Fieder was denied 4-0. Mr. Lawton will prepare the Order.

Motion to withdraw the complaint in #73-19, Citizens v. Glenview Naval Air Station was allowed 4-0. Mr. Lawton will prepare the Order.

March 15, 1973
Page 2

A request to return exhibits marked "non-disclosure" was granted 4-0 in #72-253, Olin Corp. Mr. Lawton will prepare the Order.

Appellate Court Decision in #71-106, Seegren was discussed.

Motion to dosmiss in #72-242, International Harvester was put over to March 22 pending response from the Agency.

In #72-497, Ease Side Levee, variance was allowed 4-0. Mr. Dumelle will prepare the Order.

Mr. Rubin of the Attorney General's Office reported to the Board on the status of the Steel Companies' Appeal from the Air Regulations (R71-23).

These cases were discussed and and action taken: #71-88, Ralston, put over to discussion March 22: 71-319, Holland, set for decision March 22, Order by Mr. Henss; 71-340, Aluminum Processing, set for decision March 22, Opinion by Mr. Lawton; 72-49, Benj. Harris, discussion March 22; 72-52, 48 Insulations, decision set March 22, Opinion by Mr. Lawton; 72-181, Cerro Copper, set for decision March 22, Opinion by Mr. Seaman; 72-188, Ashland, discussion on March 22; 72-284, Ferguson, decision March 22 by Mr. Seaman; 72-319, Peerless, decision March 22, by Mr. Henss; 72-326, -351, Velsicol, decision March 22 by Mr. Henss; 72-350, Commonwealth Edison, discussion March 22; 72-467, M&W Disposal, decision March 22 by Mr. Seaman; 72-475, Rockford Schools, hearing authorized; 73-22, Chicago Gray Iron, decision March 22 by Mr. Seaman; 73-56, Hahn, decision March 22 by Mr. Dumelle.

Variance was granted in #73-38, Clark by a vote of 3-0 (Mr. Henss was not present). Mr. Lawton will prepare an Order.

An Order requesting additional information in #73-43, Miller was adopted 3-0. (Mr. Henss was not present). Mr. Lawton will prepare an Order.

In Regulatory matters: Proposal by the consulting Engineers was discussed on Water Standards Amendments and set for futher discussion March 22.

Amendments to the Open Burning Regulations were presented and discussed by Mr. Henss. The Board voted 3-0 to authorize hearings; Mr. Dumelle voted present.

March 15, 1973

Page 3

In new variance cases these actions were taken: #73-96, Shanafelt, request additional information; 73-97, Freeman, hold for EPA recommendation; 73-98, American Limestone, hold for EPA recommendation; 73-100, Litteral Mfg., hold for EPA recommendation; 73-101, International Harvester, hold for EPA recommendation; 73-102, Swift Oil, hold for EPA recommendation; 73-105, Armour-Dial, hearing authorized 4-0; 73-110, Village of Catlin, request additional information; 73-112, Holland, hold for EPA recommendation.

Hearings are mandatory in the following new enforcement cases: #73-103, EPA v. Williamsburg Estates; 73-104, EPA v. D. H. Mayou; 73-106, EPA v. Sears; 73-107, EPA v. City of Morris; 73-108, EPA v. Robert Acker; 73-109, EPA v. Arnold May; 73-111, EPA v. Allied Chemical; 73-113, EPA v. Union Electric.

In #73-60, Johns-Manville, an amended petition having been filed, it was ordered that the original petition be returned to the petitioner since it contained material held confidential to the petitioner.

Mr. Dumelle discussed the status of some pending regulatory proceedings. #R71-6, Deep-well and R72-4, W.Q.S. were set for further discussion March 22.

I, Christan L. Moffett, Clerk of the Pollution Control Board, certify that the Board adopted the above minutes this 29th day of March, 1973 by a vote of 4-0.

Christan L. Moffett