

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
January 22, 1981 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted in these cases by a vote of 5-0:
#80-160, County of DuPage; 80-165, Hampshire; 80-192, LaSalle;
80-206, Hanna City, Dr. Satchell concurred; 80-219, DeSoto.

An Interim Order was adopted in #77-25, Marquette, by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion for sanctions was granted in #78-139, Vickery manor, by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to dismiss in #78-289, Interlake, was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

The Board authorized the Clerk to return depositions filed in #79-78, Quincy, pursuant to the Complainant's request.

Motion for stay was granted in #79-160, U.S. Steel, by a vote of 5-0, Mr. Goodman will prepare an Order.

Motion for extension of time for hearing was granted in #79-207, Romeoville, by a vote of 5-0. Mrs. Anderson will prepare an Order.

An Order was adopted in #79-243, Illinois Power, which addressed a motion to complete record and a motion to extend stay. The vote was 4-1, Mr. Werner dissented. Dr. Satchell will prepare an Order.

Motion for stay was denied in 80-3, Caterpillar Tractor, by a vote of 5-0. Mr. Goodman will prepare an Order.

Motion to withdraw request for hearing was granted in #80-201, Kenden, by a vote of 5-0. Mr. Dumelle will prepare an Order.

A Supplemental Opinion and Order was adopted in #80-218, Mercy Hospital, by a vote of 5-0, Mr. Werner concurred. Mrs. Anderson will prepare an Order.

Motion to dismiss was granted in #80-222, Monsanto, by a vote of 5-0. Mr. Dumelle will prepare an Order.

It was noted that a motion for extension needed no action in #80-229, Arlington Heights. Additional information was requested by a vote of 5-0. Mrs. Anderson will prepare an Order.

Motion for leave to file a permit review was granted in #81-2, Shell Oil, and a hearing was authorized by a vote of 5-0. Dr. Satchell will prepare an Order.

Motion for reconsideration in R80-18, Procedural Rules Amendments, was granted and the Order of January 8, 1981 was vacated by a vote of 5-0. Mrs. Anderson will prepare an Order.

Motion to extend date for discovery in #74-171, -193, Bulk Terminals was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to extend stay in #80-126, Olin, was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

Mr. Goodman noted that there may be a problem with the Board's previous decision to take motions to extend time for filing recommendations with the case. He noted that it appears that when the Board takes no action, no recommendations are being filed. The Board decided once again to consider motions to extend time as they are filed.

These cases were discussed and held for further discussion or possible decision on February 5, 1981: #79-35, Chevy Chase; 79-42, Port Byron; 79-122, Caseyville; 80-3, Caterpillar Tractor; 80-122, DuPage; 80-123, Engstrom; 80-148, Printpack; 80-157, Tazewell County; 80-211, Outboard Marine; 80-212, Rock Island; 80-213, American Can.

The amended petition filed in #80-204, Decatur, was ordered held for an Agency recommendation.

The Board adopted an Order in R71-24 and R75-14, Beverage Containers which dismissed the proceeding. The vote was 5-0. An Opinion will be considered on February 5, 1981.

R76-21, Effluent Standards Revisions, was discussed. Morton Dorothy led the discussion.

A Proposed Rule, First Notice was adopted in R79-10, Snowmobile Noise Regulations, by a vote of 5-0.

In new cases these actions were taken by a vote of 5-0: #80-229, Arlington Heights (see motions); 81-2, Shell Oil (see motions); 81-3, EPA v. Goldstein et al.; 81-4, Knoxville, additional information requested, Order by Mrs. Anderson; 81-5, EPA v. American Foundry, hearing mandatory; 81-6, Convent Sewage, additional information requested, Order by Mr. Dumelle; 81-7, EPA v. Watts Trucking et al., hearing mandatory.

R81-10, New Source Performance Standards, was adopted by a vote of 5-0. Mr. Dumelle will prepare an Order.

All matters not disposed of as listed were ordered held for consideration on February 5, 1981.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the above minutes were approved this 2nd day of April, 1981 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
AGENDA
JANUARY 22, 1981 CHICAGO, ILLINOIS

DECISIONS:

- * 80-160 County of DuPage (JA) (due) _____
- * 80-165 Village of Hampshire (JA) (due) _____
- * 80-192 LaSalle (NW) (due) _____
- * 80-206 Hanna City (JA) (due 2/5) _____
- * 80-219 Bank of DeSoto (JA) (motion for expedited consideration) _____

MOTIONS:

- 77-25 Marquette - motions for reconsideration (1/13) (1/14) (JD) _____
- 78-139 Vickery Manor - motion for sanctions (1/6) (JD) _____
- 78-289 Interlake - motion for dismiss (1/7) (JD) _____
- 79-78 Quincy - motion for return of depositions (1/9) _____
- 79-160 U.S. Steel - motion for stay (1/7) (JD) _____
- 79-207 Romeoville - motion for extension (1/9) (JA) _____
- 79-243 Ill. Power - motion to complete record (1/16) motion to extend stay (1/16) (DS) _____
- 80-3 Caterpillar Tractor - motion for stay (1/12) (IG) objection (1/19) _____
- 80-201 Kenden - motion to withdraw request and to grant (1/16) (JD) _____
- 80-218 Mercy Hospital - motion for reconsideration (1/5) (JA) response (1/19) objection (1/14) _____
- 80-222 Monsanto - motion for dismissal (1/16) (JD) _____
- 80-229 Arlington Hgts.- motion for extension (1/16) (JA) (see also new cases) response (1/20) _____
- 81-2 Shell Oil - motion for leave to file (1/7) (see also new cases) (DS) _____
- R80-18 Procedural Rules - motion for reconsideration (1/14) (JA) _____

MOTIONS (Continued):

74-171

74-193 Bulk Terminals - motion to extend date (1/9) (JD) _____

80-126 Olin - motion to extend stay (1/16) (JD) _____

DISCUSSIONS:

79-35 Chevy Chase (JA)

79-42 Port Byron (NW)

79-122 Caseyville (JD) (11 transcripts)

*80-3 Caterpillar Tractor (IG)

*80-122 DuPage (IG) (due 2/5)

80-123 Engstrom (NW)

*80-148 Printpack (IG) (due 2/5) (waiting Agency recommendation)

*80-157 Tazewell County Health (JD) (due 2/5)

*80-211 Outboard Marine (IG) (due 2/5) (waiting Agency recommendation)

*80-212 Rock Island (JA) (due 2/5) (waiting Agency recommendation)

*80-213 American Can (JD) (due 2/5)

AMENDED PETITIONS:

80-204 Decatur (filed 1/19)

REGULATORY DISCUSSIONS:

R71-24

R75-14 Beverage Containers (JD)

R76-21 Effluent Standards (DS)

R79-10 Snowmobile Noise (JA) Proposed Rule, First Notice

NEW CASES:

- 80-229 Arlington Heights v. EPA (JA) _____
 - 81-2 Shell Oil v. EPA(DS) _____
 - 81-3 EPA v. Paul Goldstein, Mike Goldstein and Goldstein Hog
Farm _____
 - 81-4 City of Knoxville v. EPA _____
 - 81-5 EPA v. American Foundry and Mfg. Co. _____
 - 81-6 Convent Sewage Treatment Plant etc. v. EPA _____
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- R81-10 New Source Performance Standards (JD) _____

PUBLIC COMMENT

PENDING CASES ASSIGNED:

75-112 MSD (DS)
76-241 Georgia-Pacific (NW)
78-62 Davenport Packing (IG)
78-136 Rockdale (DS)
78-186 Hartman (DS)
78-283 E. Peoria (NW)
79-161 Stepan Chemical (IG)
79-184 Roodhouse (NW)
79-201 Apple River (JD)
80-31 Bruns v. Western Springs (JD)
80-38 Peoria v. Bacon's Farm (JD)
80-46 Kaji v. Olson (IG)
80-87 Missouri Pacific (NW)
80-89 CILCO (JD)
80-90 CILCO (JD)
80-112 Occhipinti (NW)
* 80-163 Abingdon (JA)
* 80-164 Politser (JD)
* 80-171 Getty Fuels (IG) (due 2/19)
* 80-223 Assumption (JD) (due 3/5)