

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING  
October 31, 1974 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted in these cases by a vote of 5-0: ## 73-488, Celotex; 74-145, 74-148 and 74-149, CIPS (interim order); 74-275, Sherwin-Williams (opinion only); 74-283, Clark Oi-.

An Order was adopted requesting briefs in #73-414, Federal Paperboard by a vote of 5-0, Mr. Seaman will prepare the Order.

Motion to view premises in ##73-404 and 73-418, Wells was ordered taken with the case.

Motion to consolidate in #74-261, Essaness Theatres was granted by a vote of 5-0. Dr. Odell will prepare an Order.

Motion for modification in #74-272, City of Carthage was allowed by a vote of 4-1, Mr. Dumelle dissented. Mr. Seaman will prepare an order.

Petition for leave to intervene in #74-324, Tri-County Landfill was referred to the Hearing Officer for ruling.

Motions in these cases were discussed and held to November 7 for action: ##74-36 through 44, Chicago Housing, motion for modification; 74-269, Hillview Farms, motion to modify; 74-350, Archer-Daniels, motion for hearing; R70-17, DuPage, motion for modification by Kenroy; 74-11, Commonwealth Edison, motion for modification.

Parties were present in #72-81, Tee-Pak. The Opinion by Mr. Henss accepting the settlement was rejected by a vote of 3-2, Dr. Odell, Mr. Seaman and Mr. Marder voting against it. The Board then adopted an Order rejecting the settlement by a vote of 5-0. Mr. Henss will prepare the Order.

These cases were discussed and set for further discussion or decision on November 7: ##72-276, Aurora Sanitary District; 72-425,-505, Laclede; 73-282, Novelle; 73-439, SEC v. Wedron Silica; 73-551, Republic Steel; 72-412, Trione; 74-49, Chicago-Joliet; 73-208 and 74-322, National By-Products; 74-197, Walworth; 74-271, CIPS; 74-320, Borg-Warner; R72-9, Feedlots (opinion only); R73-11,-12, NPDES (opinion only).

In new cases these actions were taken by a vote of 5-0: ##74-367, CBE v. Citizens Utilities, hearing authorized, allowed motion to quash and amended complaint, Mr. Dumelle will prepare an order; 74-373, People v. Harco, hearing authorized; 74-378, 3 Fountains on the Lake, ordered held for an Agency recommendation; 74-379, Village of Sauget, hearing authorized; 74-382, G.E., ordered held for an Agency recommendation; 74-383, City of Fairfield, additional information requested, order by Mr. Dumelle; 74-393, Mobil Oil, ordered held for an Agency recommendation;

74-394, Western Illinois Power, ordered held for an Agency recommendation;  
74-406, Hart, Schaffner and Marx, ordered held for an Agency recommendation;  
74-407, Missouri Portland Cement, ordered held for an Agency recommendation;  
74-408, Sherwin-Williams, hearing authorized.

In these new enforcement cases filed, hearings are mandatory: ##74-380, EPA v. Leroy Wagner; 74-381, EPA v. Village of Karnak; 74-384, EPA v. E & D Robinson Construction; 74-385, EPA v. Village of Palatine; 74-386, EPA v. City of Marengo; 74-387, EPA v. Krenz Trucking; 74-388, EPA v. City of St. Charles; 74-389, EPA v. Browning Ferris Industries; 74-390, EPA v. D. & N Trucking; 74-391, EPA v. Leroy Robinson; 74-392, EPA v. Bud Posing; 74-395, EPA v. City of Chillicothe; 74-396, EPA v. City of Pontiac; 74-397, EPA v. Village of Omaha; 74-398, EPA v. Village of Millstadt; 74-399, EPA v. Havens Disposal; 74-400, EPA v. Murrel Weedman; 74-401, EPA v. Paul Hindman; 74-402, EPA v. City of Hillsboro; 74-403, EPA v. Todd McKee; 74-404, EPA v. Modern Utilities; 74-405, EPA v. City of Shawneetown.

Hearings were authorized on these proposed regulatory proceedings: Air Regulations Amendments by Edwin Cooper by a vote of 5-0 and the Clerk was ordered to assign numbers to the proceedings.

A proposed Smokers Bill of Rights was ordered held for at least 60 days and the Board adopted an order requesting various agencies and groups to file briefs. Mr. Dumelle will prepare an order.

All matters not disposed of as listed were ordered placed on the agenda for November 7, 1974.

I, Christan L. Moffett do hereby certify that the Board adopted the above Minutes this 22<sup>nd</sup> day of November, 1974 by a vote of 4-0.

Christan L. Moffett