

ILLINOIS POLLUTION CONTROL BOARD  
MINUTES OF BOARD MEETING  
FEBRUARY 21, 1980, CHICAGO, ILLINOIS

All Board Members were present.

Mr. Dumelle announced that both he and Mr. Goodman had been reappointed to the Board by the Governor.

An Opinion and Order was adopted in #79-53, Triple T Inns, by a vote of 3-1, Mr. Dumelle concurred and Mr. Werner dissented.

Opinions and Orders were adopted by a vote of 4-0 in these cases: ##79-146, Sahara Coal; 79-159, Algonquin Area Public Library; 79-224, City of E. Peoria; 79-250, Sanitary District of Decatur.

A Proposed Opinion was adopted in R77-12, Docket C, WQS Amendments, for publication and comment by a vote of 4-0.

The Board adopted an Order in ##74-171,-193, Bulk Terminals, ordering that a motion for reconsideration filed under #74-193 be served on all parties in the #74-171 proceeding. The vote was 4-0 and Mr. Dumelle will prepare the Order.

The Board ordered that a motion to stay filed in #76-80, Allaert Rendering, be granted as to penalty only by a vote of 4-0. A motion to vacate that action was then filed by the complainant in the proceeding in order to allow response time to run. The Board vacated their action and held the motion to March 6, 1980 for possible ruling. No written order was entered.

Motion to dismiss a party in #77-49, Illinois Central R.R., was granted by a vote of 4-0. Mr. Goodman will prepare the Order.

Motion for modification in #77-316, Commonwealth Edison, was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

Motion for modification of the penalty provision in #78-102, Dougherty, was granted by a vote of 4-0. Dr. Satchell will prepare an Order.

An Order was adopted in #79-66, Nichols, pursuant to a request for ruling on the 90 day time provision as applied to NPDES permit appeals. The vote was 4-0 and Mr. Goodman will prepare an Order.

A motion to supplement in #79-161, Stepan Chemical, and a motion to withdraw as attorney in #79-214, Ogle Country View, were both referred to the Hearing Officers for ruling.

Motion for hearing in #79-221, Continental Grain, was granted by a vote of 4-0. Dr. Satchell will prepare an Order.

Motion to dismiss in #79-253, Roth v. Northern Trust, was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

Motion for extension of time in #80-11, Morris, was ordered taken with the case.

Joint motion for extension of time in #80-12, Safety-Kleen, was noted as being moot since the case had been dismissed.

A motion to consolidate in R71-9 and R80-1, Nuclear, was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

A hearing was authorized on the amended petition filed in #80-9, Nadelhoffer-Wilson.

#80-19, Mississippi River Grain's amended petition was ordered held for an Agency recommendation.

These cases were discussed and held to March 6, 1980 for further discussion or possible decision: ##77-157, Decatur; 77-232, Lake-in-the-Hills; 78-131, Prescrete; 79-177, Nichols; 79-216, Stonefort; 79-217, Watson; 79-219, Navy; 79-230, Stauffer Chemical; 79-268, Village of Riverton; 79-261, Monmouth; R76-14,-19, Forging Noise.

In new cases these actions were taken by a vote of 4-0: ##80-26, Hartsburg, held for an Agency recommendation; 80-27, 80-28, and 80-29, City of E. Peoria, additional information requested, Orders by Dr. Satchell; 80-30, Wataga, held for an Agency recommendation; 80-31, Burns v. Western Springs, held to March 6, 1980 for consideration; 80-32, EPA v. Planned Communities, hearing mandatory; 80-33, Village of Alto Pass, held for an Agency recommendation; 80-34, Village of Rantoul, held for an Agency recommendation; 80-35, Illinois Valley College, additional information requested, Order by Dr. Satchell; 80-36, B.E.R.D.S., additional information requested, Order by Mr. Dumelle; 80-37, White County's Evergreen, held for an Agency recommendation.

In R80-2, Proposed Amendment to Rule 311, Procedural Rules, the matter was ordered published for comment by a vote of 4-0.

An Order was adopted in R80-3, Proposed Amendments to Chapter 4: Mine Waste Amendments, requested additional information. The vote was 4-0 and Dr. Satchell will prepare the Order.

An administrative session was held with Ms. Wiley.

All matters not disposed of as listed were ordered held for possible consideration on March 7, 1980.

I, Christian L. Moffett, Clerk of the Pollution Control Board, do hereby certify that the above Minutes were adopted this 1<sup>st</sup> day of May, 1980 by a vote of 4-0.

Christian L. Moffett