

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
May 28, 1981 Chicago, Illinois

All Board members were present save Mr. Goodman who was ill.

Opinions and Orders were adopted in these cases by a vote of 4-0: ##80-211, O.M.C.; 80-217, Beecher; 81-32, Minonk; 81-35, Orland Park; 81-82, Illinois Power.

R77-15, Sulfur Dioxide, Emergency Rulemaking and First Notice, Orders were adopted by a vote of 4-0.

An Opinion in R80-19, Hazadous Hospital Wastes was adopted by a vote of 4-0, Mr. Werner concurred.

Motion for extension of time to answer an objection in #78-293, Ralston, was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motion for stay in #79-141, O.M.C., was granted by a vote of 4-0. Mrs. Anderson will prepare an Order.

Joint motion for stay was granted in #79-160, U.S. Steel, by a vote of 4-0. Mrs. Anderson will prepare an Order.

Motion for stay was granted in #80-31, Burns, by a vote of 3-0, Mrs. Anderson abstained. Mr. Dumelle will prepare an Order.

Motion to dismiss in #80-121, Regensteiner, was granted by a vote of 4-0. An Order will be prepared on behalf of Mr. Goodman.

Motion to reinstate and award costs was denied in #80-184, Akron Land, by a vote of 4-0. Dr. Satchell will prepare an Order.

Motion for sanctions was denied in #80-189,-190, Alburn, by a vote of 4-0. Mrs. Anderson will prepare an Order.

Joint motion to decide without hearing in #80-193, Caterpillar, was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motion to amend in ##80-21,-22, Sapp, was referred to the Hearing Officer.

Request for extension of time to respond to a Board Order was granted in #81-43, Westtown, by a vote of 4-0. Mr. Dumelle will prepare an Order.

An objection was filed in #81-55, Midwest Baptist, and the Board authorized a hearing.

An Order was adopted in R80-22 and R77-15, Sulfur Dioxide, on a motion for consideration, by a vote of 3-0, Mr. Werner abstained.

Motion for expedited consideration was granted in #81-83, C. Groot, by a vote of 4-0. Mrs. Anderson will prepare an Order.

R78-17, Sulfur Dioxide, Final Opinion was adopted by a vote of 4-0.

Proposed Rule, Second Notice was adopted in R79-10, Snowmobile Noise, by a vote of 4-0.

Proposed Rule, Second Notice was adopted in R80-17, Illinois Power Cooling Lake, by a vote of 4-0.

These cases were discussed and held to June 11, 1981 for further discussion or possible decision: ##77-260, ARF: 80-192, Waste Control; 80-197, Jacksonville; 80-218, Mercy Hospital; 81-34, Commonwealth Edison.

In amended petitions these actions were taken by a vote of 4-0: ## 81-46, Algonquin, held for Agency recommendation; 81-60, Kaney, additional information requested, Order by Mrs. Anderson; 81-67, Bergman, hearing authorized.

In new cases #81-86, Dubuque Packing was held to June 11; 81-87, Sparton Mfg. was held to June 11; and 81-88, EPA v. National Modine, a hearing is mandatory.

The Board discussed the FY 82 meeting schedule and held it to June 11.

A closed legislative session was held with a representative of the Illinois Attorney General's Office.

All matters not disposed of as listed were ordered held for possible consideration on June 11, 1981.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the above minutes were approved this 25th day of June, 1981 by a vote of 4-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
AGENDA
MAY 28, 1981 CHICAGO, ILLINOIS

DECISIONS:

- 80-105 Abingdon (JD) _____
- * 80-211 OMC (IG) (due) _____
- 80-217 Beecher (NW) _____
- * 81-32 Minonk (JA) (due) _____
- * 81-35 Orland Park (JA) (due) _____
- 81-82 Illinois Power (IG) _____
- R77-15 Sulfur Dioxide, Emergency Rulemaking (IG) _____
- R80-19 Hazardous Hospital Waste (Opinion) (JA) _____

MOTIONS:

- 78-293 Ralston - objections to H.O. Ruling (5/14) H.O. Ruling (5/11)
motion for extension (5/20) _____
- 79-141 OMC - motion for stay (5/14) _____
- 79-160 U.S. Steel - motion for stay (5/18) (IG) _____
- 80-3 Caterpillar Tractor - motion to reconsider (3/9) response (3/27)
memorandum (5/1) memorandum (5/1) response (5/12) (DS) _____
motion to strike (5/22) _____
- 80-31 Burns - motion for stay (5/15) (JD) _____
- 80-46 Kaji - motion to reconsider (5/18) (IG) _____
- 80-121 Regensteiner - motion to dismiss (5/19) (IG) _____
- 80-184 Akron - motion to reinstate and award costs (5/18) (DS) _____
response (5/27) _____
- 80-189 Alburn - motion for sanctions (5/8) response (5/14) reply
(5/15) motion to strike (5/20) response (5/21) reply to
motion to strike (5/26) motion to lift stay (5/22) (IG) _____
- 80-189 Alburn - motion for special meeting (5/14) response (5/21)
(IG) _____
- 80-193 Caterpillar Tractor - stip. and joint motion (5/19) _____

* INDICATES VARIANCE OR PERMIT APPEAL

MOTIONS (Continued):

80-230 Crook - motion to reconsider (5/18) (JA) _____
response (5/27)

81-21
81-22 Sapp - motion to amend (5/18) (IG) _____

81-43 Westtown - request for extension (5/15) _____

81-55 Midwest - objection (5/18) _____

R77-15
R80-22 SO₂ - motion for consideration (5/6) (IG) _____

R79-2 SO₂ - withdrawal of proposal (5/20) (IG) _____

R80-20 Solid Waste - motions to hold hearings in abeyance (DS) _____

81-83 C. Groot - motion for expedited decision (5/21) _____

DISCUSSIONS:

77-260 ARF (NW) _____

80-192 Waste Control (NW) _____

80-197 Jacksonville (NW) _____

* 80-218 Mercy Hospital et al (JA) _____

* 81-34 Commonwealth Edison (IG) (due 6/11) _____

R78-15 Sulfur Dioxide - Final Opinion (IG) _____

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

R80-9
R80-10 Blasting Noise - Opinion (JA) _____

R80-17 Illinois Power, Proposed Rule, First Notice (IG) _____

AMENDED PETITIONS:

- 81-46 Algonquin (filed 5/18) (JD)
- 81-67 Bergman (filed 5/14)
- 81-60 Kaney Transportation (filed 5/26)

NEW CASES:

- 81-86 Dubuque Packing Co. v. EPA (motion to consolidate with
PCB80-95) _____
- 81-87 Sparton Manufacturing Co. v. EPA _____

OTHER:

FY 82 BOARD MEETING SCHEDULE - see memo of 5/27

PENDING CASES ASSIGNED:

78-62 Davenport Packing (IG)
78-139 Vickery Manor (JD)
* 79-81 Reynolds Metals (DS)
79-134 Commonwealth Edison (JD)
* 79-161 Stepan Chemical (IG)
79-197 Carr & Huisanga (DS)
79-215 John Popp (DS)
79-256 ESL (DS)
80-22 Caterpillar Tractor (IG)
80-134 Commonwealth Edison (IG)
80-162 Service Disposal (NW)
80-185 Piolet Bros. (JA)
* 80-212 Rock Island (JA)
* 81-12 Wauconda (JA) (due 7/9)
81-19 Marion (JD)